

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67-21.001	Purpose and Intent
67-21.002	Definitions
67-21.0025	Miscellaneous Criteria
67-21.003	Application and Selection Process for Developments
67-21.004	Federal Set-Aside Requirements for MMRB Loans
67-21.0045	Determination of Method of Bond Sale
67-21.006	MMRB Development Requirements
67-21.007	MMRB Fees
67-21.008	Terms and Conditions of MMRB Loans
67-21.009	Interest Rate on Mortgage Loans
67-21.010	Issuance of Revenue Bonds
67-21.013	Non-Credit Enhanced Multifamily Mortgage Revenue Bonds
67-21.014	MMRB Credit Underwriting Procedures
67-21.015	Use of Bonds with Other Affordable Housing Finance Programs
67-21.017	Transfer of Ownership of a MMRB Development
67-21.018	Refundings and Troubled Development Review
67-21.019	Issuance of Bonds for Section 501(c)(3) Entities
67-21.025	HC Fees
67-21.026	HC Credit Underwriting Procedures
67-21.027	HC General Program Procedures and Requirements
67-21.028	HC with Tax-Exempt Bond-Financed Developments
67-21.029	HC Extended Use Agreement
67-21.030	Sale or Transfer of a Housing Credit Development
67-21.031	Qualified Contracts

PURPOSE AND EFFECT: The purpose of this rule chapter is to establish the procedures by which the Corporation shall (1) administer the Application process, determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the Multifamily Mortgage Revenue Bond (MMRB) Program authorized by Section 142 of the Code and Section 420.509, F.S., and (2) administer the Application process, determine Non-Competitive Housing Credit amounts and implement the provisions of the Non-Competitive Housing Credit process authorized by Section 42 of the Code and Section 420.5099, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The rule development workshop will be held to receive comments and suggestions from interested persons relative to the development of the Non-Competitive Application and the program requirements for MMRB and Non-Competitive Housing Credits, as specified in Rule Chapter 67-21, Florida Administrative Code (F.A.C.).

RULEMAKING AUTHORITY: 420.507, 420.508 FS.

LAW IMPLEMENTED: 420.509, 420.5099 FS.

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

DATE AND TIME: January 29, 2016, following the scheduled Board Meeting at a time to be announced at the conclusion of the Board Meeting

PLACE: Tallahassee City Hall, Commission Chambers, 300 Adams Street, Tallahassee, Florida

The workshop will not be accessible via telephone.

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: Jean Salmonsens at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ken Reecy, Director of Multifamily Programs

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67-48.001	Purpose and Intent
67-48.002	Definitions
67-48.004	Selection Procedures for Developments
67-48.007	Fees
67-48.0072	Credit Underwriting and Loan Procedures
67-48.0075	Miscellaneous Criteria
67-48.009	SAIL General Program Procedures and Restrictions
67-48.0095	Additional SAIL Selection Procedures
67-48.010	Terms and Conditions of SAIL Loans
67-48.0105	Sale, Transfer or Refinancing of a SAIL Development
67-48.013	SAIL Construction Disbursements and Permanent Loan Servicing
67-48.014	HOME General Program Procedures and Restrictions
67-48.015	Match Contribution Requirement for HOME Allocation
67-48.017	Eligible HOME Activities
67-48.018	Eligible HOME Applicants
67-48.019	Eligible and Ineligible HOME Development Costs
67-48.020	Terms and Conditions of Loans for HOME Rental Developments
67-48.0205	Sale, Transfer or Refinancing of a HOME Development
67-48.022	HOME Disbursements Procedures and Loan Servicing
67-48.023	Housing Credits General Program Procedures and Requirements
67-48.027	Tax-Exempt Bond-Financed Developments
67-48.028	Carryover Allocation Provisions
67-48.029	Extended Use Agreement
67-48.030	Sale or Transfer of a Housing Credit Development
67-48.031	Qualified Contracts
67-48.040	EHCL General Program Procedures and Restrictions
67-48.041	Terms and Conditions of EHCL Loans

