

Section I Notice of Development of Proposed Rules and Negotiated Rulemaking

FISH AND WILDLIFE CONSERVATION COMMISSION

RULE NO.: RULE TITLE:
68-1.002 Minority Business Enterprise Procurement
 Activities

PURPOSE AND EFFECT: Repealing rule based on duplicative
statutory requirements.

SUBJECT AREA TO BE ADDRESSED: Agency procurement
activities.

RULEMAKING AUTHORITY: Art. IV, Sec 9, Florida
Constitution

LAW IMPLEMENTED: Art IV, Sec. 9, Florida Constitution
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: Renee
Gregory, 620 South Meridian St., Tallahassee, Florida 32399;
susan.gregory@myfwc.com.

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

Section II Proposed Rules

NONE

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Library and Information Services

RULE NO.: RULE TITLE:
1B-2.011 Library Grant Programs
 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. 48 No. 239, December
12, 2022 issue of the Florida Administrative Register. 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. 48 No. 239, December 12, 2022 issue of
the Florida Administrative Register. The Division of Library
and Information Services Rule 1B-2.011, F.A.C., is modified to
update hyperlinks contained within the material incorporated by
reference. In addition, Form DLIS/ LCG02, is amended at
paragraph 31, and Form DLIS/LSTA01, is amended at
paragraph 37, to read as follows:

The Grantee shall not use any project (grant or matching) funds
in violation of Section 760.10(8)(a), *Florida Statutes*, which
prohibits subjecting individuals as a condition of employment,
membership, certification, licensing, credentialing, or passing
an examination, to training, instruction, or any other required
activity that espouses, promotes, advances, inculcates, or
compels individuals to believe concepts that are set forth in
sections 1 through 8 thereunder. Any violation of Section
760.10(8), *F.S.*, by the Grantee utilizing project funds shall
result in a disallowance of any project funds used or sought for
reimbursement for said activities.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-1.0018 School Safety Requirements and Monitoring
 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. 32, February 16,
2023 issue of the Florida Administrative Register.

In response to written material provided by the School District
of Orange County, received on February 20, 2023, the rule is
amended to conform to statutory change to Section 1006.12(2),
F.S., from the 2022 legislative session, as follows:

6A-1.0018 School Safety Requirements and Monitoring

(1) through (22) No Change.

(23) Charter School Safety Requirements.

(a) through (b) No Change.

(c) Charter schools and their governing boards are
responsible for meeting the safety requirements set forth in this
rule. All safety requirements as set forth in subsections (6)-(17),
(20) and (22) apply to charter schools, with any changes to the
requirements set forth below:

1. Safe-school officer.

a. through c. No Change.

d. Districts and charter school governing boards must work
together to determine the type of safe-school officer under
Section 1006.12, F.S., that will be assigned to each charter
school. Any of the safe-school officer types permitted under
Section 1006.12(1)-(4), F.S., may be assigned to a charter
school. The safe-school officer options for a charter school are:

~~(I) Upon agreement between the school district and charter school, a school resource officer, pursuant to Section 1006.12(1), F.S.;~~

~~(II) A school guardian, pursuant to Section 1006.12(3), F.S. and~~

~~(III) A school security guard, pursuant to Section 1006.12(4), F.S.~~

2. through 10. No Change.

(24) through (25) No Change.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-14.005
 RULE TITLE: Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation

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. 13, January 20, 2023 issue of the Florida Administrative Register.

Proposed amendment to Rule 68B-14.005 has been changed to include the following:

68B-14.005 Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation.

(1) through (2) No change.

(3) Descending device or venting tool. While harvesting or attempting to harvest, including catch and release, in or from Florida waters ~~any snappers, groupers, jacks, tilefish, including~~ the species listed in subsection 68B-14.001(2), F.A.C., as well as goliath grouper and Nassau grouper, persons on board a vessel must be able to access a venting tool or a descending device that is rigged and ready to use. When releasing a fish that is exhibiting signs of barotrauma a harvester must use a venting tool to release gases from the swim bladder of the fish or a descending device to quickly return the fish to depth. The descending device or venting tool must be properly assembled and ready for use prior to harvest or attempting to harvest. The descending device must not be stowed and all tools shall be easily within reach to quickly release a fish that is exhibiting signs of barotrauma.

(a) The descending device must be properly attached to a minimum of 16-ounce (454-gram) weight and a minimum of a 60 foot (15.2-m) length of line.

(b) The descending device may either attach to a fish’s mouth or be a container that will retain a fish while it is lowered to depth. The device must be capable of releasing a fish automatically, by actions of the operator or the device, or by allowing a fish to escape on its own when at depth.

(4) Required gear in the Gulf reef fish fishery. For a person on board a vessel harvesting or attempting to harvest, including catch and release, ~~any snapper, grouper, jacks, tilefish including~~ the species listed in subsection 68B-14.001(2), F.A.C., as well as goliath grouper and Nassau grouper, the vessel must possess on board and such person must use the gear specified in paragraphs (a) and (b).

(a) through (b) No change.

(5) Required gear in the Atlantic Ocean reef fish fishery. For a person on board a vessel harvesting or attempting to harvest, including catch and release, ~~any snapper, grouper, jacks, tilefish including~~ the species listed in subsection 68B-14.001(2), F.A.C., as well as goliath grouper and Nassau grouper, the vessel must possess on board and such person must use the gear specified in paragraphs (a), (b), and (c).

