

Section I
 Notice of Development of Proposed Rules
 and Negotiated Rulemaking

NONE

Section II
 Proposed Rules

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-14.002 General Program Provisions

PURPOSE AND EFFECT: Subsection 11B-14.002(2), F.A.C.: Incorporates the revised Training Report, form CJSTC-67, to change the rule reference and update where the original and/or copy of the form should be maintained.

Paragraph 11B-14.002(6)(b), F.A.C.: Incorporates the revised Higher Education for Salary Incentive Report, form CJSTC-63, to update where the original and/or copy of the form should be maintained and change the Agency Requirements for agencies unable to enter information online through ATMS to contact FDLE/CJP Records Section for assistance.

SUMMARY: Revised Training Report, form CJSTC-67; and Higher Education for Salary Incentive Report, form CJSTC-63.
 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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), 943.22(2)(h) FS.

LAW IMPLEMENTED: 943.22 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Friday, January 10, 2025, at 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. 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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-14.002 General Program Provisions.

(1) No change.

(2) Career Development Training Program Course, as defined in subsection 11B-14.001(1), F.A.C., and Advanced Training Program Course, as defined in subsection 11B-14.001(3), F.A.C., that have been successfully completed, as defined in subsection 11B-14.001(9), F.A.C., by eligible officers, shall be verified by the training center director or designee, as defined in paragraph 11B-21.005(8)(a), F.A.C. To verify successful completion of a Commission-approved Advanced or Career Development Training Program Course and to authorize salary incentive payments, a Training Report, form CJSTC-67, revised _____, effective _____ November 5, 2015, effective 9/2016, hereby incorporated by reference,

<https://www.flrules.org/Gateway/reference.asp?No=Ref-07373>, shall be electronically transmitted to Commission staff through the Commission’s ATMS. Form CJSTC-67 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(3) through (5) No change.

(6) Educational Salary Incentive Payments.

(a) No change.

(b) The employing agency is responsible for ensuring that the documents submitted for educational salary incentive payments are authentic and accurately reflect the credit given for academic courses successfully completed by the officer, and shall submit or electronically transmit to Commission staff through the Commission’s ATMS a completed Higher Education for Salary Incentive Report, form CJSTC-63, revised ~~August 13, 2020, effective 5/2024~~, effective August 13, 2020, effective 5/2024, hereby incorporated by reference, ~~https://www.flrules.org/Gateway/reference.asp?No=Ref-13122~~ https://www.flrules.org/Gateway/reference.asp?No=Ref-13122. Form CJSTC-63 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(c) through (d) No change.

(7) through (15) No change.

Rulemaking Authority 943.03(4), 943.12(1), 943.22(2)(h) FS. Law Implemented 943.22 FS. History— New 10-16-78, Amended 9-11-79, 1-13-81, 5-16-83, 1-7-85, Formerly 11B-14.02, Amended 7-13-87, 9-3-87, 5-23-88, 5-14-92, 12-13-92, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 3-13-13, 7-29-15, 9-4-16, 7-19-17, 5-20-21, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bureau Chief Glen Hopkins
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2024
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 4, 2024

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NOS.:	RULE TITLES:
11B-20.001	Definitions and Minimum Requirements for General Certification of Instructors
11B-20.0013	Commission Instructor Certification Categories
11B-20.0014	Minimum Requirements for High-Liability and Specialized Instructor Certifications
11B-20.0016	Inspection of Instructor Certification Applications
11B-20.0017	Maintenance and Duration of Instructor Certifications

PURPOSE AND EFFECT: Paragraph 11B-20.001(1)(a), F.A.C.: Incorporates the revised Training Report, form CJSTC-67, to change the rule reference and update where the original and/or copy of the form should be maintained.

Paragraph 11B-20.001(2)(a), F.A.C.: Incorporates the revised Instructor Certification Application, form CJSTC-71, to update the certification categories to change Firearms to Handgun, add Shotgun and Patrol rifle, and remove Diving; and update where the original and/or copy of the form should be maintained.

Sub-paragraph 11B-20.001(3)(a)3.a., F.A.C.: Incorporates the revised Instructor Competency Checklist, form CJSTC-81, to update the instructor certification categories and instructor student internship requirements to change Firearms to Handgun and remove Diving.

Sub-paragraph 11B-20.001(3)(a)5.a., F.A.C.: Incorporates the revised Affidavit of Separation, form CJSTC-61, to update where the original and/or copy of the form should be maintained and change the Agency Requirements for agencies unable to enter information online through ATMS to contact FDLE/CJP Records Section for assistance.

Sub-paragraph 11B-20.001(3)(a)5.b., F.A.C.: Incorporates the revised Internal Investigation Report, form CJSTC-78, to add the officer’s email address.

Paragraph 11B-20.0013(2)(b), F.A.C.: Changes the name of the Firearms Instructor Certification to reflect Handgun Instructor Certification to comply with firearms standards.

Paragraph 11B-20.0013(2)(e), F.A.C.: Adds Patrol Rifle Instructor Certification to the list of Commission-approved High-Liability Instructor Certifications.

Paragraph 11B-20.0013(2)(f), F.A.C.: Adds Shotgun Instructor Certification to the list of Commission-approved High-Liability Instructor Certifications.

Paragraph 11B-20.0014(1)(d), F.A.C.: Incorporates the revised Instructor Competency Checklist, form CJSTC-81, to update the instructor certification categories and instructor student internship requirements to change Firearms to Handgun and remove Diving.

Paragraph 11B-20.0014(2)(b), F.A.C.: Changes the name of the Firearms Instructor Certification to reflect Handgun Instructor Certification to comply with firearms standards.

Sub-paragraph 11B-20.0014(2)(b)2., F.A.C.: Changes the name of the Firearms Instructor Course to reflect Handgun Instructor Course to comply with firearms standards.

Sub-paragraph 11B-20.0014(2)(b)3., F.A.C.: Changes the name of the Firearms Instructor Course to reflect Handgun Instructor Course to comply with firearms standards.

Paragraph 11B-20.0014(2)(e)-(f), F.A.C.: Adds Patrol Rifle Instructor Certification and Shotgun Instructor Certification as Commission-approved High Liability Instructor Certification courses.

Sub-paragraph 11B-20.0014(3)(c)5., F.A.C.: Incorporates the revised Canine Team Instructor Performance Evaluation, form CJSTC-20, to change the rule reference and update where the original and/or copy of the form should be maintained.

Subsection 11B-20.0016(2), F.A.C.: Incorporates the revised Instructor Certification Deficiency Notification, form CJSTC-271, to update where the original and/or copy of the form should be maintained.

Rule 11B-20.0017, F.A.C.: Incorporates the revised Instructor Compliance Application, form CJSTC-84, to update the Maintenance of High-Liability Certification category and the Continuing Training and Education requirements to change the rule reference, change Firearms to Handgun, and add Patrol Rifle and Shotgun to both tables; and update where the original and/or copy of the form should be maintained.

SUMMARY: Revised Training Report, form CJSTC-67; Instructor Certification Application, form CJSTC-71; Instructor Competency Checklist, form CJSTC-81; Affidavit of Separation, form CJSTC-61; Internal Investigation Report, form CJSTC-78; Canine Team Instructor Performance Evaluation, form CJSTC-20; Instructor Certification Deficiency Notification, form CJSTC-271; and Instructor Compliance Application, form CJSTC-84; Handgun Instructor Certification; Handgun Instructor Course; Commission-approved High-Liability Instructor Certifications; Patrol Rifle Instructor Certification; Shotgun Instructor Certification; “firearms” to “handgun” term changes; and form maintenance.
 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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 120.60(1), 943.03(4), 943.12(1), 943.14(3) FS.

LAW IMPLEMENTED: 120.60(1), 943.12(3), (9), 943.13(6), 943.14(3), 943.17 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Friday, January 10, 2025, at 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. 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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-20.001 Definitions and Minimum Requirements for General Certification of Instructors.

(1) Definitions:

(a) “Successful completion” of a course is documented as a “Pass” on the completed Training Report, form CJSTC-67, revised _____, effective _____, ~~November 5, 2015, effective 9/2016,~~ hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____ ~~http://www.flrules.org/Gateway/reference.asp?No=Ref-07374.~~ Form CJSTC-67 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(b) through (j) No change.

(2) Instructor applicants applying for instructor certification shall:

(a) Complete the Instructor Certification Application, form CJSTC-71, revised _____, effective _____, ~~August 10, 2023, effective 6/2024,~~ hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____ ~~https://www.flrules.org/Gateway/reference.asp?No=Ref-46652.~~ Form CJSTC-71 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615;

(b) through (c) No change.

(3) General Instructor Certification.

(a) Instructor applicants shall comply with the following requirements to obtain General Instructor Certification:

1. through 2. No change.

3. After successful completion of the mandatory instructor training, instructor applicants shall complete an internship.

a. The instructor applicant shall be supervised by and have his or her instructional abilities evaluated by a training center director or agency administrator, who is currently an instructor, or a designee who is currently an instructor. The training center director, agency administrator, or designee shall complete the Instructor Competency Checklist, form CJSTC-81, revised _____, effective _____ August 10, 2023, effective 6/2024, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

<https://www.flrules.org/Gateway/reference.asp?No=Ref-46653>. Form CJSTC-81 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

b. through c. No change.

4. No change.

5. Instructor Separation or Change of Affiliation.

a. When an instructor requests a change of affiliation, the training center director, agency administrator, or designee shall complete an Affidavit of Separation, form CJSTC-61, revised _____, effective _____ August 18, 2022, effective 8/2023, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

<https://www.flrules.org/Gateway/reference.asp?No=Ref-45515>, and submit to Commission staff, or immediately transmit through the Commission’s ATMS. Form CJSTC-61 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. A copy shall be maintained in the instructor’s file.

b. Instructor Separation. When a training center director, agency administrator, or designee separates an instructor, the training center director, agency administrator, or designee shall notify the instructor of the separation and submit form CJSTC-61 to Commission staff or electronically transmit through the Commission’s ATMS. A copy of form CJSTC-61 shall be maintained in the Instructor’s file. An instructor’s certification shall become inactive upon separation and remain inactive until the instructor is affiliated with a training school or agency. If the separation involves a violation of Section 943.13(4), F.S., or moral character violation, the training center director, agency administrator, or designee shall also complete the Internal Investigation Report form CJSTC-78, revised _____,

effective _____ August 13, 2020, effective 5/2021, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____ <http://www.flrules.org/Gateway/reference.asp?No=Ref-43424>, and form CJSTC-61, and submit to Commission staff or immediately transmit through the Commission’s ATMS. Form CJSTC-78 can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

c. No change.

(b) through (c) No change.

(4) through (6) No change.

Rulemaking Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 943.12(3), (9), 943.14(3) FS. History—New 7-21-82, Formerly 11B-20.01, Amended 10-26-88, 5-14-92, 12-8-92, 1-10-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19, 5-20-21, 6-23-22, 8-30-23, 6-20-24, _____.

11B-20.0013 Commission Instructor Certification Categories.

Except as otherwise provided in this rule section or by law, individuals who instruct training courses pursuant to Rule Chapter 11B-35, F.A.C., at or through a training school, shall be certified by the Criminal Justice Standards and Training Commission. The Commission offers the following categories of certification to instructor applicants:

(1) No change.

(2) High-Liability Instructor Certifications.

(a) No change.

(b) Handgun Firearms Instructor Certification.

(c) through (d) No change.

(e) Patrol Rifle Instructor Certification.

(f) Shotgun Instructor Certification.

(3) No change.

Rulemaking Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 943.12(3), (9), 943.14(3), 943.17 FS. History—New 7-29-01, Amended 11-5-02, 11-30-04, 3-21-07, 6-9-08, 5-29-14, 6-20-24, _____.

11B-20.0014 Minimum Requirements for High-Liability and Specialized Instructor Certifications.

(1) High-Liability Topics Instructor Certification. Instructor applicants shall comply with the following requirements for certification:

(a) through (c) No change.

(d) Be evaluated by his or her students. Student evaluation shall be reviewed with the instructor applicant by a training center director, agency administrator, or an instructor designated by the training center director or agency

administrator and documented on the Instructor Competency Checklist form CJSTC-81, revised _____, effective _____, August 10, 2023, effective 6/2024, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____
<https://www.flrules.org/Gateway/reference.asp?No=Ref-46654>.

(e) through (f) No change.

(2) High-Liability Instructor Topics.

(a) No change.

(b) Handgun Firearms Instructor Certification. Instructor applicants who request to obtain certification to instruct handgun firearms topics shall:

1. No change.

2. Have successfully completed through a training school the Handgun Firearms Instructor Course (formerly Firearms Instructor Course); and

3. Following completion of the Handgun Firearms Instructor Course, have successfully completed a high-liability internship documented on the Instructor Competency Checklist form CJSTC-81 that is supervised by a certified handgun firearms instructor.

(c) through (d) No change.

(e) Patrol Rifle Instructor Certification. Instructor applicants who request to obtain certification to instruct patrol rifle topics shall:

1. Comply with the requirements for General Instructor Certification pursuant to subsection 11B-20.001(3), F.A.C.; and,

2. Comply with the requirements for Handgun Instructor Certification pursuant to subsection 11B-20.0014(2)(b), F.A.C.; and,

3. Have successfully completed through a training school the Patrol Rifle Instructor Course.

(f) Shotgun Instructor Certification. Instructor applicants who request to obtain certification to instruct shotgun topics shall:

1. Comply with the requirements for General Instructor Certification pursuant to subsection 11B-20.001(3), F.A.C.; and,

2. Comply with the requirements for Handgun Instructor Certification pursuant to paragraph 11B-20.0014(2)(b), F.A.C.; and,

3. Have successfully completed through a training school the Shotgun Instructor Course.

(3) Specialized Instructor Certifications. Instructor applicants who apply for a Specialized Instructor Certification shall have completed the applicable specialized instructor course within four years of the date the instructor applicant applies for certification. Instructor applicants who apply for a

Specialized Instructor Certification more than four years from the date training was completed shall meet the requirements for completing an internship and demonstration of proficiency skills if applicable to the specialized topic. Instructor applicants shall meet the following requirements for each Specialized Instructor Certification requested:

(a) through (b) No change.