PURPOSE AND EFFECT: The purpose of this rule chapter is to establish the procedures by which the Corporation shall (1) determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the State Apartment Incentive Loan (SAIL) Program authorized by Section 420.5087, Florida Statutes, and the HOME Investment Partnerships (HOME) Program authorized by Section 420.5089, Florida Statutes; and (2) determine Housing Credit (HC) amounts and implement the provisions of the Housing Credit Program authorized by Section 42 of the Code and Section 420.5099, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The rule development workshop will be held to receive comments and suggestions from interested persons relative to (1) the development of program requirements for the SAIL, HOME, and HC Programs, as specified in Rule Chapter 67-48, Florida Administrative Code and (2) amendments to the Florida Housing Finance Corporation’s 2015 Qualified Allocation Plan (QAP).

RULEMAKING AUTHORITY: 420.507 FS.

LAW IMPLEMENTED: 420.5087, 420.5089, 420.5099 FS.

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DATE AND TIME: January 29, 2016, following the scheduled Board Meeting at a time to be announced at the conclusion of the Board Meeting

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ken Reecy, Director of Multifamily Programs

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

**Section II
Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NOS.:	RULE TITLES:
5B-2.001	Definitions
5B-2.0011	Purpose
5B-2.002	Registering with the Division
5B-2.0025	Certification and Quarantine of Nursery Stock
5B-2.004	Certificates of Inspection (Tags)
5B-2.008	Record of Movement of Nursery Stock or Plant Material Under Inspection
5B-2.010	Special Inspection and Certification Fees

PURPOSE AND EFFECT: The purpose of this amendment is to remove the exemption of aquatic plants from nursery stock classification, revise dates and titles of forms, add additional quarantine pests of limited distribution, remove fumigation services that are no longer offered by the Division, and revise the fee structure to have minimal impact on industry stakeholders. This will accurately outline plant pests of regulatory significance and actions taken when these pests are detected in the state while offsetting some of the increased expense to maintain service to the public.

SUMMARY: This amendment is to update the nursery stock classification, revise reference materials titles and revision dates, provide an update to quarantined pests of limited distribution in Florida, remove fumigation services no longer provided, and to revise the fee structure to minimally impact the industry stakeholders.

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. As part of this analysis, the Department reviewed current regulatory costs to the industry and proposed changes to reduce economic impact. Additionally, no interested party submitted additional information regarding the economic impact.

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: 570.07(13), (23), 581.031(1), (3), (4), (5), (8), (23) FS.

LAW IMPLEMENTED: 581.031 (4), (5), (6), (7), (19), (21), 581.083, 581.101, 581.121, 581.131, 581.141 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dr. Greg Hodges, (352)395-4627

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-2.001 Definitions and Purpose-

(1) For the purpose of this chapter, the definitions in Section 581.011, F.S., and the following definitions shall apply:

(a)(1) Balled and burlapped. A term used to describe a horticultural practice whereby plants are extracted from the soil with a portion of the roots and the growing medium intact forming the ball. The ball is wrapped with burlap or other materials appropriate for supporting the ball during handling.

(b)(2) Bare-root. Plants with roots from which the growing medium in which it was grown has been removed.

(c)(3) Certified turfgrass. Turfgrass produced for purposes of ornamental ground cover by an individual who has requested certification in order to comply with plant quarantine restrictions or phytosanitary requirements. Pasture or forage grasses are specifically excluded from this definition.

(d)(4) Container nursery stock. Plants established in growing media contained in containers such as clay pots, plastic pots, or cans, etc.

(e)(5) Exposed. Subject to infestation because of proximity to or contact with a plant pest.

(f)(6) Location Outlet. A nursery, stock dealer, plant broker or agent offering nursery stock for sale or distribution under the control of a parent organization, corporation, partnership, personal business, cooperative, or other legal business entity.