(a) Non-stainless-steel circle hooks north of 28° N. latitude. Non-stainless-steel circle hooks are required to be used on hook and line gear when fishing with natural baits in the Atlantic Ocean north of 28° N. latitude (consistent with the Federal Standard established in 50 C.F.R. §622.188(a)(2) as of January 1, 2021). “Circle hook” means a fishing hook designed and manufactured so that the point is not offset and is turned perpendicularly back to the shank to form a general circular or oval shape.

(b) Non-stainless-steel hooks south of the 28° N. latitude. Non-stainless-steel hooks are required to be used on hook and line gear when fishing with natural baits in the Atlantic Ocean south of the 28° N. latitude (consistent with the Federal Standard established in 50 C.F.R. §622.188(a)(3) as of January 1, 2021).

(c) Dehooking devices. At least one dehooking device is required and must be used as needed to remove hooks embedded in Atlantic reef fish with minimum damage. The dehooking device must be constructed to allow the hook to be secured and the barb shielded without re-engaging during the removal process. The dehooking device must be blunt, and all edges rounded. The device must be of a size appropriate to secure the range of hook sizes and styles used in the Atlantic reef fish fishery.

(6) Violation. Possession of any of the species specified in subsection 68B-14.001(2), F.A.C., beyond the bycatch allowance in paragraph (2)(a), aboard a vessel fishing in state waters, while also in possession of unauthorized gear, constitutes a violation of subsections (1) and (2).

(7) Allowed and Prohibited Gear and Method of Harvest for Goliath Grouper –

(a) Allowed Gear for Goliath Grouper. A person may harvest or attempt to harvest a goliath grouper from Florida Waters only by or with the use of hook and line gear.

(b) Required gear for goliath grouper. For a person onboard a vessel in or on Florida Waters harvesting goliath grouper, the

vessel must possess onboard and such person must use the gear specified in subparagraphs 1 – 3.

1. Non-stainless steel circle hooks. Non-stainless steel circle hooks are required to be used on hook and line gear when fishing with natural baits. “Circle hook” means a fishing hook designed and manufactured so that the point is not offset and is turned perpendicularly back to the shank to form a general circular or oval shape.

2. Dehooking devices. At least one dehooking device is required and must be used to remove hooks embedded in goliath grouper with minimum damage. The dehooking device must be constructed to allow the hook to be secured and the barb shielded without re-engaging during the removal process. The dehooking device must be blunt, and all edges rounded. The device must be of a size appropriate to secure the range of hook sizes used for goliath grouper.

3. Descending device or venting tool.

(c) Prohibited Gear and Methods of Harvest for Goliath Grouper. A person may not harvest or attempt to harvest a goliath grouper with gear or methods that are not expressly permitted in paragraph (7)(a).

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-11-86, Amended 2-1-90, 3-1-94, 10-4-95, 7-15-96, 1-1-98, 12-31-98, 6-1-99, Formerly 46-14.005, Amended 1-1-03, 3-1-05, 7-17-05, 7-1-07, 3-12-08, 4-1-08, 1-19-10, 6-10-13, 1-24-14, 3-15-17, 5-30-17, 1-1-21, 7-1-22, 4-1-23.

Section IV Emergency Rules

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

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

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

fiscal year of the previous administration (federal fiscal year 2020), there were fewer than 460,000 such encounters, and in the fiscal year before that (federal fiscal year 2019), there were fewer than 980,000 encounters. Note 4.

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

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

Declaratory and Injunctive Relief, *State of Florida v. United States*, No. 3:21-cv-01066-TKW-EMT (N.D. Fla. Feb. 1, 2022) (articulating harms to the State of Florida because of the Biden administration's "catch and release" policy).

The surge of foreign nationals attempting to enter illegally at the southwest border has included a large number of Unaccompanied Alien Children (UAC), defined by federal law as a child who has no lawful immigration status; has not attained 18 years of age; and, with respect to whom, there is no parent or legal guardian in the United States, or no parent or legal guardian in the United States available to provide physical custody and care, see 6 U.S.C. § 279(g)(2). Over 146,000 encounters at the southwest border for federal fiscal year 2021 involved UAC or single minors, compared to approximately 33,000 in fiscal year 2020 and 80,000 in fiscal year 2019. Note 8. For federal fiscal year 2022, the number of such encounters has already reached more than 85,000. Note 9. Under existing federal law, the U.S. Department of Health and Human Services (HHS) must take custody of these UAC and attempt to place them with sponsors in the United States until the UAC's immigration proceedings are completed. While the UAC await placement with a sponsor, HHS will often house the UAC in group home facilities or foster homes that are operated by private entities or individuals under contract with HHS and licensed by the states where the facilities or homes are located. It is estimated that at least 4,284 UAC were housed in group home facilities or foster homes in Florida over the last year. During federal fiscal year 2021, 11,145 UAC were placed with sponsors in Florida, more than the 10,773 UAC placed in California, a substantially larger state. Note 10. So far during federal fiscal year 2022, 6,659 UAC have already been placed in Florida. Note 11.