(c) Canine Team Instructor Certification. Instructor applicants who request to obtain certification to instruct Commission-approved canine team training courses shall:

1. through 4. No change.

5. Complete the Canine Team Instructor Performance Evaluation, form CJSTC-20, revised _____, effective _____, August 13, 2020, effective 5/2021, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____
<http://www.flrules.org/Gateway/reference.asp?No=Ref-43427>. Form CJSTC-20 can be obtained at the following FDLE

Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or

by contacting Commission staff at (850)410-8615.

6. through 8. No change.

(d) through (e) No change.

Rulemaking Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 943.12(3), (9), 943.13(6), 943.14(3) FS. History—New 7-29-01, Amended 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 7-9-19, 5-20-21, 6-23-22, 8-30-23, 6-20-24, _____.

11B-20.0016 Inspection of Instructor Certification Applications.

(1) No change.

(2) If the instructor applicant's file at the training school or agency is missing documentation or contains deficient documentation, the instructor applicant and the training school or agency shall be notified of such documentation on the Instructor Certification Deficiency Notification, form CJSTC-271, revised _____, effective _____, August 10, 2023, effective 6/2024, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

<https://www.flrules.org/Gateway/reference.asp?No=Ref-46655>. Form CJSTC-271 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(3) through (4) No change.

Rulemaking Authority 120.60(1), 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 120.60(1), 943.12(3), (9), 943.14(3) FS. History—New 7-29-01, Amended 11-5-02, 11-30-04, 3-27-06, 6-9-08, 3-13-13, 7-29-15, 9-4-16, 6-20-24, _____.

11B-20.0017 Maintenance and Duration of Instructor Certifications.

Documentation for instructors shall be maintained in the instructor’s file at the respective training school or agency. Additionally, the training school or agency shall submit or transmit to Commission staff, through the Commission’s ATMS, an Instructor Compliance Application, form CJSTC-84, revised _____, effective _____ ~~August 10, 2023,~~ ~~effective 6/2024,~~ hereby incorporated by reference <https://www.flrules.org/Gateway/reference.asp?No=Ref-16656>, to verify compliance with the mandatory retraining requirements. Form CJSTC-84 can be obtained at the following

FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(1) through (9) No change.

Rulemaking Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 943.12(3), 943.14(3) FS. History—New 7-29-01, Amended 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 6-23-22, 6-20-24, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bureau Chief Glen Hopkins
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2024
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 4, 2024

**DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission**

RULE NOS.: RULE TITLES:
11B-21.005 Criminal Justice Training School Requirements for Certification and Re-certification
11B-21.019 Criminal Justice Training School Inspections

PURPOSE AND EFFECT: Subsection 11B-21.005(3), F.A.C.: Incorporates the revised Training School Classroom Facility Requirements, form CJSTC-205, to remove the list of specified instructional aid equipment for each classroom and update where the original and/or copy of the form should be maintained.

Paragraph 11B-21.005(4)(a), F.A.C.: Incorporates the revised Driving Range Facility and Equipment Requirements, form CJSTC-202, to update where the original and/or copy of the form should be maintained.

Subsection 11B-21.005(5), F.A.C.: Incorporates the revised Defensive Tactics Facility and Equipment Requirements, form CJSTC-203, to update where the original and/or copy of the form should be maintained.

Subsection 11B-21.005(6), F.A.C.: Updates the requirement that firearms training be supervised directly by a Commission-certified handgun, rifle, or shotgun instructor, as appropriate; and incorporates the Firing Range Facility and Equipment Requirements, form CJSTC-201, to update where the original and/or copy of the form should be maintained.

Subsection 11B-21.005(7), F.A.C.: Incorporates the revised First Aid Instructional Requirements, form CJSTC-208, to update where the original and/or copy of the form should be maintained.

Subsection 11B-21.005(8), F.A.C.: Incorporates the revised Staffing Requirements, form CJSTC-204, to update where the original and/or copy of the form should be maintained.

Paragraph 11B-21.019(2)(a), F.A.C.: Incorporates the revised Training School Contact Report, form CJSTC-200, to update where the original and/or copy of the form should be maintained.

Subsection 11B-21.019(4), F.A.C.: Incorporates the revised Non-Compliance Follow-up Report, form CJSTC-206, to update where the original and/or copy of the form should be maintained.

SUMMARY: Revised Training School Classroom Facility Requirements, form CJSTC-205; Driving Range Facility and Equipment Requirements, form CJSTC-202; Defensive Tactics Facility and Equipment Requirements, form CJSTC-203; Firing Range Facility and Equipment Requirements, form CJSTC-201; First Aid Instructional Requirements, form CJSTC-208; Staffing Requirements, form CJSTC-204; Training School Contact Report, form CJSTC-200; and Non-Compliance Follow-up Report, form CJSTC-206; and firearms training.

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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), (2) FS. LAW IMPLEMENTED: 943.12(2), (3), (8), 943.14, 943.17(1)(g) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Friday, January 10, 2025, at 10:00 a.m.
 PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. 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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-21.005 Criminal Justice Training School Requirements for Certification and Re-certification.

Training Schools certified by the Commission shall comply with the following requirements:

(1) through (2) No change.

(3) Classroom Facility and Equipment Requirements. Comply with the classroom facility and equipment requirements set forth in the Training School Classroom Facility Requirements, form CJSTC-205, revised _____, effective _____ ~~October 30, 2008~~, hereby incorporated _____ by _____ reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____. Form CJSTC-205 can be obtained at the following FDLE _____ Internet _____ address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(4) Driving Range Facility, Equipment, and Instructor to Student Ratio Requirements.

(a) When conducting Commission-approved vehicle operations training, comply with the driving range facility, equipment, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8), F.A.C., and in the Driving Range Facility and Equipment Requirements, form CJSTC-202, revised _____, effective _____ ~~August 10, 2023~~, effective ~~6/2024~~, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~46657~~. Form CJSTC-202 can be obtained at the following FDLE _____ Internet _____ address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(b) No change.

(5) Defensive Tactics Facility, Equipment, and Instructor to Student Ratio Requirements. When conducting Commission-approved defensive tactics training, comply with the defensive tactics equipment, facility, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8), F.A.C., and in the Defensive Tactics Facility and Equipment Requirements, form CJSTC-203, revised _____, effective _____ ~~August 10, 2023~~, effective ~~6/2024~~, hereby incorporated _____ by _____ reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~46658~~. Form CJSTC-203 can be obtained at the following FDLE _____ Internet _____ address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(6) Firing Range Facility, Equipment, and Instructor to Student Ratio Requirements. When conducting Commission-approved firearms training, comply with the firing range equipment, facility, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8), F.A.C., and in the Firing Range Facility and Equipment Requirements, form CJSTC-201, revised _____, effective _____ ~~August 10, 2023~~, effective ~~6/2024~~, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~46659~~. Form CJSTC-201 can be obtained at the following FDLE _____ Internet _____ address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Firearms training shall be supervised directly by a Commission-certified handgun, rifle, or shotgun ~~firearms~~ instructor, as appropriate.

and the instructor shall have access to at least one firearms range designed for criminal justice firearms instruction.

(7) First Aid Facility, Equipment, and Instructor to Student Ratio Requirements. When conducting Commission-approved first aid training, comply with the first aid equipment, facility, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8), F.A.C., and in the First Aid Instructional Requirements, form CJSTC-208, revised _____, effective _____ ~~August 10, 2023, effective 6/2024,~~ hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____.

~~_____~~ <https://www.flrules.org/Gateway/reference.asp?No=Ref-46660>. Form CJSTC-208 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(8) Staffing Requirements. Comply with the personnel requirements set forth in the Staffing Requirements, form CJSTC-204, revised _____, effective _____ ~~October 30, 2008,~~ hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____.

Form CJSTC-204 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. The following specifications shall be met:

- (a) through (c) No change.
- (9) through (12) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(2), (3), (8), 943.14, 943.17(1)(g) FS. History—New 7-21-82, Formerly 11B-21.05, Amended 1-28-86, 8-30-89, 12-24-89, 6-3-91, 12-13-92, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 5-21-12, 3-13-13, 5-29-14, 9-4-16, 8-15-18, 5-20-21, 6-23-22, 8-30-23, 6-20-24,_____.

11B-21.019 Criminal Justice Training School Inspections.

Section 943.12(3), F.S., authorizes the Criminal Justice Standards and Training Commission to issue certificates to criminal justice training schools. These training schools shall abide by the requirements for administration and instruction of Commission-approved training pursuant to rule chapters 11B-21 and 11B-35, F.A.C.

- (1) No change.
- (2) Random inspections shall be conducted by Commission staff of classroom facilities, courses in session, staffing requirements, statute and rule compliance, and shall be documented on the following applicable form(s):

(a) Training School Contact Report, form CJSTC-200, revised _____, effective _____ ~~November 8, 2007,~~

hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____. Form CJSTC-200 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

- (b) through (c) No change.
- (3) No change.

(4) Commission staff shall conduct a re-inspection of the areas of non-compliance that were recorded on the form(s) to ensure corrective action has taken place and shall complete a Non-Compliance Follow-up Report, form CJSTC-206, revised _____, effective _____ ~~May 6, 2004,~~ hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____. Form CJSTC-206 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

- (5) through (6) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(3), 943.14 FS. History—New, 11-5-02, Amended 11-30-04, 6-9-08, 9-4-16,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bureau Chief Glen Hopkins
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2024
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 4, 2024

**DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission**

RULE NO.: 11B-30.006
RULE TITLE: State Officer Certification Examination General Eligibility Requirements

PURPOSE AND EFFECT: Subsection 11B-30.006(1), F.A.C.: Incorporates the revised Training Report, form CJSTC-67, to change the rule reference and update where the original and/or copy of the form should be maintained.

Paragraph 11B-30.006(2)(b), F.A.C.: Incorporates the revised Exemption-From-Training, form CJSTC-76, to update where the original and/or copy of the form should be maintained and change the Agency Requirements for agencies unable to enter information online through ATMS to contact FDLE/CJP Records Section for assistance.

SUMMARY: Revised Training Report, form CJSTC-67; Exemption-From-Training, form CJSTC-76; and forms maintenance.

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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1) FS.
LAW IMPLEMENTED: 943.12(17), 943.131(2), 943.1397 FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Friday, January 10, 2025, at 10:00 a.m.
PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. 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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-30.006 State Officer Certification Examination General Eligibility Requirements.

(1) For the purposes of this rule chapter, the terms “successfully completed” and “successfully complete” are defined as being denoted with a “Pass,” pursuant to subsection 11B-35.001(10), F.A.C., on the completed Training Report, form CJSTC-67, revised _____, effective _____ ~~November 5, 2015, effective 9/2016~~, hereby incorporated by reference,

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-07375>~~ ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-07375>~~. Form CJSTC-67 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(2) The following individuals are eligible to take the State Officer Certification Examination (SOCE) for the requested criminal justice discipline:

(a) No change.

(b) Inactive Florida law enforcement, correctional, and correctional probation officers, defined in Section 943.1395(3), F.S., who comply with paragraph 11B-27.00212(12)(a), and Rule 11B-35.009, F.A.C., shall pass the SOCE within one year of notification of approval of the Exemption-From-Training, form CJSTC-76, revised _____, effective _____ ~~August 2, 2018, effective 7/2019~~, hereby incorporated by reference,

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-40753>~~ ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-40753>~~. Form CJSTC-76 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(c) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(17), 943.131(2), 943.1397 FS. History— New 1-10-94, Amended 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 4, 2024

DEPARTMENT OF LAW ENFORCEMENT**Criminal Justice Standards and Training Commission****RULE NOS.: RULE TITLES:**

11B-35.001 General Training Programs; Requirements and Specifications

11B-35.0021 Courses and Requirements for Basic Recruit Training, Advanced, Specialized and Instructor Training Requiring Proficiency Demonstration

11B-35.0024 Student Performance in Commission-approved High-Liability Basic Recruit Training Courses, Instructor Training Courses, and Specialized and Advanced Training Program Courses Requiring Proficiency Demonstration.

11B-35.009 Exemption from Basic Recruit Training

PURPOSE AND EFFECT: Paragraph 11B-35.001(3)(c), F.A.C.: Updates the rule language to change the terms and course titles from “firearms” to “handgun” instructor, instructor course, and instructor update course.

Paragraph 11B-35.001(3)(e)-(f), F.A.C.: Adds Patrol Rifle Instructor Certification and Shotgun Instructor Certification requirements for instructors who teach Commission-approved Basic Recruit, Advanced, Specialized, and Special Operations Forces Training Program Courses at a training school.

Paragraph 11B-35.001(11)(a), F.A.C.: Incorporates the revised Training Report, form CJSTC-67, to change the rule reference and update where the original and/or copy of the form should be maintained.

Paragraph 11B-35.001(11)(b), F.A.C.: Incorporates the revised Academy Physical Fitness Standards Report, form CJSTC-67A, to change the rule reference and specify that the original form should be maintained by the training school.

Paragraph 11B-35.0021(3)(a), F.A.C.: Renames the Firearms Instructor Course, number 801, and changes to the Handgun Instructor Course.

Paragraph 11B-35.0021(3)(e)-(f), F.A.C.: Adds Patrol Rifle Instructor Certification, form CJSTC-4R, and Shotgun Instructor Certification, form CJSTC-4S, as Commission-approved High-Liability Instructor Training Courses.

Subsection 11B-35.0021(7), F.A.C.: Updates the instructor applicant training requirements to include the topics of handgun, patrol rifle, and shotgun.

Paragraph 11B-35.0021(8)(a), F.A.C.: Updates the rule language to include changes from “firearms instructor” to “handgun instructor,” and the proposed addition of the rifle and shotgun instructor certifications, including the instruction of the Single Officer Response to Active Threat and Shooter Incidents Course, Single Officer Response to Active Threat and Shooter Incidents Instructor Course, Patrol Rifle Operator Course, Patrol Rifle Instructor Course, Shotgun Operator Course, and the Shotgun Instructor Course.