~~(7) Propagating material. Unrooted scions and cuttings in the process of developing root systems; seedlings and asexually produced plants which are being developed to a saleable size.~~

~~(8) Psorosis complex of viruses. A combination of viruses (psorosis A, psorosis B, and ringspot) that induce bark-sealing, internal wood staining, ringspots or irregular chlorotic patterns in the foliage, or eventual tree decline. The disease is spread primarily by propagation using infected budwood.~~

(2) The purpose of this chapter is to provide instructions for registering, inspecting, and certifying nurseries, stock dealers, plant brokers, and agents. It provides guidelines for issuance and use of certificates denoting that requirements of Florida and other states regarding inspection or treatment of plant products have been met. It provides a fee schedule to reimburse the State of Florida for cost or partial cost of nursery inspections, special certifications, certain treatments of plant products, and other inspections. It also provides criteria for determining grades and standards for nursery stock, plant viability and penalties for violation. Additional information may be obtained by writing to the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100.

Rulemaking Authority 570.07(23), 581.031(1), (4), (5), FS. Law Implemented 581.011, 581.031, 581.083, 581.121, 581.131, 581.141, FS. History—Repromulgated 12-31-74, Amended 6-15-81, 10-28-85, Formerly 5B-2.01, Amended 6-7-95, 8-26-03, Repromulgated 3-11-04, Amended _____.

Substantial rewording of 5B-2.0011 follows. See Florida Administrative Code for present text.

5B-2.0011 Referenced Material

The following documents are hereby adopted and incorporated by reference. These documents may be obtained by writing to the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Plant and Apiary Inspection, P.O. Box 147100, Gainesville, Florida 32614-7100, or online as indicated.

(a) Form FDACS 08004, Revised 11/15, Application For Certificate of Registration, <http://www.flrules.org/Gateway/reference>.

(b) Form FDACS 08006, Revised 11/15, Annual Nursery Registration Fee Notice, <http://www.flrules.org/Gateway/reference>.

(c) Form FDACS 08011, Revised 11/15, General Nursery Stock Inspection Certificate, <http://www.flrules.org/Gateway/reference>.

(d) Form FDACS 08022, Revised 11/15, Annual Stock Dealer And Registration Fee Notice, <http://www.flrules.org/Gateway/reference>.

(e) Form FDACS 08077, Revised 11/15, Nematode Report, <http://www.flrules.org/Gateway/reference>.

(f) Form FDACS 08078, Revised 11/15, Botany Specimen Report, <http://www.flrules.org/Gateway/reference>.

(g) Form FDACS 08086, Revised 11/15, Request For Authorization To Print Certificates Of Inspection, <http://www.flrules.org/Gateway/reference>.

(h) Form FDACS 08161, Revised 11/15, Caribbean Fruit Fly Protocol Program Application For Participation, <http://www.flrules.org/Gateway/reference>.

(i) Form FDACS 08222, Revised 11/15, Special Inspection Certificate Receipt, <http://www.flrules.org/Gateway/reference>.

(j) Form FDACS 08233, Revised 11/15, Caribbean Fruit Fly Certification Program Establishment Of McPhail Traps, <http://www.flrules.org/Gateway/reference>.

(k) Form FDACS 08270, Revised 11/15, Consolidation Declaration For Florida Nursery Stock Destined To Texas Or Louisiana, <http://www.flrules.org/Gateway/reference>.

(l) Form FDACS 08400, Revised 11/15, Specimen Submission Form, <http://www.flrules.org/Gateway/reference>.

(m) Form FDACS 08429, Revised 11/15, Plant Pathology Specimen Report, <http://www.flrules.org/Gateway/reference>.

(n) Form FDACS 08472, Revised 11/15, Texas / Louisiana Stock Dealer Compliance Agreement, <http://www.flrules.org/Gateway/reference>.

Rulemaking Authority 570.07(23), 581.031(1), (4), (5) FS. Law Implemented 581.031, 581.083, 581.121, 581.131, 581.141 FS. History—New 6-15-81, Amended 10-28-85, Formerly 5B-2.011, Amended 5-17-92, _____.

5B-2.002 Registering with the Division-

Every nurseryman, stock dealer, and plant broker, and agent shall register with the division before moving, distributing or offering nursery stock for sale. All aquatic plants offered for sale or distribution at the retail level, seeds, cut flowers, cut fern, cut foliage (greens) not for propagation, and lawn and pasture grasses not produced as certified turfgrass are specifically exempted from nursery stock classification for registration purposes, when apparently free from injurious plant pests.