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

Moreover, the State receives no information on the background, criminal history, immigration status, status of removal proceedings, or the sponsors of the UAC brought to Florida. See, e.g., Letter from Governor Ron DeSantis to DHS Secretary Alejandro Mayorkas, Resettlement of Illegal Aliens in Florida,

Aug. 26, 2021; Letter from Acting ICE Director Tae Johnson to Governor Ron DeSantis, Oct. 20, 2021; Letter from DHS Secretary Alejandro Mayorkas to Governor Ron DeSantis, Nov. 24, 2021. UAC are regularly placed with sponsors without adequate follow-up by HHS or the placement entities to ensure the safety and welfare of the UAC. According to a recent report, between January and May 2021, federal contractors responsible for placing UAC with sponsors across the United States were unable to reach the minor or the sponsor in roughly one of every three attempts. Note 12. Nor does the State have any assurance that the UAC are, in fact, minors. As a result of the chaos at the southwest boarder, there is a significant risk of insufficient and inaccurate vetting of people claiming protection as UAC. Many UAC are male teenagers nearing adulthood, and some are gang members when they arrive or later become gang members. Note 13. Recently, a 24-year-old Honduran national was charged with murder in Florida after having falsely represented his age and having been released into the United States as a UAC. Note 14. In short, the Federal Government has failed to provide the State of Florida with sufficient answers to its requests for information on the resettlement of illegal aliens, including UAC, so that their safety and the safety and welfare of Florida's citizens, including children already present in Florida, can be secured. The Federal Government's failure to enforce federal immigration law and secure the border, as well as the absence of meaningful coordination and consultation concerning the resettlement of UAC in Florida, are an immediate danger to the safety and welfare of Floridians, including its most vulnerable children, as well as recently arrived UAC. (The Federal Government's conduct with respect to the resettlement of UAC in Florida stands in stark contrast to the Federal Government's conduct with respect to the resettlement of Unaccompanied Refugee Minors (URM), where the Federal Government has a cooperative agreement in place with the State of Florida.)

To date, the Department has generally granted licenses to facilities that sought to house UAC brought to Florida by HHS. In light of the crisis described above, Section 8 of Executive Order 21-223 directed the Department to "determine whether the resettlement of unaccompanied alien children in Florida from outside of the state constitutes 'evidence of need' under section 409.175(5)(b)(1), Florida Statutes, sufficient to justify the award of a license under Florida law to family foster homes, residential child-caring agencies, or child-placing agencies that seek to provide services for unaccompanied alien children." "To the extent that such resettlement of unaccompanied alien children in Florida is determined not to constitute 'evidence of need' under Florida law," the executive order directed the Department to "amend, if necessary, Florida Administrative Code Rule 65C-46.022, 'Standards for Unaccompanied Alien Children (UAC) Homes and Unaccompanied Refugee Minor Programs,' in accordance with state law, to reflect the

Department’s determination.” In this Emergency Rule, the Department determines that an application for issuance or renewal of a license to house UAC or URM, who are being resettled in Florida from outside of the state, does not constitute “evidence of need,” § 409.175(5)(b)1, Florida Statutes, “to protect the health, safety, and well-being of all children in the state” cared for by residential child-caring agencies, § 409.175(1)(a), Florida Statutes, in the absence of a cooperative agreement between the State of Florida and the Federal Government in which the State of Florida is entitled, at a minimum, to advance notice and meaningful consultation before the resettlement of such UAC or URM in Florida. The Emergency Rule also prohibits existing licensees from adding to their existing UAC population and imposes additional requirements to ensure that such licensees protect the safety and welfare of UAC that they place with sponsors in the state.

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

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

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

Note 3: *Id.*

Note 4: *Id.*

Note 5: See U.S. Customs & Border Prot., Custody and Transfer Statistics FY2021, <https://www.cbp.gov/newsroom/stats/custody-and-transfer-statistics-fy2021> (last accessed March 2, 2023).

Note 6: See *id.*

Note 7: See Mark Krikorian, Immigration Enforcement on the Honor System, <https://www.nationalreview.com/corner/immigration-enforcement-on-the-honor-system/> (July 16, 2021). In addition, between federal fiscal year 2008 and 2019, “32 percent of aliens referred to [immigration courts] absconded into the United States” and did not report to their hearings. See Memorandum

Opinion and Order, *Texas v. Biden*, No. 2:21-CV-067-Z, 2021 WL 3603341, at *4 (N.D. Tex. Aug. 13, 2021).

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

Note 9: See *id.*

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

Note 11: See *id.*

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

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

Note 14: See Adam Shaw, Honduran Illegal Immigrant Charged with Murder Entered US Falsely Claiming to be Unaccompanied Minor: Report (Nov. 4, 2021), <https://www.foxnews.com/politics/honduran-illegal-immigrant-charged-murder-entered-us-unaccompanied-minor>. REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure is fair under the circumstances because the Emergency Rule ends the State’s practice of facilitating the Federal Government’s UAC resettlement program without terminating existing

licenses or otherwise permanently foreclosing the issuance of licenses for UAC in the future. Instead, going forward, the State will require a meaningful cooperative agreement with the Federal Government, including a commitment to resume full enforcement of the immigration laws and to secure the border, before issuing or renewing licenses for housing UAC. (The same principle will apply for licenses to house URM, but there is a cooperative agreement with the Federal Government already in place.) In the meantime, existing licensees will not be permitted to add to their existing UAC population and will be subject to additional obligations to ensure the welfare and safety of the UAC whom they place with sponsors in Florida, but their existing licenses will not be cancelled.