Subsection 11B-35.0024(3), F.A.C.: Updates and changes the name of the Firearms Instructor Course to reflect Handgun Instructor Course; and adds Patrol Rifle Instructor Course and Shotgun Instructor proficiency demonstration requirements.

Subparagraph 11B-35.0024(3)(b)1., F.A.C.: Adds Advanced Defensive Tactics Course as a requirement for defensive tactics instructor students.

Subparagraph 11B-35.0024(3)(c)2., F.A.C.: Incorporates the revised Handgun Performance Evaluation, form CJSTC-4, and removes the commercially produced B-21E or equivalent target reference from the rule language because it already exists within the form.

Paragraph 11B-35.0024(3)(d), F.A.C.: Updates the rule language to change from “Firearms” Instructor Course to “Handgun” Instructor Course.

Subparagraph 11B-35.0024(3)(d)1., F.A.C.: Updates and changes the name of the Firearms Instructor requirements to reflect Handgun Instructor requirements; and adds the following courses to the instructor student requirements: Single Officer Response to Active Threat and Shooter Incidents Course, Single Officer Response to Active Threat and Shooter Incidents Instructor Course, Patrol Rifle Operator Course, Patrol Rifle Instructor Course, Shotgun Operator Course, and the Shotgun Instructor Course.

Subparagraph 11B-35.0024(3)(d)2., F.A.C.: Incorporates the revised Firearms Instructor Performance Evaluation, form CJSTC-4I, and changes the form name to Handgun Instructor Performance Evaluation, form CJSTC-4H.

Paragraph 11B-35.0024(3)(i), F.A.C.: Adds Patrol Rifle Instructor Course and proficiency demonstration requirements and incorporates the new Patrol Rifle Instructor Performance Evaluation, form CJSTC-4R.

Paragraph 11B-35.0024(3)(j), F.A.C.: Adds Shotgun Instructor Course and proficiency demonstration requirements and incorporates the new Shotgun Instructor Performance Evaluation, form CJSTC-4S.

Paragraph 11B-35.0024(4)(q), F.A.C.: Incorporates the revised Canine Team Performance Evaluation, form CJSTC-83, to update the rule reference and where the original and/or copy of the form should be maintained.

Subparagraph 11B-35.0024(4)(r)2., F.A.C.: Incorporates the revised Canine Team Instructor Performance Evaluation, form CJSTC-20, to change the rule reference and update where the original and/or copy of the form should be maintained.

Subsection 11B-35.009(6), F.A.C.: Incorporates the revised Exemption-From-Training, form CJSTC-76, to update where the original and/or copy of the form should be maintained and change the Agency Requirements for agencies unable to enter information online through ATMS to contact FDLE/CJP Records Section for assistance.

Subsection 11B-35.009(7), F.A.C.: Updates the High-Liability Basic Recruit Training proficiency skills requirements to include “administering lethality assessments” pursuant to the Florida Legislature’s change to s. 741.29, F.S., during the 2024 Legislative Session as it relates to Equivalency of Training applicants; and incorporates the revised Exemption-From-Training Proficiency Demonstration, form CJSTC-76A, to indicate the original form will be maintained by the agency instead of FDLE.

SUMMARY: Revised Training Report, form CJSTC-67; Academy Physical Fitness Standards Report, form CJSTC-67A; Handgun Performance Evaluation, form CJSTC-4; Firearms Instructor Performance Evaluation, form CJSTC-4I; Handgun Instructor Performance Evaluation, form CJSTC-4H; Patrol Rifle Instructor Performance Evaluation, form CJSTC-4R; Shotgun Instructor Performance Evaluation, form CJSTC-4S; Canine Team Performance Evaluation, form CJSTC-83; Canine Team Instructor Performance Evaluation, form CJSTC-20; Exemption-From-Training, form CJSTC-76; Exemption-From-Training Proficiency Demonstration, form CJSTC-76A; and renamed Firearms Instructor Course, number 801; High-Liability Basic Recruit Training proficiency skills requirements to include “administering lethality assessments”; Commission-approved High-Liability Instructor Training Courses and requirements; Advanced Defensive Tactics Course; rifle and shotgun instructor certifications; instructor applicant training requirements; and “firearms” to “handgun” term changes.

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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 741.29(2), 943.03(4), 943.12(1), (2), 943.14(3), 943.17 FS.

LAW IMPLEMENTED: 741.29(2), 943.12, 943.12(5), 943.17, 943.131(2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Friday, January 10, 2025, at 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. 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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-35.001 General Training Programs; Requirements and Specifications.

(1) through (2) No change.

(3) Instructors who teach Commission-approved Basic Recruit, Advanced, Specialized, and Special Operations Forces Training Program Courses at a training school shall:

(a) through (b) No change.

(c) Be required to hold additional certifications for specified areas of instruction in Commission-approved courses pursuant to Rule 11B-20.0014, F.A.C. Commission-certified ~~handgun firearms~~ instructors who instruct Basic Recruit Firearms courses on or after July 1, 2023, must have completed the Handgun Firearms Instructor Course (formerly Firearms Instructor Course), effective July 1, 2023, as a part of their initial ~~handgun firearms~~ instructor certification or have completed the Handgun Firearms Instructor Update Course, effective August 18, 2022. All Commission-certified ~~handgun firearms~~ instructors must have completed the Handgun Firearms Instructor Course, effective July 1, 2023, as a part of their initial ~~handgun firearms~~ instructor certification or have completed the Handgun Firearms Instructor Update Course, effective August 18, 2022, before June 30, 2024, or their ~~handgun firearms~~ instructor certification will be deactivated.

(d) No change.

(e) Be required to hold additional certifications for specified areas of instruction in Commission-approved courses pursuant to Rule 11B-20.0014, F.A.C. Commission-certified patrol rifle instructors who instruct Patrol Rifle Operator courses or Patrol Rifle Instructor courses must be a Commission-certified handgun instructor and a Commission-certified patrol rifle instructor pursuant to Rule 11B-20.0014, F.A.C.

(f) Be required to hold additional certifications for specified areas of instruction in Commission-approved courses pursuant to Rule 11B-20.0014, F.A.C. Commission-certified shotgun instructors who instruct Shotgun Operator courses or Shotgun Instructor courses must be a Commission-certified handgun instructor and a Commission-certified shotgun instructor pursuant to Rule 11B-20.0014, F.A.C.

(4) through (10) No change.

(11) Reporting requirements for Commission-approved Basic Recruit, Advanced, Specialized, and Special Operations Forces Training Program Courses are as follows:

(a) The training center director or designee shall determine the beginning and ending dates of each Basic Recruit Training Program and Special Operations Forces Training Program, and within thirty days following the class starting date shall forward a Training Report, form CJSTC-67, revised _____, effective _____ ~~November 5, 2015, effective 9/2016,~~ hereby incorporated by reference ~~http://www.flrules.org/Gateway/reference.asp?No=Ref-_____~~ ~~http://www.flrules.org/Gateway/reference.asp?No=Ref-07376,~~ to Commission staff through the Commission’s Automated Training Management System (ATMS). Form CJSTC-67 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(b) Following the completion of a Commission-approved Basic Recruit Training Program, Advanced Training Program Course, Special Operations Forces Training Program, or Specialized Training Program Course outlined in subsection 11B-35.007(1), F.A.C., the training center director or designee shall, within thirty days of the program or course completion date, electronically transmit a completed Training Report form CJSTC-67, or transmit an updated CJSTC-67 form through the Commission’s ATMS. Submission of the Academy Physical Fitness Standards Report, form CJSTC-67A, revised _____, effective _____ ~~August 4, 2016, effective 7/2017,~~ hereby incorporated by reference ~~http://www.flrules.org/Gateway/reference.asp?No=Ref-_____~~ ~~http://www.flrules.org/Gateway/reference.asp?No=Ref-08440,~~ is required for Law Enforcement, Correctional Probation, and Correctional Basic Recruit Training Programs within thirty days of the course completion. Submission of form CJSTC-67A

is not required for the Law Enforcement Auxiliary and Cross-Over Basic Recruit Training Programs. Form CJSTC-67A can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(c) No change.

(12) through (16) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.17 FS. Law Implemented 943.12, 943.17 FS. History—New 12-13-92, Amended 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19, 5-5-20, 5-20-21, 6-23-22, 8-30-23, 6-20-24, _____.

11B-35.0021 Courses and Requirements for Basic Recruit Training, Advanced, Specialized, and Instructor Training Requiring Proficiency Demonstration.

(1) through (2) No change.

(3) High-Liability Instructor Training Courses:

(a) ~~Handgun Firearms~~ Instructor Course, number 801.

(b) through (d) No change.

(e) Patrol Rifle Instructor Course, form CJSTC-4R.

(f) Shotgun Instructor Course, form CJSTC-4S.

(4) through (6) no change.

(7) Applicants shall complete the training requirements set forth in subsections 11B-20.0014(2)-(3), F.A.C., to become certified by the Commission to instruct in the topics of handgun firearms, patrol rifle, shotgun, vehicle operations, defensive tactics, first aid, speed measurement, canine, diving, and breath test.

(8) Instructor to student ratios for instruction of proficiency skills in High-Liability Basic Recruit Training Program Courses, DUI Traffic Stops, High-Liability Instructor Training Courses, Specialized Instructor Courses, Advanced Training Program Courses, and Specialized Training Program Courses, requiring proficiency demonstration.

(a) For instruction of the Criminal Justice Firearms Course and ~~Handgun Firearms~~ Instructor Course, Single Officer Response to Active Threat and Shooter Incidents Course, Single Officer Response to Active Threat and Shooter Incidents Instructor Course, Patrol Rifle Operator Course, Patrol Rifle Instructor Course, Shotgun Operator Course, and Shotgun Instructor Course, there shall be no more than six students actively engaged on a firearms range for each Commission-certified handgun, rifle, or shotgun firearms instructor, as appropriate. While training is actively engaged, one rangemaster shall supervise all range activity and shall not be included as an instructor to comply with the instructor to student ratio requirements. Actively engaged is defined as “a student on the firing range handling a weapon.” For the Criminal Justice Firearms Course, Handgun Instructor Course,

~~Single Officer Response to Active Threat and Shooter Incidents Course, or Single Officer Response to Active Threat and Shooter Incidents Instructor Course, while training is actively engaged. The rangemaster shall be a Commission-certified handgun firearms instructor. For the Patrol Rifle Operator Course and Patrol Rifle Instructor Course, the rangemaster shall be a Commission-certified patrol rifle instructor. For the Shotgun Operator Course and Shotgun Instructor Course, the rangemaster shall be a Commission-certified shotgun instructor, and shall not be included as an instructor to comply with the instructor to student ratio requirements. Discretionary course of fire shall be conducted with a one to one instructor to student ratio. Actively engaged is defined as “a student on the firing range handling a weapon.”~~

(b) through (j) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.14(3), 943.17 FS. Law Implemented 943.12(5), 943.17 FS. History—New 12-13-92, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-21-07, 6-9-08, 9-28-09, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 6-20-24, _____.

11B-35.0024 Student Performance in Commission-approved High-Liability Basic Recruit Training Courses, Instructor Training Courses, and Specialized and Advanced Training Program Courses Requiring Proficiency Demonstration.

(1) through (2) No change.

(3) Successful completion and demonstration of proficiency skills is required for each of the following high-liability courses: Criminal Justice Defensive Tactics Course, Defensive Tactics Instructor Course, Criminal Justice Firearms Course, Handgun Firearms Instructor Course, Patrol Rifle Instructor Course, Shotgun Instructor Course, Law Enforcement Vehicle Operations Course, Vehicle Operations Instructor Course, First Aid for Criminal Justice Officers Course, and First Aid Instructor Course.

(a) No change.

(b) Defensive Tactics Instructor Course.

1. An instructor student shall complete the Defensive Tactics Instructor requirements pursuant to Rule 11B-20.0014, F.A.C., to instruct the following courses: The Criminal Justice Defensive Tactics Course in a Commission-approved Basic Recruit Training Program, Advanced Defensive Tactics Course, or the Defensive Tactics Instructor Course.

2. No change.

(c) Criminal Justice Firearms Course.

1. No change.

2. A basic recruit student shall achieve a score of 80% on the required written end-of-course examination and demonstrate the required Handgun Proficiency Skills with a semi-automatic pistol, ~~using a commercially produced B-21E~~

~~or equivalent target.~~ The results shall be recorded on the required Handgun Performance Evaluation form CJSTC-4, revised _____, effective _____ August 18, 2022, ~~effective 8/2023,~~ hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~https://www.flrules.org/Gateway/reference.asp?No=Ref-45540.~~ Form CJSTC-4 can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. Form CJSTC-4 shall be maintained in the student or course file.

(d) Handgun Firearms Instructor Course.

1. An instructor student shall complete the Handgun Firearms Instructor requirements pursuant to Rule 11B-20.0014, F.A.C., to instruct the following courses: The Criminal Justice Firearms Course in a Commission-approved Basic Recruit Training Program, Single Officer Response to Active Threat and Shooter Incidents Course, Single Officer Response to Active Threat and Shooter Incidents Instructor Course, Patrol Rifle Operator Course, Patrol Rifle Instructor Course, Shotgun Operator Course, Shotgun Instructor Course, or Handgun Firearms Instructor Course.

2. A handgun firearms instructor student shall achieve a score of no less than 85% on the required written end-of-course examination and demonstrate the required Handgun Proficiency Skills with a semi-automatic pistol, ~~using a commercially produced B-21E or equivalent target.~~ The results shall be recorded on the required Handgun Firearms Instructor Performance Evaluation form CJSTC-4H 4H, revised _____, effective _____ created August 18, 2022, ~~effective 8/2023,~~ hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~https://www.flrules.org/Gateway/reference.asp?No=Ref-45544.~~ Form CJSTC-4H 4H can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. A copy of the completed form CJSTC-4H 4H shall be provided to the student and the original form CJSTC-4H 4H shall be maintained in the student or course file.

(e) through (h) No change.

(i) Patrol Rifle Instructor Course.