(1) Nursery Registration Requirements-

(1)(a) Application for registration of nurseries shall be made upon an a form, Application For Certificate Of Registration, FDACS-08004, Revised 11/15 6/03, as incorporated in Rule 5B-2.0011, F.A.C., herein by reference, to be furnished by the division, which shall contain provisions with which the applicant must comply, and must be signed by the applicant or applicant's representative. Application form DACS 08004, revised 6/03, supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS 08004, Application For Certificate of Registration, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614 7100.

(a)(b) Nurserymen desiring to obtain a certificate of registration and move, sell, distribute, or offer nursery stock for sale and obtain a certificate of registration shall request an inspection by the division at least thirty (30) days in advance of the date upon which they desire to move or offer nursery stock for sale. Nurserymen requesting immediate inspection may be charged an additional special inspection fee sufficient to defray the cost of inspection.

(b)(e) The nursery stock must be inspected by an authorized representative of the division and found to be apparently free from plant pests of quarantine significance and to be reasonably free from common plant pests.

(c)(d) The nursery must be in such condition, in regard to spacing, growth, and weed control, as to allow for permit an efficient inspection for plant pests.

(e) The nurseryman must agree to comply with all rules of the division-

(d)(f) Nurserymen, unless exempted under paragraph 5B-2.002(1)(g), F.A.C., must pay an annual certificate of registration fee. Such fee shall be determined by the amount of nursery stock inventoried in the nursery by an authorized representative during the first inventory inspection after July 1, ~~or~~ for field-produced vegetable transplants, field-produced bulbs, and field-produced corms and tubers, the certificate of registration fee shall be based on the amount of planted acreage provided that the total fee does not exceed four hundred sixty dollars (\$460). Upon meeting registration requirements, a certificate of registration shall ~~may~~ be issued by the division which shall expire twelve (12) months following date-of-issue. ~~For fee purposes nursery stock shall be grouped into two categories, except for field-produced vegetable transplants, field-produced bulbs, and field-produced corms and tubers which shall be determined by planted acreage. The two categories for nursery stock shall include standard stock and propagating material. Standard stock shall include all nursery stock inventoried by unit for sale or distribution; i.e., pot, balled and burlapped, or tray (for seedlings and liners). Propagating material shall include breeding stock, stock plants, rooting beds or other growing units, production beds for seeds and aquatic plants. The fee for nurseries having both standard stock and propagating material shall be determined by converting propagative material to standard stock at a ratio of 10 to 1. The figure so determined will be added to the standard stock inventory and the fee shall be determined on the combined total.~~ Nurseries having nursery standard stock, propagating material and field-produced vegetable transplants, field-produced bulbs, and field-produced corms or tubers shall have the planted acreage fee added to the fee determined for nursery standard stock and propagating material. The combined fees shall not exceed four hundred sixty dollars (\$460).

1. Schedule of fees determined by nursery stock inventory shall be as follows:

Number of Plants	Amount of Fee
1-1,000	<u>\$35.00</u> 25.00
1,001- <u>5,000</u> 2,500	<u>\$50.00</u> 35.00
<u>2,501-5,000</u>	46.00
5,001- <u>25,000</u> 10,000	<u>\$100.00</u> 69.00
<u>10,001-25,000</u>	92.00
25,001- <u>100,000</u> 50,000	<u>\$200.00</u> 115.00
<u>50,001-100,000</u>	173.00
100,001- <u>200,000</u> 150,000	<u>\$300.00</u>

	219.00
150,001-200,000	265.00
200,001- <u>300,000</u> 250,000	<u>\$350.00</u>
	311.00
<u>250,001-300,000</u>	357.00
<u>300,001-350,000</u>	403.00
<u>350,001-400,000</u>	449.00
Over <u>300,000</u> 400,000	460.00

2. Schedule of fees determined by planted acreage for field-produced vegetable transplants, field-produced bulbs, and field-produced corms and tubers shall be as follows:

Number of Acres	Amount of Fee
1- <u>15</u>	<u>\$50.00</u>
	\$25.00
6- <u>10</u>	35.00
11- <u>15</u>	46.00
16- <u>25</u> 20	<u>\$100.00</u>
	69.00
<u>21-25</u>	92.00
26- <u>35</u> 30	<u>\$200.00</u>
	115.00
31- <u>35</u>	172.00
36- <u>45</u> 40	<u>\$300.00</u>
	218.00
41- <u>45</u>	265.00
46- <u>60</u> 50	<u>\$400.00</u>
	311.00
51- <u>60</u>	357.00
61- <u>80</u> 70	<u>\$450.00</u>
	403.00
71- <u>80</u>	449.00
Over 81	460.00

3. Schedule of fees determined by planted acreage for certified turfgrass shall be as follows:

Number of Acres	Amount of Fee
1 - <u>200</u> 50	<u>\$50.00</u>
	\$25.00
51- <u>100</u>	35.00
101- <u>200</u>	46.00
201 - <u>400</u> 300	<u>\$100.00</u>
	69.00
301- <u>400</u>	92.00
401 - <u>600</u> 500	<u>\$200.00</u>
	115.00
501- <u>600</u>	172.00

601 – 800 700	\$300.00 218.00
701 – 800	265.00
801 – 1000 900	\$400.00 311.00
901 – 1000	357.00
1001 – 3000 2000	\$450.00 403.00
2001 – 3000	449.00
Over 3000	460.00

(e)(g) Governmental agency nurseries whose nursery stock is used exclusively for planting on government property are exempt from payment of a certificate of registration fee.

(f)(h) All annual renewal documents for certificate of registration shall be returned not later than the anniversary date of the certificate being renewed, and accompanied by the appropriate fee. An Annual Nursery Registration Fee Notice, FDACS-08006, Revised 11/15, incorporated in Rule 5B-2.0011, F.A.C., is supplied by the division for this purpose.

(2) ~~Stock dealers, plant brokers, and agents.~~ Stock dealers, and plant brokers, ~~and agents~~ shall comply with the following stipulations to meet certification requirements:

(a) Those persons who desire to apply for certification and registration as a stock dealer, or plant broker, ~~or agent shall may do so make application~~ by completing an Application For Certificate Of Registration, division form FDACS-08004, Revised 11/15 6/03, incorporated in 5B-2.0011, F.A.C. This application ~~form~~ should be filed with the division thirty (30) days prior to the date the stock dealer, or plant broker, ~~or agent desires to~~ begins operation. The completed application shall be accompanied by payment of the fee as designated in paragraph 5B-2.002(2)(c), F.A.C. 5B-2.002(2)(d), F.A.C.;

(b) All annual renewal documents for certificate of registration shall be returned not later than the anniversary date of the certificate being renewed, and accompanied by the appropriate fee, ~~;~~ (e) The Annual Application for Renewal of Nursery Stock Dealer's Certificate of And Registration Fee Notice form, FDACS-08022, Revised 11/15 6/03, is supplied by the division for this purpose and is incorporated in Rule 5B-2.0011, F.A.C. herein by reference. Copies of DACS-08022 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614 7100;

(c)(d) The certificate of registration fee for a stock dealer with an inventory of less than 5,000 plants, or plant broker, ~~and agent~~ establishments shall be \$25.00 per location ~~outlet~~. The certificate of registration fee for a stock dealer with an inventory of 5,000 or more plants shall be \$69.00 per location ~~outlet~~. The inventory for such a stock dealer shall be

determined by an authorized representative ~~during the first inspection after July 1.~~

(d)(e) A stock dealer, or plant broker, ~~or agent~~ shall comply with all the provisions of Chapter 581, F.S., comply with and the rules of the department, and shall obtain nursery stock only from certified nurseries,;

(e)(f) Stock dealer, or plant broker, ~~and agent~~ certificates of registration shall expire twelve (12) months from the original registration or annual renewal date.