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

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Elizabeth Floyd at Elizabeth.Floyd@myflfamilies.com

THE FULL TEXT OF THE EMERGENCY RULE IS:

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

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

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

placed by child-placing agencies, the planned and organized resettlement of UAC or URM by the Office of Refugee Resettlement (ORR) of the U.S. Department of Health and Human Services does not constitute evidence of need as required for issuance or renewal of a license for a residential child-caring agency, child-placing agency, or family foster home that seeks to provide services to such UAC or URM, unless such resettlement is governed by a cooperative agreement between the State of Florida and the United States Government. In the absence of such cooperative agreement, no license will be issued or renewed with respect to any residential child-caring agency, child-placing agency, or family foster home that applies to provide services for UAC or URM resettling to Florida, and any residential child-caring agency, child-placing agency, or family foster home providing such services under a current license to UAC or URM who have already resettled in Florida may not further place or take placement of any additional UAC or URM until a cooperative agreement is entered. For purposes of this rule, the term “resettlement” means the transportation of persons to Florida for the purpose of temporarily or permanently residing in Florida. The Department has no obligation to enter or renew a cooperative agreement with the United States Government for the resettlement of UAC or URM to Florida, and the Department may revoke or decline to enter or renew such agreement.

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

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

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

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

agencies, or foster homes that provide services for URM must use the “Partnership Plan for Unaccompanied Refugee Minors,” Form CF-FSP 5487, February 2022, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-14107>.

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

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

1. The child reaches the age of 18;
2. The child permanently leaves Florida;
3. The child is removed from the United States;
4. The child is granted lawful immigration status; or
5. The residential child-caring agency or child-placing agency closes or is no longer licensed.

(b) The welfare checks must include:

1. Verifying the identity of the child through previously submitted photographs obtained by the child-placing or residential child-caring agency;
2. Taking a photograph of the child;
3. Looking for any unusual marks on visible parts of the body;
4. Speaking with the child about any issues he or she may be experiencing; and
5. Speaking with the caregiver about the child’s well-being and basic needs.

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

1. Suspected incidents of child abuse and neglect must be immediately reported to the Florida Abuse Hotline in accordance with Chapter 39, F.S.
2. If the welfare check does not reveal any of the incidents described in (7)(c)1. of this rule, then the report must be made no later than the fifth (5th) day of the month following the date the welfare check was conducted, e.g., if a welfare check is completed on January 15, then the report must be made no later than February 5. The report must include the following:
 - a. Name of the child and date of birth.
 - b. Date the welfare check was conducted.
 - c. Name of the child’s caregiver.
 - d. Location of the in-person welfare check.
 - e. Statement affirming that there were no presenting issues or concerns.
 - f. Any indication that the child is no longer residing in or is temporarily relocated from the sponsor’s home, to include

that the child has been determined to be missing or the child’s whereabouts are unknown.

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

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

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

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

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

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

(14) This Emergency Rule will expire on June 2, 2023.

PROPOSED EFFECTIVE DATE: March 4, 2023.

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

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

EFFECTIVE DATE: March 4, 2023

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-2.301 Conditions for Issuance of Permits

NOTICE IS HEREBY GIVEN that on March 01, 2023, the Southwest Florida Water Management District, received a petition for a variance or waiver.

Petitioner’s Name: Sundance Growers, Inc.

Rule No.: 40D-2.301, F.A.C.

Nature of the rule for which variance or waiver is sought: A variance is sought from Section 1.4.8 of the Southwest Florida Water Management District’s Water Use Permit Applicant’s Handbook, Existing Unpermitted Use.

The Petition has been assigned tracking No. 2023011.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michael Bray, 7601 US Highway 301, Tampa, Florida 33637, 1(813)422-6509, Mike.Bray@swfwmd.state.fl.us. Any interested person or other agency may submit written comments within 14 days after the publication of this notice. (T2023011).

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 March 03, 2023, the Board of Pharmacy, received a petition for variance or waiver filed by Girgis Younan, 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: Jessica Sapp, 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

EXECUTIVE OFFICE OF THE GOVERNOR

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

The Financial Services Commission

Administration Commission

Board of Trustees of the Internal Improvement Trust Fund

DATE AND TIME: March 13, 2023, 9:30 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Appointment - Commissioner, Office of Insurance Regulation. The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to; matters relating to rulemaking for all activities of the Office of Insurance Regulation concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and matters related to rulemaking for all activities of the Office of Financial Regulation relating to the regulation of banks, credit unions, other financial institutions, finance companies, retail installment sales providers, title loan lenders, collection agencies, mortgage brokers, mortgage lenders, certified capital companies, money services businesses, and the securities industry.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs’ budget matters, and consider other matters within its authority pursuant to various statutes including Chapters 110, 215 and 216, F.S.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters for which it is responsible pursuant to law (including duties pursuant to Title 18 of the Florida Statutes and Title 18 of the Florida Administrative Code) and that are duly presented on its agenda, which may include such matters as aquacultural issues as presented by the Division of Aquaculture in the Department of Agriculture and Consumer Services; mineral leases or sales; state or sovereign land leases, sales, exchanges, dedications, and easements; conservation and preservation lands and other land purchases; land planning matters and other matters within its authority.

NOTE: The Governor and Cabinet will join via telephone. The Cabinet Meeting will be open to the public and the meeting will be streamed on the Florida Channel.