1. An instructor student shall complete the Patrol Rifle Instructor requirements pursuant to Rule 11B-20.0014, F.A.C., to instruct the following courses: Patrol Rifle Operator Course or Patrol Rifle Instructor Course.

2. A patrol rifle instructor student shall achieve a score of no less than 85% on the required written end-of-course examination and demonstrate the required Rifle Proficiency

Skills with a patrol rifle. The results shall be recorded on the required Patrol Rifle Instructor Performance Evaluation, form CJSTC-4R, created _____, effective _____, hereby incorporated by _____ reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____. Form CJSTC-4R can be obtained at the following FDLE Internet _____ address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. A copy of the completed form CJSTC-4R shall be provided to the student and the original form CJSTC-4R shall be maintained in the student or course file.

(j) Shotgun Instructor Course.

1. An instructor student shall complete the Shotgun Instructor requirements pursuant to Rule 11B-20.0014, F.A.C., to instruct the following courses: Shotgun Operator Course or Shotgun Instructor Course.

2. A shotgun instructor student shall achieve a score of no less than 85% on the required written end-of-course examination and demonstrate the required Shotgun Proficiency Skills with a shotgun. The results shall be recorded on the required Shotgun Instructor Performance Evaluation, form CJSTC-4S, created _____, effective _____, hereby incorporated by _____ reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____. Form CJSTC-4S can be obtained at the following FDLE Internet _____ address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. A copy of the completed form CJSTC-4S shall be provided to the student and the original form CJSTC-4S shall be maintained in the student or course file.

(4) Successful completion and demonstration of proficiency skills is required for each of the following basic recruit, advanced, specialized instructor, or specialized training program courses: DUI Traffic Stops, Speed Measurement Course, Speed Measurement Instructor Course, Breath Test Instructor Course, Breath Test Instructor Renewal Course, Breath Test Instructor Course-Intoxilyzer 9000, Breath Test Instructor Renewal Course-Intoxilyzer 9000, Breath Test Operator Course, Breath Test Operator Renewal Course, Breath Test Operator Course-Intoxilyzer 9000, Breath Test Operator Renewal Course-Intoxilyzer 9000, Agency Inspector Course, Agency Inspector Renewal Course, Agency Inspector Course-Intoxilyzer 9000, Agency Inspector Renewal Course-Intoxilyzer 9000, Underwater Police Science and Technology course, Canine Team Training Course, and Canine Team Training Instructor Course.

(a) through (p) No change.

(q) Canine Team Training Course number 1198. A handler shall achieve a score of no less than 80% on the required written

end-of-course examination and demonstrate the required proficiency skills at 100%, with the results recorded on the required Canine Team Performance Evaluation form CJSTC-83, revised _____, effective _____ ~~November 5, 2015, effective 9/2016~~, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____ ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-07386>~~. Form CJSTC-83 can be obtained at the following FDLE Internet _____ Address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. A copy of the completed form shall be provided to the student and the original maintained in the course file.

(r) Canine Team Training Instructor Course number 1199.

1. No change.

2. An instructor student shall achieve a score of no less than 85% on the required written end-of-course examination, demonstrate instruction of one classroom topic from the Canine Team Training Course number 1198, and demonstrate instructing field exercises in obedience, criminal apprehension, building search, area search, and tracking and trailing from the Canine Team Training Course number 1198, with the results recorded on the required performance evaluation form. A copy of the completed Canine Team Instructor Performance Evaluation form CJSTC-20, revised _____, effective _____ ~~August 13, 2020, effective 5/2021~~, hereby incorporated by _____ reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____ ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-13143>~~, shall be provided to the student and the original form CJSTC-20 maintained in the instructor student course file. Form CJSTC-20 can be obtained at the following FDLE Internet _____ address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. A copy of the completed form shall be provided to the student and the original maintained in the course file.

(s) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12, 943.17 FS. History—New 2-17-93, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 5-5-20, 5-20-21, 6-23-22, 8-30-23, 6-20-24, _____.

11B-35.009 Exemption from Basic Recruit Training.

(1) through (5) No change.

(6) Documentation requirements for out-of-state, federal, and inactive Florida Officers and special operations forces members. Upon verification of an individual's request for exemption of training, pursuant to this rule section, an employing agency, training center, or Criminal Justice

Selection Center shall submit to Commission staff a completed Exemption-From-Training, form CJSTC-76, revised _____, effective _____ August 2, 2018, effective 7/2019, hereby incorporated by reference <https://www.flrules.org/Gateway/reference.asp?No=Ref-40754>, for out-of-state, federal, and inactive Florida Officers and special operations forces members. Form CJSTC-76 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. Supporting documentation verifying the individual’s compliance as a special operations forces member or with comparable basic recruit training and sworn criminal justice experience pursuant to this rule section shall be maintained on file by the employing agency, training center, or Criminal Justice Selection Center and submitted to Commission staff for review upon request. The agency shall be notified of the approval or denial of the requested exemption of certification in writing within 30 working days. Any appeal of denial of exemption is governed by Section 120.57, F.S.

(7) High-Liability Basic Recruit Training proficiency skills requirements for out-of-state, federal, or inactive Florida officers. Prior to applying for certification, an out-of-state or federal officer, or inactive Florida officer, who is exempt from completing a Commission-approved Basic Recruit Training Program, pursuant to Section 943.131(2), F.S., shall demonstrate proficiency in the required High-Liability Basic Recruit Training Proficiency Skills of vehicle operations, firearms, defensive tactics, and first aid, pursuant to Rule 11B-35.0024, F.A.C., for the discipline for which certification is sought and for the law enforcement discipline, complete Commission-approved training in recognition of and response to head trauma and brain injury in a child under 6 years of age; identifying and investigating human trafficking; sexual assault investigations; administering lethality assessments; and elder abuse investigations. Such officers shall achieve a passing score on the State Officer Certification Examination, pursuant to Rule 11B-30.0062, F.A.C., and paragraph 11B-30.008, F.A.C. Demonstration of proficiency in the required High-Liability Basic Recruit Training Proficiency Skills and passing the State Officer Certification Examination shall be completed within one year after notification of approval of the Exemption-From-Training form CJSTC-76. Individuals who do not complete the required demonstration of proficiency in the High-Liability Basic Recruit Training Proficiency Skills and achieve a passing score on the State Officer Certification Examination within one year, are permitted to apply for another exemption from training, pursuant to Section 943.131(2), F.S., provided they meet the eligibility requirements outlined in Section 943.131(2), F.S. Upon demonstration of proficiency in the

required High-Liability Basic Recruit Training Proficiency Skills, the training school shall complete an Exemption-From-Training Proficiency Demonstration, form CJSTC-76A, revised _____, effective _____ August 2, 2018, effective 7/2019, hereby incorporated by reference <https://www.flrules.org/Gateway/reference.asp?No=Ref-40755>, and provide a copy to the officer of form CJSTC-76A. Form CJSTC-76A can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. The training center director or designee shall, within thirty days of course completion, electronically transmit a completed Training Report form CJSTC-67 through the Commission’s ATMS, or submit an updated form CJSTC-67.

(8) through (11) No change.

Rulemaking Authority 741.29(2), 943.03(4), 943.12(1), (2) FS. Law Implemented 741.29(2), 943.131(2) FS. History—New 1-2-97, Amended 7-7-99, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19, 5-5-20, 6-23-22, 6-20-24, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bureau Chief Glen Hopkins
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2024
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 4, 2024

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.: 12D-8.0064
RULE TITLE: Assessments; Correcting Errors in Assessments of a Homestead

PURPOSE AND EFFECT: The proposed amendments to this rule reflect law changes requiring property appraisers to include additional information in the notice to any property owner who has received an ad valorem tax exemption or limitation to which the owner is not entitled.

SUMMARY: The proposed amendments implement statutory amendments that provide the procedure for calculating liens on portions of homestead property as described in Section 193.155(10), F.S., relating to the assessment increase limitation, Section 193.703(7), F.S., relating to parent or grandparent living quarters, Section 196.075(9), F.S., relating to the homestead exemption for persons 65 and older, and Sections 196.011(9), F.S., and 196.161(1)(b), F.S., relating to the homestead exemption. These statutes were amended by

Chapter 2024-158, L.O.F., Sections 4, 7, 9, 11, 12 and 17, to set forth new procedures beginning in 2025 in certain circumstances where property improperly received one of the previously listed exemptions or assessment limitations. The amendments also require property appraisers to provide a property owner with notice of the reason why the owner is not entitled to an exemption, assessment limitation, or reduction in assessment and how back taxes, interest, and penalties due are calculated.

The proposed amendments also implement the Florida Supreme Court's order upholding the Third DCA's opinion and the Monroe County circuit court in the Russell vs. Hassett case, 373 So.3d 1242 (2023), applying the ten percent assessment increase limitation to the property appraiser's retroactive homestead revocation liens. The proposed amendments also provide that when property improperly receives a homestead exemption or limitation, the property must be reassessed at just value before it can receive the benefit of the ten percent limitation in subsequent tax years.

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: 1) no requirement for a SERC was triggered under Section 120.541(1), F.S.; and, 2) based on past experiences with activities for providing the public tax information and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 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: 195.027(1) FS.

LAW IMPLEMENTED: 193.011, 193.023, 193.155, 193.1554, 193.1555, 193.703, 196.011, 196.075, 196.161 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: January 15, 2025 at 10:00 a.m.

PLACE: Room 1250, Building 2, Capital Circle Office Complex, 2450 Shumard Oak Blvd., Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mike Cotton at (850)617-8870. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mike Cotton, Property Tax Oversight Program, telephone (850)617-8870 or email DORPTO@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12D-8.0064 Assessments; Correcting Errors in Assessments of a Homestead.

(1) through (2) No change.

(3) This subsection provides the procedure for calculating liens on portions of homestead property as described in Section 193.155(10), F.S., relating to the assessment increase limitation, Section 193.703(7), F.S., relating to parent or grandparent living quarters, Section 196.075(9), F.S., relating to the homestead exemption for persons 65 and older, and Sections 196.011(9), F.S., and 196.161(1)(b), F.S., relating to the homestead exemption shall apply where the property appraiser determines that a person who was not entitled to the homestead exemption or the homestead property assessment increase limitation was granted it for any year or years within the prior 10 years.

(a) Clerical Mistakes and Omissions. The property appraiser shall take the following actions:

1. For tax years prior to 2025, if the homestead exemption or homestead property assessment increase limitation or assessment reduction was improperly granted as a result of a clerical mistake or omission, the person or entity improperly receiving the homestead exemption, limitation, or assessment reduction is subject to back taxes but may not be assessed penalties or interest. Serve upon the owner a notice of intent to record in the public records of the county a notice of tax lien against any property owned by that person in the county in the amount of the unpaid taxes, plus a penalty of 50 percent of the unpaid taxes for each year and 15 percent interest on the unpaid taxes per year. The owner of the property must be given the opportunity to pay the taxes and any applicable penalties and interest within 30 days. If the homestead exemption or the homestead property assessment increase limitation was improperly granted as a result of a clerical mistake or omission, the person or entity improperly receiving the property assessment limitation may not be assessed penalties or interest.

~~2. For tax years beginning in 2025, if a property owner receives a homestead exemption, limitation, or assessment reduction as a result of a property appraiser's clerical mistake or omission and voluntarily discloses the error to the property appraiser before the property appraiser notifies the property owner of the error, no back taxes are due. Record in the public records of the county a notice of tax lien against any property owned by this person in the county and identify all property included in this notice of tax lien.~~

~~3. For tax years beginning in 2025, if a property owner receives a homestead exemption, limitation, or assessment reduction as a result of a property appraiser's clerical mistake or omission and does not voluntarily disclose the error to the property appraiser before the property appraiser notifies the property owner of the error, back taxes are due for any year or years, beginning in 2025, within 5 years before the notification of the error. The property appraiser shall correct the rolls to disallow the exemption and the homestead assessment increase limitation for any years to which the owner was not entitled to either.~~

~~(b) Other Errors or Causes. Where the notice is served by U.S. mail or by certified mail, the 30-day period shall be calculated from the date the notice was postmarked.~~

~~1. If a property owner receives a homestead exemption, limitation, or assessment reduction for a reason other than for a clerical error or omission by the property appraiser for any year or years within the prior 10 years, back taxes are due in the amount of the unpaid taxes, plus a penalty of 50 percent of the unpaid taxes per year and 15 percent interest on the unpaid taxes per year.~~

~~2. Where a person entitled to the homestead exemption inadvertently receives the homestead property assessment increase limitation pursuant to Section 193.155(10), F.S., following a change of ownership, the person is not required to pay the unpaid taxes, penalty and interest.~~

~~(c) In the case of the homestead exemption, the unpaid taxes shall be the taxes on the amount of the exemption which the person received but to which the person was not entitled. Where a person is improperly granted a homestead exemption due to a clerical mistake or omission by the property appraiser, the lien shall include the unpaid taxes but not penalty and interest.~~

~~(d) In the case of the homestead property assessment increase limitation, the unpaid taxes shall be the taxes on the amount of the difference between the assessed value and the just value for each year. Where a person entitled to the homestead exemption inadvertently receives the homestead property assessment increase limitation following a change of ownership, the person shall not be required to pay the unpaid taxes, penalty and interest.~~

~~(e) The amounts determined under paragraphs (c) and (d),~~

~~shall be added together and entered on the notice of intent and on the notice of lien.~~

~~(4) For the homestead property assessment increase limitation, to determine the assessed value as corrected and calculate the unpaid taxes, the property appraiser must apply the following provisions, as applicable, providing for non homestead assessments:~~

~~(a) apply the assessed value as limited by Section 193.1554 or 193.1555, F.S., or~~

~~(b) apply the just value for each year~~

~~1. in a year in which the homestead was initially removed, or~~

~~2. in a year following a change of ownership under Section 193.155, F.S., or~~

~~3. in a year following a change of ownership or control under Section 193.1554 or Section 193.1555, F.S., or~~

~~4. in a year following a qualifying improvement under Section 193.1555, F.S.~~

~~(5) In the case of the homestead exemptions, including the exemption relating to persons 65 and older, the unpaid taxes are the taxes on the amount of the exemption which the person received but to which the person was not entitled.~~

~~(6) In the case of the assessment reduction for parents or grandparents, the unpaid taxes are taxes on the difference between the assessed value after the reduction was applied and the assessed value as corrected without the reduction for each year.~~

~~(7) The amounts determined under subsections (4), (5), and (6), must be added together and entered on the notice of intent and on the notice of lien.~~

~~(8) This subsection outlines the procedure for providing property owners notice, for providing property owners an opportunity to pay, and for recording the lien once the property appraiser determines a homestead exemption, homestead assessment increase limitation, or homestead assessment reduction was improperly received. The property appraiser must take the following actions:~~

~~(a) Serve upon the owner a notice of intent to record in the public records of the county a notice of tax lien against any property owned by that person in the county in the amount of the unpaid taxes, plus any applicable penalties of 50 percent of the unpaid taxes for each year and any applicable 15 percent interest on the unpaid taxes per year. The property appraiser must include with such notice information explaining why the owner is not entitled to the exemption, limitation, or assessment reduction, the years for which unpaid taxes are due, and the manner in which unpaid taxes have been calculated. The owner of the property must be given the opportunity to pay the taxes and any applicable penalties and interest within 30 days.~~

~~(b) Where the notice is served by U.S. mail or by certified mail, the 30-day period is calculated from the date the notice~~

was postmarked.