Rulemaking Authority 570.07(23), 581.031(1) FS. Law Implemented 581.131, 581.141 FS. History—Amended 12-31-74, 6-24-75, 3-25-79, 6-15-81, 10-28-85, Formerly 5B-2.02, Amended 5-17-92, 6-7-95, 11-29-95, 6-12-00, 8-26-03, 3-11-04, _____.

5B-2.0025 Certification and Quarantine of Nursery Stock-

(1) Foreign plant pests requiring immediate quarantine action. All nursery stock found to be infested or infected with or exposed to a plant pest not known to be established in the state will be quarantined, placed under stop sale using a Hold Order And Quarantine, FDACS 08016, Revised 02/10, as incorporated by reference in 5B-65.005, F.A.C., and will not be eligible for certification until the plant pest has been eliminated and released from quarantine and stop sale by the Department.

(2) Plant pests of limited distribution in Florida requiring immediate quarantine action. All nursery stock found infested or infected with or exposed to a plant pest of limited distribution in Florida, including the listed species below shall be quarantined and placed under stop sale using a Stop Sale Notice and Hold Order subject to immediate quarantine action and will not be eligible for certification until the plant pest has been eliminated treated as prescribed by the department and released from quarantine and stop sale by the Department.

(a) Insects.

1. Aleurodicus rugioperculatus - gumbo limbo whitefly

2. Aulacaspis yasumatsui - Asian cycad scale

3. Ceroplastes stellifer -stellate scale

4.1. Diaphorina citri - (Asian citrus psyllid);

5.2. Diaprepes abbreviatus - (diaprepes root weevil);

6. Duponchelia fovealis - European pepper moth

7.3. Maconellicoccus hirsutus - (pink mealybug);

8.4. Metamasius callizona - (bromeliad weevil);

9.5. Metamasius hemipterus - (palm and sugarcane weevil);

10.6. Morganella longispina - (scale insect) (plumose scale);

11. 7. Myllocerus undatus - Myllocerus (weevil);

12. Noctua pronuba - large yellow underwing

13. Oligonychus persae - avocado mite

14.8. Opuntiaspis spp. - (scale insect);

15.9. Paratachardina lobata - (lobate lac scale);

16.10. Parlatoria ziziphi - (black parlatoria scale insect);

- 17. *Phalacroccoccus howertoni* - Howerton's scale
- ~~18,11. *Philephedra* sp. - (scale insect);~~
- ~~19,12. *Phoenicococcus marlatti* - (red date scale); and~~
- 20. *Raoiella indica* - red palm mite
- 21. *Singhiella simplex* - ficus whitefly
- ~~13. *Vinsonia stellifera* (stellate scale)-~~
- 22. *Xyleborus glabratus* - redbay ambrosia beetle

(b) Diseases.

- 1. *Agrobacterium tumefaciens* - (crown gall);
- 2. Cucumber green mottle mosaic virus
- 3. Cucurbit leaf crumple begemovirus
- 4. Cucurbit yellow stunting disorder crinivirus
- 5. *Guignardia citricarpa* - citrus black spot
- ~~6,2. Lethal yellowing of palms;~~
- 7. Pepino mosaic virus
- ~~8,3. *Phomopsis gardeniae* - (gardenia canker);~~
- 9. *Phytophthora tropicalis*
- ~~4. Psorosis complex of viruses;~~
- ~~10,5. *Puccinia pelargonii - zonalis* - (geranium rust);~~
- ~~11,6. *Sphaceloma poinsettia* - (poinsettia scab); and~~
- 12. Texas phoenix palm decline phytoplasma
- ~~13,7. Tomato yellow leaf curl virus (all in the complex) -~~

(c) Mollusks (Snails).

- ~~1. *Otala lactea* - (milk snail); and~~
- ~~2. *Zachrysis provisoria* - (Cuban land snail);~~
- (d) Nematodes. *Meloidogyne enterolobii* - root-knot nematode. *Meloidogyne mayaguensis*.