A copy of the agenda may be obtained by contacting: each individual agency. A copy of any of the above agendas submitted to the Governor and Cabinet for this meeting may be obtained by viewing the website of the Governor and Cabinet at <http://www.myflorida.com/myflorida/cabinet/> or by contacting each individual agency. Pursuant to the provisions

of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to provide at least 48 hours' notification before the meeting by contacting: the Governor's Cabinet Affairs Office, (850)488-5152.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

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

DATE AND TIME: Friday, March 17, 2023; 9:30 a.m. – 3:00 p.m.

PLACE: Broward Metropolitan Planning Organization, Trade Centre South, 100 West Cypress Creek Road, 6th Floor, Suite 650, Fort Lauderdale, Florida 33309-2181

GENERAL SUBJECT MATTER TO BE CONSIDERED: To learn about the economic and community benefits of improved first/last mile connectivity, what types of densities and land use policies support it, an overview of the Federal Transportation Infrastructure Finance and Innovation Act (TIFIA), and an overview of the South Florida's regional vision. Attendees may include one or more board members, elected officials, and staff from the South Florida Regional Planning Council; Monroe, Miami-Dade, Broward, Palm Beach and other South Florida counties and their respective county agencies and departments; municipal governments in Monroe, Miami-Dade, Broward, and Palm Beach, counties, and transportation planning and metropolitan planning organizations. State and federal agencies may also be present including, but not limited to, members and/or staff from the Florida Department of Transportation and the U.S. Department of Transportation.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020; (954) 924-3653; or sfadmin@sfrpc.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020; (954) 924-3653; or sfadmin@sfrpc.com.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Thursday, March 16, 2023, 9:30 a.m.

Lake Belt Mitigation Committee Meeting

PLACE: SFWMD Headquarters, B-1 Building, 3rd Floor, Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406

Members of the public may participate and provide public comment in person or via Zoom, a media technology free for the public to use.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting of the Lake Belt Mitigation Committee (LBMC), created pursuant to Section 373.41492, Florida Statutes. Meeting content will include an update on monitoring and construction progress of the Sam-Jones Abiaki Prairie Restoration Project, FY24 funding requests, review of the LBMC annual report, and other LBMC business.

The public and stakeholders are invited to participate and will have an opportunity to view and comment during the meeting in-person or by utilizing the following link: <https://sfwmd.link/41mp5sU>.

This link can also be found on the District's website at www.SFWMD.gov/meetings and will go live at approximately 9:30 a.m. on March 16, 2023.

A copy of the agenda may be obtained by contacting: Lourdes Elias, (561)682-2706, lelias@sfwmd.gov, or online at SFWMD.gov/our-work/lake-belt-committee seven days prior to the meeting.

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

For more information, you may contact: Lourdes Elias, (561)682-2706, lelias@sfwmd.gov.

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority

The Tampa Bay Water, a Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 20, 2023, 9:30 a.m.

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting.,

A copy of the agenda may be obtained by contacting: Records Department, (727)796-2355.

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: Records Department, (727)796-2355. 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: Records Department, (727)796-2355.

DEPARTMENT OF MANAGEMENT SERVICES

Florida Digital Service

RULE NOS.:RULE TITLES:

60GG-2.001 Purpose and Applicability; Definitions; Agency Requirements

60GG-2.002 Identify

60GG-2.003 Protect

60GG-2.004 Detect

60GG-2.005 Respond

60GG-2.006 Recover

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

DATE AND TIME: March 20, 2023, 9:00 a.m. – 1:00 p.m. or until adjourned

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Development of a rule addressing the State of Florida Cybersecurity Standards in accordance with section 282.318, F.S. This rule workshop will cover the information as listed on the agenda available on the Department’s website here:

https://www.dms.myflorida.com/agency_administration/general_counsel/rulemaking.

A copy of the agenda may be obtained by contacting: Andrea Barber, Senior Policy Analyst, 4050 Esplanade Way, Tallahassee, Florida 32399, Policy@digital.fl.gov, (850)-901-6279.

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: Andrea Barber, Senior Policy Analyst, 4050 Esplanade Way, Tallahassee, Florida 32399, Policy@digital.fl.gov, (850)-901-6279. 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: Andrea Barber, Senior Policy Analyst, 4050 Esplanade Way, Tallahassee, Florida 32399, Policy@digital.fl.gov, (850)-901-6279.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Committee on Continuing Professional Education announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 21, 2023, 10:00 a.m.

PLACE: Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee on Continuing Professional Education will meet to discuss items relating to CPE credits.

A copy of the agenda may be obtained by contacting: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

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: Karan Lee. 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: Karan Lee.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

The Florida Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: April 5, 2023, 10:00 a.m.

PLACE: Interested parties may participate via GoToWebinar. Please register in advance at <https://attendee.gotowebinar.com/register/128433283104408413>

After registering, you will receive a confirmation email from customercare@gotowebinar.com containing information about joining the webinar.

GENERAL SUBJECT MATTER TO BE CONSIDERED: At the Recreational Trails Program (RTP) FY22-23 Grant Management Onboarding Webinar RTP staff will provide an overview of successfully completing an RTP project from start to finish. The webinar will include a review of the grant agreement and provide technical assistance for grantees regarding the National Environmental Policy Act (NEPA) requirements, commencement specifications, completion process, project reimbursement and post-completion conditions.