(c) If the amounts are not paid, record in the public records of the county a notice of tax lien against any property owned by this person in the county and identify all property included in this notice of tax lien.

(d) The property appraiser must correct the rolls for any year in which the exemption, the homestead assessment increase limitation, or assessment reduction, was improperly received.

Rulemaking Authority 195.027(1) FS. Law Implemented 193.011, 193.023, 193.155, 193.1554, 193.1555, 193.703, 196.011, 196.075, 196.161 FS. History—New 12-27-94, Amended 12-28-95, 9-19-17, 6-14-22,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mike Cotton
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2024
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 20, 2024

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NOS.:	RULE TITLES:
12D-17.002	Definitions
12D-17.003	Truth in Millage ("TRIM") Compliance
12D-17.004	Taxing Authority's Certification of Compliance; Notification by Department

PURPOSE AND EFFECT: The proposed amendments to Rules 12D-17.002, 12D-17.003, and 12D-17.004, F.A.C., reflect changes to Section 200.065(2)(f), F.S., as amended by section 1, Chapter 2024-159, L.O.F.

SUMMARY: The proposed amendments reflect the law change authorizing school districts to publish its intent to adopt a tentative budget on a publicly accessible website, including a district school board's official website, that meets the requirements of section 50.0311, F.S. The proposed amendment to Rule 12D-17.002, F.A.C., includes publication of required advertisements on a publicly accessible website as provided in section 200.065(2)(f), F.S., in the definition of "proof of publication." The proposed amendments to Rules 12D-17.003 and 12D-17.004, F.A.C., add the option for a district school board to advertise its intent to adopt a tentative budget on a publicly accessible website and clarify the option for advertising in a newspaper of general circulation.

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: 1) no requirement for a SERC was triggered under Section 120.541(1), F.S.; and, 2) based on past experiences with activities for providing the public tax information and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 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: 195.027(1), 218.26(1) FS.
LAW IMPLEMENTED: 129.03, 195.002, 200.001, 200.065, 200.068, 218.21, 218.23, 218.63 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: January 15, 2025 at 10:00 a.m.
PLACE: Room 1250, Building 2, Capital Circle Office Complex, 2450 Shumard Oak Blvd., Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mike Cotton at (850)617-8870. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mike Cotton, Property Tax Oversight Program, telephone (850)617-8870 or email DORPTO@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12D-17.002 Definitions.

- (1) No change.
- (2) In addition, the following definitions apply:
 - (a) through (i) No change.
 - (j) "Proof of publication" means proof, provided by a newspaper in the form provided in Sections 50.041 and 50.051, F.S., showing the dates that the information or notice was published. School districts that publish its intent to adopt a tentative budget on a publicly accessible website, including a

district school board's official website, pursuant to Section 50.0311, F.S., must provide proof including screenshots of the homepage showing the link to the advertisement; the advertisement; the dates that the information or notice was published; and website address.

(k) through (r) No change.

Rulemaking Authority 195.027(1), 218.26(1) FS. Law Implemented 195.002, 200.001(8), 200.065, 200.068, 218.21, 218.23, 218.63 FS. History—New 6-20-91, Amended 12-27-94, 12-25-96, 6-13-22, ____.

12D-17.003 Truth in Millage (“TRIM”) Compliance.

(1) through (3) No change.

(4) A school district must:

(a) through (b) No change.

(c) Advertise ~~whenever possible~~, the tentative millage and budget hearing on a publicly accessible website pursuant to Section 50.0311, F.S., or in a newspaper of general circulation pursuant to Chapter 50, F.S. in the county published at least weekly unless the only newspaper in the county is published less than weekly or in a geographically limited insert of the newspaper if the insert is published at least twice weekly and the circulation of such insert includes the geographic boundaries of the taxing authority. Instead of the published notice, the taxing authority may send by mail to each elector residing in the jurisdiction of the taxing authority, in the form provided in Section 200.065(3), F.S., within 29 days after the certification date notice of its intent to tentatively adopt a millage and budget. The form generally provides that the notice must consist of a notice of proposed tax increase advertisement or notice of budget hearing advertisement and an adjacent budget summary advertisement as provided in Section 200.065(3), F.S. If published in the print edition of the newspaper as provided in Section 200.065(3), F.S., the advertisement must not be placed in the legal notices or classified advertisements section of the newspaper. The school district must also publish a Notice of Tax for School Capital Outlay advertisement, as required by Section 200.065(10)(a), F.S., if applicable. Otherwise, the advertisement must be published as provided in Chapter 50, F.S.

(d) through (i) No change.

Rulemaking Authority 195.027(1), 218.26(1) FS. Law Implemented 129.03, 195.002, 200.065, 200.068, 218.21, 218.23, 218.63 FS. History—New 6-20-91, Amended 1-11-94, 4-18-94, 12-27-94, 12-25-96, 12-31-98, 6-13-22, ____.

12D-17.004 Taxing Authority’s Certification of Compliance; Notification by Department.

(1) through (2)(a) No change.

(b) For school districts, the certification of compliance must be made by filing the following items with the Department:

1. through 3. No change.

4. Proof of publication ~~from the newspaper~~ of the tentative budget hearing advertisement from the newspaper pursuant to Chapter 50, F.S., or a publicly accessible website pursuant to Section 50.0311, F.S.

5. through 14. No change.

The forms listed above are incorporated by reference in Rule 12D-16.002, F.A.C.

(3) through (4) No change.

Rulemaking Authority 195.027(1), 218.26(1) FS. Law Implemented 195.002, 200.001, 200.065, 200.068, 218.21, 218.23, 218.63 FS. History—New 6-20-91, Amended 12-25-96, 12-31-98, 11-1-12, 6-13-22, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Mike Cotton

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 20, 2024

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-602.223 Special Management Meal

PURPOSE AND EFFECT: Rule amendment is necessary to reflect procedural changes regarding the persons or bureaus responsible for preparing and certifying the special management meal and to add incorporating language to the footer of Form DC6-218.

SUMMARY: The proposed amendment reflects procedural changes regarding the persons or bureaus responsible for preparing and certifying the special management meal and adds incorporating language to the footer of Form DC6-218.

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, F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: 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:

33-602.223 Special Management Meal.

- (1) No change.
- (2) Requirements for Utilization of Special Management Meal.

(a) through (e) No change.

(f) The special management meal is authorized for use at all institutions. The Bureau of Contract Management and Monitoring Food Services shall provide orientation in the preparation and service of the special management meal. The Director of Institutional Operations and Intelligence Security and Institutional Support Services, based on documentation from the Bureau of Contract Management and Monitoring administrator of the food services section, shall certify to the Assistant Deputy Secretary of Institutions, the warden, and the ~~contractor~~ food service director the successful completion of special management meal preparation and service training. Certification is required before the institution is authorized to use ~~utilize~~ the special management meal. The special management meal will then be authorized for use on a case-by-case basis at those institutions as provided in this rule.

- (3) No change.
- (4) Placement on the Special Management Meal.
 - (a) When any employee observes inmate behavior the employee that he believes meets the criteria for application of the special management meal, the employee shall prepare Form DC6-218, Special Management Meal Report, and forward the report to the chief of security for review. Form DC6-218, Special Management Meal Report, is hereby incorporated by reference. A copy of this form may be obtained from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref>

~~XXXXX~~. The effective date of this form is XX/XX ~~August 1, 2000~~.

(b) If the chief of security determines that the behavior cannot be corrected through routine counseling or by established disciplinary procedures, a discussion shall take place at the inmate’s cell between the inmate, the officer in charge, and the reporting officer, if needed. The officer in charge shall complete the discussion section of the Special Management Meal Report ~~report~~. The Special Management Meal Report shall document the reasons for recommending the special management meal and shall include a summary of the inmate’s comments or objections. When an inmate has been recommended for placement on the special management meal, the chief health officer or his or her designee shall indicate on the Special Management Meal Report whether there is any medical reason that would prohibit placing the inmate on special management meal status. When there is a medical problem, the chief health officer or his or her designee shall determine whether the inmate can be placed on the special management meal or whether an alternative special meal can be prescribed. No inmate shall be placed on special management meal status without medical concurrence. The chief of security shall then forward the report to the warden for approval.

(c) No change.

(5) No change.

(6) The chief of security and a designated clinical health care person shall visit each inmate on special management meal status daily ~~on a daily basis~~, except in case of riot or other institutional emergency. The shift supervisor shall act as the chief of security’s designee and shall conduct the daily visit in the chief’s absence. The purpose of the daily visit is to follow the inmate’s progress while on the special management meal and to determine when the inmate should be removed from the special management meal status.

(7) An inmate may be removed from special management meal status at any time based on:

- (a) No change.
- (b) Medical reasons as determined by the chief health officer or his or her designee.
- (8) No change.

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History—New 1-12-88, Amended 3-4-92, 5-27-97, 11-25-98, Formerly 33-3.0085, Amended 8-1-00, 1-2-02, 11-3-03, 2-18-04, 12-10-09, 6-30-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Hope Gartman, Assistant Deputy Secretary of Institutions
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ricky Dixon, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 09, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 21, 2024

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: RULE TITLE:

61-19.003 Application Requirements

PURPOSE AND EFFECT: The proposed rulemaking amends Rule 61-19.003, F.A.C., to update the rule to include an option for licensure by endorsement by incorporating a new application form.

SUMMARY: The Department proposes to amend Rule 61-19.003, F.A.C., to adopt the revised changes.

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 economic review conducted by the Agency.

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: 455.2035, 455.213, 468.402(3), F.S.

LAW IMPLEMENTED: 455.2135, 468.403, 468.405(2), 468.406(1), 559.79, F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Hartmann Swartz, Assistant General Counsel, Office of the General Counsel, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-2212, (850)717-1252, susan.swartz@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61-19.003 Application Requirements.

Each owner and operator of a talent agency wishing to obtain a license and renewal thereafter shall submit a completed application on Form DBPR TA-1, Application for Licensure as a Talent Agency, effective January 2018, incorporated herein

by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-08814>, which can be obtained at www.myfloridalicense.com or by contacting the Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, together with the application fee as specified in rule 61-19.005, F.A.C. In addition to the application form, each owner and operator shall submit the following information and documents:

(1) through (12) No change.

(13) Any owner or operator of a talent agency wishing to obtain a license by endorsement must submit a completed application form DBPR TA-5, Application for Licensure by Endorsement, effective XX/XX/XXXX, adopted and incorporated by reference, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

Rulemaking Authority 455.2035, 455.213, 468.402(3) FS. Law Implemented 455.2135, 468.403, 468.405(2), 468.406(1), 559.79 FS. History—New 7-27-87, Amended 7-6-88, Formerly 21-19.003, Amended 9-18-18,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Susan Hartmann Swartz, Rules Attorney, Office of the General Counsel, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-2212, (850)717-1252, susan.swartz@myfloridalicense.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Melanie S. Griffin, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 19, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 8, 2024 (v. 50, n. 155)

Section III
Notice of Changes, Corrections and
Withdrawals

NONE

Section IV
Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission hereby gives notice:

RULE NO.: RULE TITLE:

25-30.445(6) General Information and Instructions Required of Water and Wastewater Utilities in an Application for a Limited Proceeding.

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that North Florida Community Water Systems Inc.'s petition for Partial Variance or Waiver of subsection 25-30.445(6), Florida Administrative Code, filed August 2, 2024, in Docket No. 20240106-WU - Application for a revenue-neutral uniform water rate restructuring limited proceeding in Alachua, Duval, Leon, Okaloosa, and Washington Counties, by North Florida Community Water Systems, Inc. was approved by the Commission by Order No. PSC-2024-0485-PAA-WU, issued November 25, 2024, consummated by Order No. PSC-2024-0500-CO-WU, issued December 17, 2024. The rule addresses general information and instructions required of water and wastewater utilities in an application for a limited proceeding. The petition was approved on the basis that the purpose of the underlying statute would be achieved by other means and application of the rule would violate the principles of fundamental fairness. Notice of the petition was published in the FAR on August 13, 2024.

A copy of the Order or additional information may be obtained by contacting: the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: On December 11, 2024 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2017 FDA Food Code from Chefa Bracha LLC. located in Orlando. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash and 3-compartment sinks.

The Petition for this variance was published in Vol. 50/241 on December 12, 2024 The Order for this Petition was signed and approved on December 19, 2024. 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 wastewater holding tank for the handwash and 3-compartment sinks are emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sinks are provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign.

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 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 December 12, 2024 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 P66 Hotel OPS LLC. located in Fort Lauderdale. 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. 50/242 on December 13, 2024. The Order for this Petition was signed and approved December 19, 2024, 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 bathrooms located on the sixteenth floor level 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 ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-342.700 Financial Responsibility

The South Florida Water Management District hereby gives notice: On December 12, 2024, the Petitioner, EIP IV Round Hammock, LLC, withdrew its Petition for Variance to substantially comply with and utilize the financial assurance forms incorporated in paragraphs 62-342.700(5)(b), (10)(b), (11)(b), and (12)(a), F.A.C., for Round Hammock Mitigation Bank, Application No. 231227-41811.