(3) Common Plant Pests. All nursery stock found infested or infected with a common plant pest shall be quarantined and placed under stop sale using a Hold Order And Quarantine, FDACS 08016, Revised 02/10, as incorporated by reference in 5B-62.005, F.A.C., subject to immediate quarantine action when the population of the plant pest is adversely affecting the nursery stock. The nursery stock will not be eligible for certification until the plant has been eliminated treated as prescribed by the department and released from quarantine and stop sale by the Department.

Rulemaking Authority 570.07(13), (23), 581.031(4), (5) FS. Law Implemented 581.031(4), (5), (6), (7), (30), 581.083, 581.101 FS. History—New 6-7-95, Amended 10-8-96, 8-26-03, _____.

5B-2.004 Certificates of Inspection (Tags).

Any person ~~properly~~ registered with the division as a nursery, stock dealer, or plant broker, ~~agent~~, or any person obtaining inspection services from the division shall may apply for authorization to print, or have printed, certificates of inspection (tags). A Request For Authorization To Print Certificates Of Inspection, Application form FDACS-08086, Revised 11/15 1/00, is supplied by the division for this purpose and is incorporated in Rule 5B-2.0011, F.A.C. herein by reference. Copies of DACS 08086, Request For

~~Authorization To Print Certificates (Tags) of Inspection, may be obtained from the Division of Plant Industry, Bureau of Plant Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100. Upon approval review of the application, the division will may authorize reproduction of designated quantities of certificates by the applicant. These certificates may be imprinted on waybills, bills of lading, separately, or as rubber stamps. The cost of reproduction is solely that of the registrant and shall in no way be considered the responsibility of the division. The division may revoke or suspend certificates for non-compliance cause, whereupon at the request of the division all certificates, tags and rubber stamps previously approved by the division shall be relinquished to the division. Special Inspection Certificate Receipt, FDACS-08222, Revised 11/15 12/99, incorporated in Rule 5B-2.0011, F.A.C., shall be completed on all certificates, tags and rubber stamps that are relinquished to the division. Copies of DACS-08222 may be obtained from the Division of Plant Industry, Bureau of Plant & Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.~~

(1) General nursery stock inspection certificate tag shall be required:

- (a) On each movement or shipment of nursery stock intended for resale within the state;-
- (b) On all nursery stock moving out of state;-
- (c) On every separate package, bundle, box, container, or individual shipment of nursery stock shipped by mail, express, common carrier, etc., whether in-state or out-of-state;-

(d) For citrus nursery stock sold or distributed directly to Florida consumers for use as ornamental or dooryard plantings. A General Nursery Stock Inspection Certificate Tag, FDACS-08011, Revised 11/15 11/99, is supplied by the division for this purpose and is as incorporated by reference in Rule 5B-2.0011, F.A.C., must be attached to each plant or container. herein by reference. Copies of DACS-08011, General Nursery Stock Inspection Tags, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(2) Use of certificates of inspection (Tags) for nursery stock:

- (a) Applicants shall not use ~~or permit to be used~~ any certificate of inspection (~~tag~~ or rubber stamp) for movement of nursery stock other than that certified by the division.
- (b) Applicant may use a his certificate of inspection (~~tag~~ or rubber stamp) on nursery stock obtained from other sources which are registered or certified by the department ~~except for nematode certificates.~~

(c) All certificates issued or authorized by the division shall remain the property of the division ~~until used or expired.~~

(d) Alteration or reuse of any certificate issued by or authorized by the division is prohibited.

(e) Printing or duplication of any certificate issued by the division is prohibited without prior written permission by the division for each printing or duplication.

(f) Certificates of inspection (~~tags~~) must be dated for validation.