A copy of the agenda may be obtained by contacting: Lauren Cruz, Florida Department of Environmental Protection, Land and Recreation Grants Program, 3900 Commonwealth Blvd., Mail Station 585, Tallahassee, Florida 32399-3000, (850) 245-2681, Lauren.Cruz@floridadep.gov or at <https://floridadep.gov/lands/land-and-recreation-grants/content/rtp-assistance>.

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: Lauren Cruz using the contact information provided above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

The Board of Hearing Aid Specialists announces a public meeting to which all persons are invited.

DATE AND TIME: March 21, 2023, 4:00 p.m. EST

PLACE: Please join my meeting from your computer or tablet using GoToMeeting at [Click here to join the meeting](#) or by phone (877) 309-2073 (Toll Free) or (571) 317-3129 using Access Code: 956-337-237#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Joint meeting with Board of Speech-Language Pathology and Audiology involving discussion and actions, including, but not limited to general board business and rules.

A copy of the agenda may be obtained by contacting the board office at (850) 245-4292 or by visiting our website at <https://floridashearingaidspecialists.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 office at (850) 245-4292.

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 office at (850) 245-4292.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

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

DATE AND TIME: May 19, 2023, 9:00 a.m.

PLACE: Holiday Inn Tampa Airport Westshore, 700 N. Westshore Blvd., Tampa, FL 33609

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board.

A copy of the agenda may be obtained by contacting: <https://floridasosteopathicmedicine.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: Board Staff, at (850) 245-4161 or MQA.Osteopath@flhealth.gov or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board Staff, at (850) 245-4161 or MQA.Osteopath@flhealth.gov or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

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

DATE AND TIME: (UPDATE/CANCELLATION) March 6, 2023, 12:30 p.m. ET

PLACE: 1(888)585-9008, Participant Code: 599-196-982(#)

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Joint Rules Committee, with the Board of Pharmacy Rules Committee and representatives of the Board of Medicine and the Board of Osteopathic Medicine.

A copy of the agenda may be obtained by contacting: the Florida Board of Pharmacy at www.floridaspharmacy.gov or the Florida Board of Osteopathic Medicine at www.floridasosteopathicmedicine.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 Florida Board of Pharmacy at www.floridaspharmacy.gov or the Florida Board of Osteopathic Medicine at www.floridasosteopathicmedicine.gov/meeting-information. 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 Florida Board of Pharmacy at www.floridaspharmacy.gov or the Florida Board of Osteopathic Medicine at www.floridasosteopathicmedicine.gov/meeting-information.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

The Board of Podiatric Medicine announces a CHANGE to the LOCATION of a public meeting to which all persons are invited. Meeting originally published in Vol. 48/228 on 11/23/2022.

DATE AND TIME: April 21, 2023, 9:00 a.m. EST

PLACE: Please join my meeting from your computer, tablet or phone using GoToMeeting at <https://meet.goto.com/623653709> or by phone (Toll Free) (877) 309-2073 or (571) 317-3129 using Access Code: 623-653-709

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business involving discussion and actions, including, but not limited to general board business, licensure applications, rules and disciplinary matters.

A copy of the agenda may be obtained by contacting the board office at (850) 245-4292 or by visiting our website at <https://floridaspodiatricmedicine.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 office at (850) 245-4292.

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 office at (850) 245-4292.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

The Board of Speech Language Pathology & Audiology announces a public meeting to which all persons are invited.

DATE AND TIME: April 21, 2023, 9:00 a.m.

PLACE: The Florida Hotel, 1500 Sand Lake Rd., Orlando, FL 32809, 407-417-4198

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board.

A copy of the agenda may be obtained by contacting: <https://floridasspeechaudiology.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: MQA.SpeechLanguage@flhealth.gov at (850)245-4161 or 4052 Bald Cypress Way, Bin C-06, Tallahassee, FL 32399. 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 you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board Staff at (850)245-4161 or mqa.speechlanguage@flhealth.gov or 4052 Bald Cypress Way, Bin C-06, Tallahassee, FL 32399.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

The Board of Speech Language Pathology & Audiology announces a public meeting to which all persons are invited.

DATE AND TIME: March 21, 2023, 4:00 p.m. EST

PLACE: Please join my meeting from your computer or tablet using GoToMeeting at [Click here to join the meeting](#) or by phone (877) 309-2073, (Toll Free) or (571) 317-3129 using Access Code: 956-337-237#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Joint meeting with Board of Speech-Language Pathology and Audiology involving discussion and actions, including, but not limited to general board business and rules.

A copy of the agenda may be obtained by contacting: <https://floridasspeechaudiology.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 office at (850) 245-4292. 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 office at (850) 245-4292.

DEPARTMENT OF HEALTH

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

DATE AND TIME: Wednesday, March 22, 2023, 2:00 p.m. – 3:00 p.m. EST

PLACE: [https://teams.microsoft.com/l/meetup-join/19:meeting_OWI2OWIxOGEtNjU5OC00MGI1LWEzOTMtMDdiYTk4MmUzN2Ri@thread.v2/0?context={\"Tid\": \"28cd8f80-3c44-4b27-81a0-cd2b03a31b8d\", \"Oid\": \"94c1885c-fcda-49db-835c-f471ab38cdac\"}](https://teams.microsoft.com/l/meetup-join/19:meeting_OWI2OWIxOGEtNjU5OC00MGI1LWEzOTMtMDdiYTk4MmUzN2Ri@thread.v2/0?context={\)

Meeting ID: 214 329 556 143

Passcode: TGbiPT

Join with a video conferencing device

teams@meetme.flhealth.gov

Video Conference ID: 115 123 312 5

Or call in (audio only)

+1 850-792-1375

United States, Tallahassee

Phone Conference ID: 808 511 32#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Brain and Spinal Cord Injury Advisory Council. BSCIAC Performance and Quality Improvement Committee meeting.