A copy of the Order or additional information may be obtained by contacting: Regulation Division, during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at 3301 Gun Club Road, West Palm Beach, FL 33406; by telephone at (561)682-6911; by e-mail at permits@sfwmd.gov; or, by accessing the District's website (www.sfwmd.gov) using the Application/Permit Search on the RegPermitting page.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-610.462 Reliability and Operator Staffing

NOTICE IS HEREBY GIVEN that on December 10, 2024, the Department of Environmental Protection, received a petition for variance from Sweetwater Community, Inc., Sweetwater Golf and Tennis Club Wastewater Treatment Facility. The petition was filed pursuant to Section 120.542, F.S., and requests a variance for operator staffing requirements from subsection 62-610.462(3), F.A.C., which requires operator staffing at this facility by a Class C or higher operator 6 hours per day for 7 days per week. The variance requests to continue the current reduced minimum operator staffing requirements from previous variance (OGC #16-0003 deemed complete March 16, 2016) to 3 hours per day for 5 days per week and 1 hour visits each weekend day. The facility is located on 4635 US Highway 17-92 West Polk County, Haines City, FL 33844. The petition has been assigned OGC #24-3077 and Permit No. FLA013082-010-DW3/MR.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Shannon Herbon, Florida Department of Environmental Protection, 13051 Telecom Parkway North, Temple Terrace, FL 33637; telephone (813)470-5707; email Shannon.Herbon@floridadep.gov, during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except

legal holidays. If you have any questions, please contact the Southwest District Office at (813)470-5700.

Written comments must be received no later than 14 days from the publication of this notice.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-22.001 General Requirements

NOTICE IS HEREBY GIVEN that on December 13, 2024, the Department of Children and Families, received a petition for variance from section 3.8.4 of the Child Care Facility Handbook, incorporated by reference in subsection 65C-22.001(6), Florida Administrative Code, from Growing Minds Montessori School. Section 3.8.4 of the Handbook requires monthly fire drills utilizing the alarm system approved by the local fire authority when children are in care.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 2415 North Monroe Street, Suite 400, Tallahassee, FL 32303 or Agency.Clerk@myflfamilies.com.

DEPARTMENT OF FINANCIAL SERVICES

Securities

The Office of Financial Regulation hereby gives notice: On December 19, 2024, the Office of Financial Regulation issued a Final Order Denying Petition for a Waiver from subsection 69W-600.005(3), Florida Administrative Code, submitted on behalf of Joseph Neil Manassa. On October 10, 2024, the Office issued a Notice of Intent to Enter a Final Order Denying the Petition for Waiver from subsection 69W-600.005(3), Florida Administrative Code, and Notice of Rights. Petitioner's failure to file a petition for hearing or to file any other document in compliance with Rules 28-106.201, 28-106.2015, or 28-106.301, Florida Administrative Code, constitutes a waiver of Petitioner's right to an administrative hearing. Based on the Findings of Fact and Conclusions of Law, the Petition is denied.

**The original petition was published July 16, 2024 in the Florida Administrative Register Volume 50, Number 138.

A copy of the Order or additional information may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:RULE TITLES:

- 5J-28.001 Definitions
- 5J-28.002 Local Government Entities
- 5J-28.003 Safety
- 5J-28.004 Installation and Design
- 5J-28.005 Signage
- 5J-28.006 Registration
- 5J-28.007 Prohibitions
- 5J-28.008 Enforcement

The Department of Agriculture and Consumer Services announces a hearing to which all persons are invited.

DATES AND TIMES: January 14, 2025, 9:00 a.m. – Until Conclusion of Business; January 15, 2025, 9:00 a.m. – Until Conclusion of Business; January 16, 2025, 9:00 a.m. – Until Conclusion of Business

PLACES: January 14: Aloft Miami Doral, 3265 NW 107th Avenue, Miami, FL 33172; January 15: Hilton Orlando/Altamonte Springs, 350 S. Northlake Blvd., Altamonte Springs, FL 32701; January 16: DoubleTree by Hilton Jacksonville Airport, 2101 Dixie Clipper Drive, Jacksonville, FL 32218

GENERAL SUBJECT MATTER TO BE CONSIDERED: A rule hearing has been requested for the above-referenced proposed rules, as published in the November 25, 2024, Florida Administrative Register (Volume 50, Number 230).

A copy of the agenda may be obtained by contacting: Richard Kimsey (850)410-3800.

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: Richard Kimsey (850)410-3800. 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 AGRICULTURE AND CONSUMER SERVICES

Division of Licensing

The Private Investigation, Recovery and Security Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 6, 2025, 9:00 a.m.

PLACE: Renaissance Orlando at SeaWorld, Grouper Room, 6677 Sea Harbor Drive, Orlando, FL 32821 Phone: (407)351-5555

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly meeting of the Council pursuant to the requirement of

subsection 493.6104(4), Florida Statutes. The Council will conduct a general business meeting.

A copy of the agenda may be obtained by contacting: Stefannie.Corbett@FDACS.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 5 days before the workshop/meeting by contacting: Stefannie.Corbett@FDACS.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).

PUBLIC SERVICE COMMISSION

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

DATE AND TIME: Tuesday, January 7, 2025, 9:30 a.m., Agenda Conference, although the time at which this item will be heard cannot be determined at this time.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Public Service Commission will consider at its January 7, 2025 Agenda Conference, Docket No. 20240154-GU, Application for authorization to issue and sell securities, and to enter into agreements for interest rate swap products, equity products and other financial derivatives in 2025, by Chesapeake Utilities Corporation (Chesapeake). Chesapeake seeks Commission approval pursuant to Section 366.04(1), Florida Statutes, to issue during calendar year 2025: up to 9,900,000 shares of Chesapeake common stock, or such similar securities; up to 2,000,000 shares of Chesapeake preferred stock, or such similar securities; up to \$800,000,000 in secured and/or unsecured long term debt, a combination thereof, or such similar securities; short-term borrowings in an amount not to exceed \$600,000,00 million; and, to enter into agreements up to \$600,000,000 in interest rate swap products, equity products, and other financial derivatives. To take final action in Docket No. 20240154-GU, Application for authorization to issue and sell securities, and to enter into agreements for interest rate swap products, equity products and other financial derivatives in 2025, by Chesapeake Utilities Corporation.

A copy of the agenda may be obtained by contacting: Jennifer Augspurger, Esq., Office of General Counsel, at (850)413-6584.

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: 2540 Shumard Oak Boulevard, Tallahassee, Florida

32399-0850 or (850)413-6770. Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jennifer Augspurger, Esq., Office of General Counsel, at (850)413-6584.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

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

DATE AND TIME: Wednesday, January 15, 2025, 10:00 a.m.

PLACE: 1 Oakwood Boulevard, Suite 250, Hollywood, FL 33020

Join Zoom Meeting

<https://us06web.zoom.us/j/88249745924?pwd=Vdx3s2JvsRrjHtmnOV6IgIPoWQzk1i.1&from=addon>

Meeting ID: 882 4974 5924, Passcode: 187918

GENERAL SUBJECT MATTER TO BE CONSIDERED: Comprehensive Economic Development Strategy (CEDs) Committee Meeting to assist in the identification and implementation of the region's economic development priorities for the U.S. Economic Development Administration (EDA).

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 via email at 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 via email at 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 via email at sfadmin@sfrpc.com.

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: Wednesday, January 8, 2025, 1:30 p.m.

PLACE: This meeting will be conducted by means of communications media technology. Join the meeting via Microsoft Teams from our website calendar at <https://www.swfwmd.state.fl.us/about/calendar/springs-coast-management-committee-01/08/2025>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Springs Coast Management Committee Meeting. To discuss Committee business. Anyone who wishes to view the meeting or provide public input will be able to do so via Microsoft Teams. An additional telephone connection is available at (786)749-6127 conference code 781-939-244#. Additional instructions regarding viewing of and participation in the meeting are available by calling 1(800)423-1476 (FL only) or (352)796-7211 and requesting assistance. This is a meeting conducted by means of communications media technology (CMT).

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, (352)796-7211 or 1(800)423-1476 (FL only) 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).

For more information, you may contact: Candice.Harris@WaterMatters.org; (352)754-3405

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, January 14, 2025, 10:00 a.m.

PLACE: This is a meeting conducted by means of communications media technology via Microsoft Teams. The link is available at <https://www.swfwmd.state.fl.us/about/calendar/environmental-advisory-committee-01/14/2025>. An additional telephone connection is available at (786)749-6127 conference code 648-440-889#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Environmental Advisory Committee Meeting. To discuss committee business. Additional instructions regarding viewing of and participation in the meeting are available at WaterMatters.org or by calling 1(800)423-1476 (FL only) or (352)796-7211 and requesting assistance. One or more Governing Board members may attend. This is a meeting conducted by means of communications media technology (CMT).

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: . 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; (352)325-5772

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission's Hurricane Research Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: January 7, 2025, 10:00 a.m.

PLACE: Meeting to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free) 1(877)309-2073, meeting ID/access code: 533-378-925.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept the interim draft report for the research project titled "Investigation of the Wind-borne Debris Regions in ASCE 7-22."

Other Committee business as stated on the agenda.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards

Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Mo Madani, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1824 or access the Commission website: <https://floridabuilding.org/c/>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission's Product Approval Program Oversight Committee announces a public meeting to which all persons are invited.

DATE AND TIME: January 30, 2025, 10:00 a.m.

PLACE: The meeting will be conducted using communications media technology, specifically teleconference and webinar: Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free): 1(877)309-2073, Meeting ID/Access Code: 533-378-925; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of product approval and entity applications.

Other committee business on the agenda.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the

proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Melissa Campos, Product Approval POC, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436; or access information on the Commission's website, <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission's Accessibility Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: January 30, 2025, 2:00 p.m.

PLACE: The meeting will be conducted using communications media technology, specifically teleconference and webinar: Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free): 1(877)309-2073, Meeting ID/Access Code: 533-378-925; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of applications for waivers from accessibility requirements.

Other Council business on the agenda.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Chip Sellers, Accessibility Advisory Council, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access

information on the Commission's website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

The Florida Building Commission's Plumbing Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: January 31, 2025, at 2:30 p.m.

PLACE: The meeting will be conducted using communications media technology, specifically teleconference and webinar:

Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free): 1(877)309-2073, Meeting ID/Access Code: 533-378-925; public point of access 2601 Blair Stone Road, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss the following petition for declaratory statement:

DS 2024-044 by Michael Wilson of Pipelining Technologies, Inc.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Chip Sellers, Plumbing Technical Advisory Committee, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436; or access information on the Commission's website, <https://floridabuilding.org/c/default.aspx>.

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: Wednesday, January 15, 2025, 9:00 a.m. – 1:00 p.m., est.

PLACE: Virtual meeting via Microsoft Teams. The access link is listed below and also available on the Department of Children and Families calendar of events located here:

<https://www.myflfamilies.com/news-and-events>
[https://teams.microsoft.com/l/meetup-join/19%3ameeting_N2M2NWQ1MmItNDczMi00YWQzLWE5OTMtNTdmNThiZjgxYzA2%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%229251b7d2-1414-4b53-82ff-2a40dc98d569%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_N2M2NWQ1MmItNDczMi00YWQzLWE5OTMtNTdmNThiZjgxYzA2%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%224c7ac74e-0835-4242-a8cf-f26976fc1c32%22%7d)

Call-in (audio only): 1(412)912-1530, Phone Conference ID: 222 406 828

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission on Mental Health and Substance Use Disorder is meeting in accordance with section 394.9086, F.S. Discussion topics will include the 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.

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/services/samh/commission-mental-health-and-substance-use-disorder>

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).

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

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

DATE AND TIME: Thursday, January 16, 2025, 10:00 a.m. - 12:00 noon

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

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YjVkYTg4NzctOWVmYy00ZDQ1LWJmMWEtMTI3MTUxNTc3ZGJj%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%224c7ac74e-0835-4242-a8cf-f26976fc1c32%22%7d

mMWEtMTI3MTUxNTc3ZGJj%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%224c7ac74e-0835-4242-a8cf-f26976fc1c32%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Palm Beach Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Janeth Chorlango Quinga at (561)227-6722 or David Draper at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:RULE TITLES:

- 69A-73.001 Definitions and Application of Chapter
- 69A-73.002 Energy Storage Systems
- 69A-73.003 Powered Micromobility Devices
- 69A-73.004 Protective Systems and Designs
- 69A-73.005 Storage of Wrecked or Inoperable Electric Vehicles
- 69A-73.006 Parking or Storage of Electric Vehicles within a Coastal A Zone During a Hurricane or Tropical Storm Warning with Potential Storm Surge Threats

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

DATE AND TIME: January 9, 2025, 2:30 p.m. - 3:30 p.m.

PLACE: This workshop will be held in-person and by GoToMeeting.

In-person at: Florida Fire & EMS Conference located at 9400 Universal Blvd, Orlando, FL 32819 ORANGE COUNTY CONVENTION CENTER - SOUTH CONCOURSE, B HALL Room S230-G

And by GoToMeeting: Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/626020717>

You can also dial in using your phone. United States (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 626-020-717

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 626 020 717 or dial directly: 626020717@67.217.95.2 or 67.217.95.2##626020717.

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

A copy of the agenda may be obtained by contacting: Elijah Flowers at, (850)413-3731, or Elijah.Flowers@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: Elijah Flowers at, (850)413-3731, or Elijah.Flowers@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).

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF FINANCIAL SERVICES Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has declined to rule on the petition for declaratory statement filed by Coinbase Custody Trust Company, LLC on October 08, 2024. The following is a summary of the agency's declination of the petition:

On December 18, 2024, a Final Order Denying the Petition was issued. Petitioner has not established that it is seeking guidance in advance of contemplated action. The Petition does not satisfy subsection 28-105.002(2), Florida Administrative Code. Based on the Findings of Fact and Conclusions of Law the petition for a declaratory statement is denied. **The original petition was published November 8, 2024 in the Florida Administrative Register Volume 50, Number 220.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

DEPARTMENT OF FINANCIAL SERVICES Finance

NOTICE IS HEREBY GIVEN that the Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by Banking Circle US on September 20, 2024. The following is a summary of the agency's disposition of the petition:

On December 18, 2024, a Final Order on the Petition was issued. Petitioner is exempt from the provisions of chapter 560, Florida Statutes, for the activities stated in its petition.***The original petition was published September 24, 2024 in the Florida Administrative Register Volume 50, Number 187.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

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 AGRICULTURE AND CONSUMER SERVICES

Division of Administration

INVITATION TO BID

The Florida Department of Agriculture and Consumer Services seeks to obtain competitive bids for the removal and replacement of boardwalks within Cary State Forest located in Bryceville, Florida. Cary State Forest, Pavilion Road Recreation Area, 7465 Pavilion Road, Bryceville, Florida 32009

The solicitation document is available at the MyFloridaMarketPlace, Vendor Information Portal: <https://vendor.myfloridamarketplace.com/search/bids>.

Solicitation Number ITB FFS 24 25 119. Interested participants may also contact the purchasing department at BIDS@FDACS.gov.

DEPARTMENT OF EDUCATION

University of Central Florida

UCF-610 Creative School for Children - CM

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

Project No.: UCF-610

Project and Location: Creative School for Children, University of Central Florida, Main Campus.

The project will consist of pre-construction and construction services of the Creative School for Children to include approximately 10,000 net assignable square feet (NASF) of space, and approximately 15,000 gross square feet (GSF). The total project cost for the College of Nursing Building will be approximately \$14,000,000 for planning, design, permitting, construction, landscape/hardscape/irrigation, and furnishings and equipment. The project size, scope, and budget may be changed at UCF's discretion, and this project is subject to the availability of funding.

The contract for Construction Management services will consist of two phases. Phase one, preconstruction services, includes constructability analyses, design engagement with the architect to ensure design concepts are within budget, cost estimating, early procurement of equipment, value engineering (if necessary), and the development of a Guaranteed Maximum Price (GMP) at 100% Construction Documents. Preconstruction services will be compensated according to the CM sliding fee scale found at this website: <https://www.fp.ucf.edu/resources/contract-documents/>. If the

GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the Construction Manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable GMP within the time provided in the agreement may result in the termination of the Construction Manager's contract.

NOTE: The Selection Committee may reject all proposals and stop the selection process at any time. The University also reserves the right to cancel the project at any time.

Instructions for submitting a proposal can be found on the Project Fact Sheet. The Project Fact Sheet, Construction Management Qualifications Supplement Form, and any additional information may be obtained on our website <https://www.fp.ucf.edu/vendors/current-advertisements/> or by contacting: Gina Seabrook, Email: gina.seabrook@ucf.edu, Phone: (407)823-5894.

We are accepting only electronic submissions, to be uploaded at: <https://ucf.bonfirehub.com/opportunities/165991>

Submittals must be received by 5:00 p.m. local time January 20, 2025. Late submissions or additional documentation will not be accepted.

PPI/CHARLES PERRY CONSTRUCTION, LLC

University of Florida UF-681 Flavet Outdoor Recreation Complex

Advertisement of Prequalification

Charles Perry Partners, Inc. has been selected to provide Construction Management services to the University of Florida for the UF-681 Flavet Outdoor Recreation Complex project located in Gainesville, Florida. The 4.23-acre project will provide new leisure spaces, court spaces and renovation of the existing restroom building.

Charles Perry Partners, Inc. is accepting subcontractor/vendor prequalification applications for, but not limited to, the following scopes of work:

SELECTIVE DEMO

CONCRETE

MASONRY

MISC. METALS

ROUGH CARPENTRY

WATERPROOFING

ROOFING

DOORS/FRAMES/HARDWARE

DRYWALL/FRAMING

STUCCO

FLUID-APPLIED FLOORING

PAINTING

MISC. SPECIALTIES

METAL LOCKERS

SIGNAGE

SHADE PAVILLIONS
 SITE FURNISHINGS
 PLUMBING
 HVAC
 ELECTRICAL
 SITEWORK
 FENCING & GATES
 LANDSCAPING & IRRIGATION
 PAVER SYSTEMS
 SPORTS TURF
 PLAYCOURT SURFACING
 PLAYCOURT EQUIPMENT

All parties interested in bidding on this project must be prequalified in order for their bid to be considered. A link to start the prequalification process can be obtained by sending an email to prequalification@cpqi.com.

Bid documents will be published in late December 2024.

All interested parties are encouraged to attend the Pre-Bid Conference on Thursday, January 9, 2025 at 11:00 a.m., EST at the project site located at 2174 Museum Road, Gainesville, FL 32603. The agenda will include introductions, project overview and bid schedule. To RSVP, please send an email to bids@cpqi.com.

Sealed bids, whether submitted electronically through Building Connected or hand delivered to CPPI's office (8200 NW 15th Place, Gainesville, FL 32606), are due by 2:00 p.m., Tuesday, January 28, 2025 with a bid opening to follow immediately thereafter.

Construction is tentatively scheduled to start in mid-February 2025.

The University of Florida and CPPI are committed to Small Business and Vendor Diversity and encourage participation by such. CPPI reserves the right to reject any bid if considered to be in the best interest of the project. Compliance with UF Purchasing will be required.

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, December 13, 2024, and 3:00 p.m., Thursday, December 19, 2024.

Rule No.	File Date	Effective Date
12CER24-2	12/16/2024	1/1/2025
12CER24-3	12/16/2024	1/1/2025

12CER24-4	12/16/2024	1/1/2025
12AER24-5	12/16/2024	1/1/2025
12AER24-6	12/16/2024	1/1/2025
12AER24-7	12/16/2024	1/1/2025
12AER24-8	12/16/2024	1/1/2025
33-302.110	12/16/2024	1/5/2025
53ER24-53	12/16/2024	12/17/2024
53ER24-54	12/17/2024	12/18/2024
53ER24-55	12/17/2024	12/18/2024
53ER24-56	12/17/2024	12/18/2024
53ER24-57	12/17/2024	12/18/2024
53ER24-58	12/17/2024	12/18/2024
60Y-4.029	12/17/2024	1/6/2025
64B5-2.0150	12/18/2024	1/7/2025
61K1-3.002	12/13/2024	1/2/2025
61K1-3.008	12/13/2024	1/2/2025
64B8-42.001	12/16/2024	1/5/2025
64B8-42.0011	12/16/2024	1/5/2025
64B8-42.002	12/16/2024	1/5/2025
64B8-51.001	12/16/2024	1/5/2025
64B8-51.002	12/16/2024	1/5/2025
64B8-51.004	12/16/2024	1/5/2025
64B8-51.006	12/16/2024	1/5/2025
64B10-11.001	12/18/2024	1/7/2025
64B10-11.002	12/18/2024	1/7/2025
64B13-4.0041	12/13/2024	1/2/2025
75-2.001	12/19/2024	1/8/2025
75-2.004	12/19/2024	1/8/2025
75-2.006	12/19/2024	1/8/2025
75-2.010	12/19/2024	1/8/2025
75-2.011	12/19/2024	1/8/2025
75-2.012	12/19/2024	1/8/2025
75-2.020	12/19/2024	1/8/2025
75-2.023	12/19/2024	1/8/2025
75-2.024	12/19/2024	1/8/2025
75-2.025	12/19/2024	1/8/2025
75-3.001	12/19/2024	1/8/2025
75-3.002	12/19/2024	1/8/2025
75-3.003	12/19/2024	1/8/2025
75-3.004	12/19/2024	1/8/2025
75-5.002	12/19/2024	1/8/2025

75-5.004	12/19/2024	1/8/2025
75-7.020	12/19/2024	1/8/2025
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid**

State Plan Amendment

The Agency for Health Care Administration is requesting an amendment to the Medicaid State Plan. The amendment will provide specific screening and diagnostic services and targeted case management, including referrals, during the 30 days prior to release from incarceration. Additionally, targeted case management, including referrals, will be provided for at least 30 days post release for eligible juveniles, post adjudication. Eligible juveniles include individuals under 21 years of age and up through 25 for former foster care children. This amendment to the State Plan will have no federal fiscal impact.

The effective date for this amendment will be January 1, 2025. For further information, interested parties may contact Angela Pridgeon, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407; telephone: (850)412-4035; or e-mail: Angela.Pridgeon@ahca.myflorida.com.

BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT

BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT NOTICE OF RULEMAKING FOR THE ADOPTION OF AMENDED WATER UTILITIES POLICIES MANUAL, CROSS CONNECTION CONTROL POLICY, RATE SCHEDULE, AND DESIGN AND S

BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT NOTICE OF RULEMAKING FOR THE ADOPTION OF AMENDED WATER UTILITIES POLICIES MANUAL, CROSS CONNECTION CONTROL POLICY, RATE SCHEDULE, AND DESIGN AND SPECIFICATION MANUAL VOLUME II

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

Time & Date: January 23, 2025, at 4:00 p.m.

Location: Babcock Ranch Field House Cafeteria

43281 Cypress Parkway
Babcock Ranch, Florida 33982.

The public hearing will be a rulemaking hearing and will provide an opportunity for the public to address the proposed amended Water Utilities Policies Manual, Cross Connection Control Policy, Rate Schedule, and Design and Specification Manual Volume II. The purpose and effect of the proposed changes is to provide for efficient and Florida Administrative Register on December 19, 2024. The proposed amendments to the District’s existing water rates and fee schedule are as follows:

POTABLE WATER, WASTEWATER AND IRRIGATION QUALITY WATER RATES AND FEES SCHEDULE

Effective February 1, 2025

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

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

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

Residential

Account Set Up Fee \$49.35

Potable Water

Connection Fee/AFPI \$3044.43(per calculated # of ERC)

Meter Installation Fee

¾” \$586.94

1” \$709.77

1½” \$1,687.57

2” \$1,874.95

Greater than 2” Actual Cost4 Customer Deposit \$45.00

Tap In Fee (if service not currently available) \$1,686.63 (or Actual Cost4, whichever is greater)

Road Push (if service not currently available at property line) \$2,650.41 (or Actual Cost4, whichever is greater)

Private Fire Protection1 (if separate meter/connection)

Connection Fee/AFPI (based upon fire flow)

0-50 GPM \$5,048.51

51-100 GPM \$6,569.43

101-150 GPM \$7,655.79

151-300 GPM \$9,943.61

301-500 GPM \$11,941.29

501-750 GPM \$14,051.43

751-1000 GPM \$15,663.11

1001-1500 GPM \$18,251.26

1501-3000 GPM \$23,708.76

3001-4500 GPM \$27,627.39

Meter Installation Fee

¾” \$586.94

1" \$709.77
 1½" \$1,687.57
 2" \$1,874.95
 Greater than 2" Actual Cost4 Customer Deposit \$45.00
 Tap In Fee (if service not currently available) \$1,686.63 (or Actual Cost4, whichever is greater)
 Road Push (if service not currently available at property line) \$2,650.41 (or Actual Cost4, whichever is greater)
 Wastewater
 Connection Fee/AFPI \$3,196.54 (per calculated # of ERC)
 Customer Deposit \$50.00
 Tap In Fee (if service not currently available) \$1,686.63 (or Actual Cost4, whichever is greater)
 Road Push (if service not currently available at property line) \$2,650.41 (or Actual Cost4, whichever is greater)
 Irrigation Quality Water2
 Connection Fee/AFPI \$2,406.66 (per connection, regardless of meter size)
 Meter Installation Fee
 ¾" \$586.94
 1" \$709.77
 1½" \$1,687.57
 2" \$1,874.95
 Greater than 2" Actual Cost4 Customer Deposit \$40.00
 Tap In Fee (if service not currently available) \$1,686.63 (or Actual Cost4, whichever is greater)
 Road Push (if service not currently available at property line) \$2,650.41 (or Actual Cost4, whichever is greater)
 Non-Residential
 Account Set Up Fee \$49.35
 Potable Water
 Connection Fee/AFPI \$3044.43 (per calculated # of ERC)
 Meter Installation Fee
 ¾" \$586.94
 1" \$709.77
 1½" \$1,687.57
 2" \$1,874.95
 Greater than 2" Actual Cost4
 Customer Deposit Two times estimated monthly charge (not less than Residential Customer Deposit fee)
 Tap In Fee (if service not currently available) \$1,686.63 (or Actual Cost4, whichever is greater)
 Road Push (if service not currently available at property line) \$2,650.41 (or Actual Cost4, whichever is greater)
 Private Fire Protection1 (if separate meter/connection)
 Connection Fee/AFPI (based upon fire flow)
 0-50 GPM \$5,048.51
 51-100 GPM \$6,569.43
 101-150 GPM \$7,655.79
 151-300 GPM \$9,943.61
 301-500 GPM \$11,941.29

501-750 GPM \$14,051.43
 751-1000 GPM \$15,663.11
 1001-1500 GPM \$18,251.26
 1501-3000 GPM \$23,708.76
 3001-4500 GPM \$27,627.39
 Meter Installation Fee
 ¾" \$586.94
 1" \$709.77
 1½" \$1,687.57
 2" \$1,874.95
 Greater than 2" Actual Cost4 Customer Deposit \$45.00
 Tap In Fee (if service not currently available) \$1,686.63 (or Actual Cost4, whichever is greater)
 Road Push (if service not currently available at property line) \$2,650.41 (or Actual Cost4, whichever is greater)
 Wastewater
 Connection Fee/AFPI \$3,196.54 (per calculated # of ERC)
 Customer Deposit Two times estimated monthly charge (not less than Residential Customer Deposit fee)
 Tap In Fee (if service not currently available) \$1,686.63 (or Actual Cost4, whichever is greater)
 Road Push (if service not currently available at property line) \$2,650.41 (or Actual Cost4, whichever is greater)
 Irrigation Quality Water2
 Connection Fee/AFPI \$2,292.06 (per connection, regardless of meter size)
 Meter Installation Fee
 ¾" \$586.94
 1" \$709.77
 1½" \$1,687.57
 2" \$1,874.95
 Greater than 2" Actual Cost4
 Customer Deposit Two times estimated monthly charge (not less than Residential Customer Deposit fee)
 Tap In Fee (if service not currently available) \$1,686.63 (or Actual Cost4, whichever is greater)
 Road Push (if service not currently available at property line) \$2,650.41 (or Actual Cost4, whichever is greater)
 Master Meter Irrigation Quality Water Service
 Account Set Up Fee \$47.25
 Irrigation Quality Water2
 Connection Fee/AFPI \$2406.66 (per calculated # of ERC)
 Meter Installation Fee
 ¾" \$586.94
 1" \$709.77
 1½" \$1,687.57
 2" \$1,874.95
 Greater than 2" Actual Cost4
 Customer Deposit Two times estimated monthly charge (not less than Residential Customer Deposit fee)