A copy of the agenda may be obtained by contacting: Kimberly Robinson by email: Kimberly.Robinson@flhealth.gov, or by phone: (850) 245-4967.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Kimberly Robinson by email: Kimberly.Robinson@flhealth.gov, or by phone: (850) 245-4967. If you are hearing or speech impaired, please contact the

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

For more information, you may contact: Kimberly Robinson by email: Kimberly.Robinson@flhealth.gov, or by phone: (850) 245-4967.

DEPARTMENT OF HEALTH

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

DATE AND TIME: Thursday, March 23, 2023, 1:00 p.m. – 2:00 p.m. EST

PLACE: [https://teams.microsoft.com/l/meetup-join/19:meeting_OTkyMDA2ZGItMWNkOC00NzI1LTK2MjUtYTl5NWZhZGI2N2U3@thread.v2/0?context={\"Tid\": \"28cd8f80-3c44-4b27-81a0-cd2b03a31b8d\", \"Oid\": \"94c1885c-fcda-49db-835c-f471ab38cdac\"}](https://teams.microsoft.com/l/meetup-join/19:meeting_OTkyMDA2ZGItMWNkOC00NzI1LTK2MjUtYTl5NWZhZGI2N2U3@thread.v2/0?context={\)

Meeting ID: 218 690 728 506

Passcode: bUbXLJ

Join with a video conferencing device

teams@meetme.flhealth.gov

Video Conference ID: 117 211 244 0

Or call in (audio only)

+1 850-792-1375

United States, Tallahassee

Phone Conference ID: 470 344 192#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Brain and Spinal Cord Injury Advisory Council. BSCIAC Public Awareness Committee meeting.

A copy of the agenda may be obtained by contacting: Kimberly Robinson by email: Kimberly.Robinson@flhealth.gov, or by phone: (850) 245-4967.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Kimberly Robinson by email: Kimberly.Robinson@flhealth.gov, or by phone: (850) 245-4967. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kimberly Robinson by email: Kimberly.Robinson@flhealth.gov, or by phone: (850) 245-4967.

DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: March 14, 2023, 11:00 a.m.

PLACE: Children's Board, 1002 E Palm Ave., Tampa, FL 33605 and via Zoom: <https://us02web.zoom.us/j/85853882786?pwd=NTR0bHhOMUURbDVIS09sL3VnQXhKZz09>

Meeting ID: 858 5388 2786

Passcode: 139041

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ongoing Hillsborough Community Alliance Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: Kalen Graham at kgraham@maryleeshouse.org or (813)250-6651.

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: Kalen Graham at kgraham@maryleeshouse.org or (813)250-6651. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

The Department of Children and Families, Substance Abuse and Mental Health Program Office announces a public meeting to which all persons are invited.

DATE AND TIME: This is a correction to Notice ID 26885216, previously published in Issue 3/2/2023 Vol. 49/42, in which the incorrect meeting date was published. The correct date is published below.

Wednesday, March 15, 2023

- 9:00 a.m. – 10:00 a.m. EST – Business Operations Subcommittee
- 10:30 a.m. – 11:30 a.m. EST – Data Analysis Subcommittee
- 12:00 p.m. – 1:00 p.m. EST – Finance Subcommittee
- 2:00 p.m. – 3:00 p.m. EST – Criminal Justice Subcommittee
- Call-in (audio only): 1-412-912-1530
- Business Operations Subcommittee- Phone Conference ID: 428 496 562
- Data Analysis Subcommittee - Phone Conference ID: 537 589 882
- Finance Subcommittee - Phone Conference ID: 501 383 40
- Criminal Justice Subcommittee - Phone Conference ID: 250 346 724

PLACE: Virtual meetings via Microsoft Teams. The access links are listed below and also available on the Department of Children and Families calendar of events located here: <https://www.myflfamilies.com/newsroom/public-events-meetings/>

- Business Operations Subcommittee https://teams.microsoft.com/l/meetup-join/19%3ameeting_OTRkMzVkOWQOt0tk0NC00MWZkL

https://teams.microsoft.com/l/meetup-join/19%3ameeting_Y2Q2YzFhOTctZGZiNi00NTMwLTK5M2MtNjEyYWEyNmQ3YzRm%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%2217953c17-4f9a-4e32-bc08-3423060da39f%22%7d

- Data Analysis Subcommittee https://teams.microsoft.com/l/meetup-join/19%3ameeting_YzViNjA4NjctYzViYy00MDQxLWExZWlOTcyODAzZjBIZGY0%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%2217953c17-4f9a-4e32-bc08-3423060da39f%22%7d

- Finance Subcommittee https://teams.microsoft.com/l/meetup-join/19%3ameeting_YjNiZGNlZWUzZGY4Zi00MDQxLWlWl2M2UtOGExOTFmNDUxMTRm%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%2217953c17-4f9a-4e32-bc08-3423060da39f%22%7d

- Criminal Justice Subcommittee https://teams.microsoft.com/l/meetup-join/19%3ameeting_YjNiZGNlZWUzZGY4Zi00MDQxLWlWl2M2UtOGExOTFmNDUxMTRm%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%2217953c17-4f9a-4e32-bc08-3423060da39f%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED:

These are subcommittee meetings in accordance with Senate Bill 96 for the members of the Commission on Mental Health and Substance Abuse. The Commission is comprised of individuals appointed by the Governor, President of the Senate, and Speaker of the House. Discussion topics will include the current status of Florida’s behavioral health system of care and opportunities to further examine the current methods of providing mental health and substance use services in the state. Specifically, the group will confer on ways to better improve the effectiveness of current practices, procedures, and programs, in providing such services; identify any barriers or deficiencies in the delivery of such services; and recommend changes to existing laws, rules and policies.