Tap In Fee (if service not currently available) \$1,686.63 (or Actual Cost⁴, whichever is greater)

Road Push (if service not currently available at property line) \$2,650.41 (or Actual Cost⁴, whichever is greater)

MONTHLY USE AND COMMODITY FEES – WATER, WASTEWATER AND IRRIGATION

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

Potable Water

Monthly Base Facility Charge (based upon meter size)

¾” \$32.76

1” \$81.88

1½” \$163.77

2” \$262.02

Over 2” \$32.76 (per calculated # of ERC)

Commodity Charge (per 1000 gallons)

0 to 6,000 gallons \$6.49

6,001 gallons and above \$9.48

Temporary Water Service (<2”) \$337.65 Deposit plus Actual Cost⁴ plus

Monthly Base Facility Charge Fee plus Commodity Charge

Private Fire Protection Service¹ Monthly Base Facility Charge

2” or less \$21.84

3” \$43.66

4” \$68.25

6” \$136.49

8” \$218.38

Commodity Charge (per 1000 gallons) \$6.49

Wastewater

Monthly Base Facility Charge \$38.33 (all meters)

Commodity Charge \$6.80 (per 1,000 gallons, to max 10,000 gallons)

Temporary Wastewater Service \$354.54 Deposit plus Actual Cost⁴ plus

Monthly Base Facility Charge Fee plus Commodity Charge

Irrigation Quality Water²

Monthly Base Facility Charge (all meters) \$10.53

Commodity Charge (per 1000 gallons) \$3.15

Temporary Irrigation Service (<2”) \$327.82 Deposit plus Actual Cost⁴ plus

Monthly Base Facility Charge Fee plus Commodity Charge

Multi-Family Residential - Applicable to multi-family Customers as defined in the Babcock Ranch Water Utilities Policies Manual.

Account Set Up Fee \$47.25

Potable Water

Monthly Base Facility Charge (per calculated # of ERC) \$32.76

Commodity Charge (per 1,000 gallons)

0 to 6,000 gallons \$6.49

6,001 gallons and above \$9.48

Temporary Water Service (<2”) \$337.65 Deposit plus Actual Cost⁴ plus

Monthly Base Facility Charge Fee plus Commodity Charge

Private Fire Protection Service Monthly Base Charge

2” or less \$21.84

3” \$43.66

4” \$68.25

6” \$136.18

8” \$218.38

Commodity Charge (per 1000 gallons) \$6.49

Wastewater

Monthly Base Facility Charge (per unit in building) \$38.33

Commodity Charge \$6.80 (per 1,000 gallons to max. 10,000 gallons per unit in the building)

Temporary Wastewater Service (<2”) \$354.54 Deposit plus Actual Cost⁴ plus

Monthly Base Facility Charge Fee plus Commodity Charge

Irrigation Quality Water²

Monthly Base Facility Charge (per meter) \$10.53

Commodity Charge (per 1000 gallons) \$3.15

Temporary Irrigation Service (<2”) \$327.82 Deposit plus Actual Cost⁴ plus

Monthly Base Facility Charge Fee plus Commodity Charge

Non-Residential - Applicable to non-residential commercial, industrial, office, civic, or other Customers for which no other rate schedule applies. Tiered rates are based on total gallons used.

Potable Water

Monthly Base Facility Charge

¾” \$32.76

1” \$81.88

1½” \$163.77

2” \$262.02

Over 2” \$32.76 (per calculated # of ERC)

Commodity Charge (per 1,000 gallons)

0 to 6,000 gallons \$6.18

6,001 gallons to 20,000 \$9.03

20,001 and above \$12.11

Temporary Water Service (Potable or Irrigation Quality) (<2”) \$337.65 Deposit plus Actual Cost⁴ plus

Monthly Base Facility Charge Fee plus Commodity Charge

Private Fire Protection Service¹ Monthly Base Charge

2” or less \$21.84

3” \$43.66

4” \$68.25

6” \$136.49

8” \$218.38

Commodity Charge (per 1000 gallons) \$6.49

Wastewater

Monthly Base Facility Charge \$38.33 (Per Calculated # of ERCs) Commodity Charge (per 1000 gallons) \$7.77

Temporary Wastewater Service (<2") \$354.54 Deposit plus Actual Cost⁴ plus
 Monthly Base Facility Charge Fee plus Commodity Charge
 Irrigation Quality Water²
 Monthly Base Facility Charge (all meters) \$10.53
 Commodity Charge (per 1000 gallons) \$3.15
 IQ on a Bulk Basis (Golf Course Only, per 1000 gallons) \$0.72
 Temporary Irrigation Service² (<2") \$327.82 Deposit plus Actual Cost⁴ plus
 Monthly Base Facility Charge Fee plus Commodity Charge
 Raw Water
 Monthly Base Facility Charge \$26.87
 Commodity Charge (per 1000 gallons) \$3.47
 Master Meter Irrigation Quality (IQ) Water Service – Applicable to Single-Family Residential Customers, Multi-Family Residential Customers, and other non-residential Customers.
 Irrigation Quality Water²
 Monthly Base Facility Charge (per calculated # of ERC) \$10.53
 Commodity Charge (per 1000 gallons) \$3.15
MISCELLANEOUS FEES
 Violation of District policies may lead to discontinuation of Utility Service, assessment of fees and fines, as well as inspection charges and fees to reconnect services once the violation has been resolved. Any work performed between 3:00 p.m. and 8:00 a.m. shall be considered after normal working hours.
 Disconnection of Services
 Normal disconnect working hours \$39.22
 Normal disconnect after working hours \$78.42
 Due to Violation \$78.42 plus violation fine
 Premise Visit in Lieu of disconnection \$38.08 during normal working hours
 \$76.14 after normal working hours
 Reconnection of Services
 Normal reconnect during working hours \$58.82
 Normal reconnect after working hours \$71.89
 Due to Violation \$78.42 plus violation fine
 Service Relocation Fees Actual Cost⁴
 Trip Charge (per visit) \$53.83
 Late Payment (up to \$133 past due) \$2.40
 Late Payment (greater than \$133 past due) 1.50%
 Returned Checks⁵ \$29.24 (Face Value does not exceed \$50.00)
 \$35.09 (Face Value is more than \$50.00, but does not exceed \$300.00)
 \$46.79 (Face Value more than \$300)
 Customer Account Transfer Fee \$31.03
 Unauthorized Water Use Fee \$59.09 per violation per day

Unauthorized Tampering³
 Single-Family \$300.00 per violation
 Multi-Family \$580.00 per violation
 Non-residential \$1,155.00 per violation
 Fire suppression, hydrant, fire line \$580.00 per violation
 Construction and Inspection Fee (Developer)⁷ \$582.75 (or 1% of Construction Cost, whichever is greater)
 Re-Inspection Fee \$603.75
 Plan Review Fee \$866.25 (or 1% of Construction Cost, whichever is greater)
 Development Project Admin Fee \$294.00 (or 1% of Construction Cost, whichever is greater)
 Copy of Check Fee \$6.30
 Document Recording Fee \$12.60 first page, \$10.50 each additional page
 Fire Flow Test \$189.00
 Request for Third Party Meter Testing (up to 1 ½") \$88.20
 Request for Third Party Meter Test Testing (2" and above) Actual Cost⁴
 Request for Field Meter Testing (up to 1 ½") \$40.43
 Request for Field Meter Test Testing (2" and above) Actual Cost⁴
 Backflow Prevention- Device Repair and/or Certification Actual Cost⁴
 Cross-Connection Actual Cost⁴
 Service Policy Related Fees \$44.10 per visit
 Non-Compliant Irrigation System Fine \$60.44 to \$181.30 per day as determined by District
 Non-Compliant Industrial Discharge Fine \$60.44 to \$181.30 per day as determined by District
 Grease Trap Inspections Actual Cost⁴
 Grease Trap Violations (within 10-year period)
 (1st Occurrence) \$240.00 + Actual Cost⁴
 (2nd Occurrence) \$470.00 + Actual Cost⁴
 (3rd Occurrence) \$690.00 + Actual Cost⁴
 (4th Occurrence) Service Disconnection
 Lien Search Request Fee \$60.38
 Utility Relocations Fee Actual Cost⁴
 Traffic Bearing Meter Box Actual Cost⁴
 Televising Sewer Laterals \$2.47 per Linear Foot + Equipment Fee
 Private Lift Station/Grinder Station Inspection and Routine Preventative Maintenance \$275.63 per month per Lift Station/Grinder Station
 Private Lift Station/Grinder Station Corrective Maintenance Actual Cost⁴
 The District reserves the right to impose additional fees for the following to the extent not covered above, including cost for rental of any equipment not otherwise listed in the Tariff, plus a 10% markup.

Labor Classification	Regular Working Hours	After Working Hours
Unskilled Laborer per hour	\$79.52	\$119.26
Plant / System Operator (Class A) per hour	\$99.40	\$145.77
Plant / System Operator (Class B) per hour	\$92.77	\$139.14
Plant / System Operator (Class C) per hour	\$86.14	\$129.20
Skilled Maintenance per hour	\$86.14	\$129.20
Foreman per hour	\$92.77	\$139.14
Manager per hour	\$139.14	\$152.40
Electrician per hour	\$92.77	\$139.14
Inspector per hour	\$83.63	\$125.44
Controls Technician per hour	\$99.40	\$149.09
Administrative per hour	\$77.20	\$115.79

Equipment Type	Regular Working Hours	After Working Hours
Backhoe with Operator per hour	\$165.65	N/A
Loader with Operator per hour	\$165.65	N/A
Track-hoe with Operator per hour	\$231.91	N/A
Dump Truck with Operator per hour	\$132.52	N/A
Utility Vehicle with Operator per hour	\$86.14	N/A
Flat Bed Truck with Operator per hour	\$113.76	N/A

Portable Pump (4" trash) per hour	\$46.37	N/A
Generator (35-45 kw) per hour	\$53.00	N/A

Vactor Truck with One Operator per hour \$412.21 N/A

TV Truck with Operator per hour \$265.05 N/A

INDUSTRIAL DISCHARGE AND APPROVAL FEES

Industrial Wastewater Discharge Approval

Application Fee \$98.05

Transfer Fee \$95.18

Industrial Wastewater Discharge Approval Annual Fees

Flow Rate (per gpd) Minor Significant

Up to 1,999 \$130.71 \$294.11

2,000 to 4,999 \$228.74 \$490.18

5,000 to 9,999 \$326.79 \$555.52

10,000 to 24,999 \$424.82 \$751.61

25,000 to 49,999 N/A \$816.95

50,000 to 99,999 N/A \$1,013.03

Over 100,000 N/A \$1,078.39

High Strength Industrial Wastewater Surcharge

Minimum Monthly Charge \$20.27

Biochemical Oxygen Demand (BOD) Concentration in excess of 400 mg/L	\$0.2009 (per pound)
Total Suspended Solids (TSS) Concentration in excess of 400 mg/L	\$0.1905 (per pound)
Oil and Grease (O&G) concentration In excess of 50 mg/L	\$0.1450 (per pound)
Chemical Oxygen Demand (COD) in Excess of 2 times BOD and greater than 800 mg/L	\$0.2000 (per pound)
Waste Hauler Charges	
Annual Fee per Hauler	\$261.44
Waste Disposal Fee (normal hours – per 1000 gallons)	\$71.89
Waste Disposal Fee (after hours – per 1000 gallons)	\$176.46
Mixed Load Fee (per 1000 gallons)	\$45.74
Violations Process Charge (per appeal)	\$127.87
Remediation (handling fee plus Actual Cost)	\$261.44

NOTES

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

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

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

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

1 In the event that a new single-family Customer requests a meter up-sizing to support a fire sprinkler system for a

residence, then the Customer will be required to pay for the cost of the meter to be installed. The Customer will be required to pay Base Facility Charges based on the size of meter installed. The Customer must also install a reduced pressure backflow prevention device on the fire sprinkler line. The backflow prevention device shall be registered with the District. The Customer will be required to perform annual inspections of the backflow prevention device and provide certified inspection reports to the Utility.

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

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

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

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

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

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

7 Applicable for non-phased projects. For projects with more than one phase, all additional phases are charged at Actual Cost4.

A copy of the proposed rules may be obtained by contacting the District Manager, c/o Wrathell Hunt & Associates, LLC, 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431, (561)571-0010 ("District Manager's Office").

Specific legal authority for the rules includes section 120.054, Florida Statutes, and Chapter 2007-306, Laws of Florida, as amended. Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provided by section 120.541(1), Florida Statutes, must do so in writing within twenty-one (21) days after publication of this notice. The public hearing and board meeting may be continued to a date, time, and place to be specified on the record at the hearing.

Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provided by Section

120.541(1), Florida Statutes, must do so in writing within twenty-one (21) days after publication of this notice to the District Manager's Office.

The public hearing and board meeting are open to the public and will be conducted in accordance with the provisions of Florida law. There may be occasions when one or more Board member or staff member will participate by telephone. At the above location will be present a speaker telephone so that any Board member or staff member can attend the meeting and be fully informed of the discussions taking place either in person or by telephone communication.

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

Craig Wrathell, District Manager

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.