A copy of the agenda may be obtained by contacting: The agenda and meeting materials will be forth coming. For information on the Commission please visit the Commission website: <https://www.myflfamilies.com/service-programs/samh/commission/index.shtml>

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Aaron Platt at Aaron.platt@myflfamilies.com or (850) 717-4331. 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: Aaron Platt at Aaron.platt@myflfamilies.com or (850) 717-4331.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

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

DATE AND TIME: March 16, 2023, 10:30 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Joe Wallace, 407-282-3944.

CITIZENS PROPERTY INSURANCE CORPORATION

The Citizens Property Insurance Board of Governors announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 15, 2023, 9:00 a.m.

PLACE: Zoom Webinar link available at www.citizensfla.com
Dial In: 786-635-1003; CODE: 883 0756 0058

GENERAL SUBJECT MATTER TO BE CONSIDERED: Topics for this Special Board of Governors Meeting to include but not limited to the 2023 Risk Transfer Program – Part A.

A copy of the agenda may be obtained by contacting: www.citizensfla.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: Barbara Walker at 850-445-9645. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Barbara.walker@citizensfla.com; 2101 Maryland Circle, Tallahassee, FL 32303; 850-445-9645.

Section VII

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

DEPARTMENT OF HEALTH

Board of Nursing

NOTICE IS HEREBY GIVEN that the Board of Nursing has received the petition for declaratory statement from Abby Guirguis, APRN-CNP, on March 2, 2023. The petition seeks the agency’s opinion as to the applicability of Section 464.0123, F.S., as it applies to the petitioner.

The Petitioner seeks a Declaratory Statement from the Board opining as to whether it is within the scope of practice of an autonomous nurse practitioner in family care in telemedicine practice and asks the following questions: (1) Are there any restrictions or special requirements for prescribing controlled substances in telemedicine? related to Schedule III-IV in the telemedicine setting? (2) Are the services described in the petition within the scope of practice? (3) Is there an exclusionary formula for APRNs for prescribing controlled substances? (4) Is there any requirement that requires in-person evaluation in certain conditions of patients? The questions are explained in further detail in the petition. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

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

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 EDUCATION

University of Florida

Notice of Bid

University of Florida Procurement Services will receive sealed bids for ITB23KO-128 Lakeside Residential Complex Lintel Replacement. A Mandatory Pre-bid Meeting will be held at the site on March 14, 2023 at 9:30 AM located at 2955 Radio Road, Gainesville, FL, 32612. Contractor questions and requests for clarification are due March 20, 2023 by 5:00 PM at the email address below. Bids are due no later than April 5, 2023 at 3:00 PM at University of Florida Procurement Services, PO Box 115250, 971 Elmore Drive, Gainesville, FL, 32611. All questions can be directed to Karen Olitsky, Procurement Manager, at kolitsk@ufl.edu. For bid documents and all other bid information visit: <https://procurement.ufl.edu/vendors/schedule-of-bids/>.

Section XII Miscellaneous

DEPARTMENT OF STATE

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

Rule No.	File Date	Effective Date
25-12.005	2/28/2023	3/20/2023
59A-4.110	3/2/2023	3/22/2023
59A-36.015	3/3/2023	3/23/2023
64B8-9.019	2/24/2023	3/16/2023
64B8-30.019	3/2/2023	3/22/2023
64B15-6.013	3/2/2023	3/22/2023
64B15-19.002	3/2/2023	3/22/2023
64B16-26.1032	2/28/2023	3/20/2023
64B16-28.303	2/28/2023	3/20/2023
64B32-6.004	3/3/2023	3/23/2023

65CER22-1(renewal)	3/3/2023	3/7/2023
73AER23-1	2/28/2023	2/28/2023
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
5K-4.020	12/10/2021	**/**/****
5K-4.035	12/10/2021	**/**/****
5K-4.045	12/10/2021	**/**/****
60FF1-5.009	7/21/2016	**/**/****
62-6.001	5/10/2022	**/**/****
62-600.405	11/16/2021	**/**/****
62-600.705	11/16/2021	**/**/****
62-600.720	11/16/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****
69L-7.020	10/22/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-705.100 Grease Waste Removal and Disposal
Grease Waste Removal and Disposal

In accordance with subsection 120.74(5), F.S., the Department extends the April 1 deadline to publish a Notice of Proposed Rule for Chapter 62-705, F.A.C., Grease Waste Removal and Disposal. A Notice of Rule Development for Chapter 62-705, F.A.C., was published in the Florida Administrative Register on November 1, 2022, Vol. 48/213. A Rule Development Workshop regarding the preliminary draft text of Chapter 62-705 will be held on March 22, 2023. The Department will evaluate public comments received about the draft language and consider any necessary changes based on that public input.

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.