~~(3) Use of nematode certificates for shipments to other states:~~

~~(a) Use of nematode certificates (DACS 08048, revised 2/00, DACS 08049, revised 7/99, and DACS 08130, Revised 2/00), incorporated herein by reference, for movement of plants, plant parts, or other regulated articles, not approved for use by the certified source, is prohibited. Copies of DACS 08048, DACS 08049, and DACS 08130 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.~~

~~(b) Nematode certificates (DACS 08048, DACS 08049, and DACS 08130) shall not be issued to stock dealers, plant brokers or agents, except individual shipments may be certified when the shipments meet the requirements of the nematode certificate.~~

~~(c) Plants from a nematode certified nursery shall not be moved under the nematode certification of another nursery. Shipments of nematode certified nursery stock shall be accompanied by the producing nursery's nematode certificate.~~

~~(d) A California Nematode Certification Checkoff List, DACS 08220, revised 7/99, shall be completed by an authorized representative of the department to document the nursery's compliance with California's nematode regulations. California Nematode Certification Checkoff List, DACS 08220, revised 7/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS 08220, California Nematode Certification Checkoff List, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.~~

~~Rulemaking Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 581.031(21), 581.131 FS. History—Amended 6-26-55, Repromulgated 12-31-74, Amended 6-15-81, 10-28-85, Formerly 5B-2.04, Amended 7-27-86, 5-17-92, 6-7-95, 10-8-96, 6-12-00.~~

5B-2.008 Record of Movement of Nursery Stock or Plant Material Under Inspection-

The owners, officers, and employees of any nursery, stock dealer, or plant broker, or agent establishment, or any person who has in his possession plants or plant products; infested or infected, or exposed to infestation or infection, with any plant pest deemed to be of quarantine significance by the department or which has been determined to be heretofore

been so infested or infected, shall, on demand of the division ~~Division of Plant Industry~~, furnish a list of all movements of plants or plant products from or to said nursery, stock dealer, plant broker, ~~agent~~ or establishment from any date set by the division up to and including the date of such demand. Said list shall show the names and addresses of all purchasers, consignors, ~~the names and addresses of all~~ consignees, and a complete description of the stock included in each and every shipment.

Rulemaking Authority 570.07(23), 581.031(1), (5) FS. Law Implemented 581.031(19) FS. History—Repromulgated 12-31-74, Amended 6-15-81, 10-28-85, Formerly 5B-2.08, Amended 5-17-92.

5B-2.010 Special Inspection and Certification Fees

Special inspection and certification services that may be provided by the division; when requested by farmers, growers or other interested parties may include ~~special~~ treatments, ~~special~~ pest identifications, ~~special~~ plant identifications, ~~special~~ investigations, and ~~special~~ regulatory activities not otherwise specifically provided for by Chapter 581, F.S. Governmental agencies requesting special inspections or permits for research purposes may shall be exempt from fees. The prescribed fees for these special inspections and certifications shall be as follows:

TYPE OF CERTIFICATION	CHARGE	FORM
Inspection and state of origin certificate, Phytosanitary reexport certificate, Phytosanitary reexport certificate, <u>Post entry quarantine site inspection.</u> ²	Mileage ¹ and \$50 minimum per inspection. ²	DACS 08014 ³ , Phytosanitary Export Certificate, Revised 3/05. DACS 08050 ³ , <u>Inspection And State of Origin Certificate, Revised 4/06.</u> DACS 08166 ³ , Attachment for State Phytosanitary Export Certificate, Revised 10/04.

Other special inspection. ²	Mileage ¹ and \$50 minimum per inspection. ²	DACS 08211 ³ , Blueberry Certificate, Revised 5/06. DACS 08212 ³ , Apple and Pear Maggot Certification, Revised 5/05. DACS 08046 ³ , Mamey Fruit Certificate, Revised 5/06. DACS 08213 ³ , Caribfly Fumigation Certificate, Revised 5/05. DACS 08240 ³ , Cold Treatment, Certificate Revised 5/05. DACS 08221 ³ , California Hydrilla Quarantine, Revised 5/05. DACS 08260 ³ , Noxious Weed Certification, Revised 9/99.
Follow-up Quarantine Inspections. No charge first inspection.	Mileage ¹ and \$50 minimum per inspection. ²	DACS 08001 ³ , Nursery, Stock Dealer and Special Inspection Report, Revised 7/05.
Phytosanitary export certificate noncommercial (homeowner plants or homeowner plant products); and temporary certificate of inspection.	Mileage ¹ and \$25 minimum per inspection. ²	DACS 08014 ³ , Phytosanitary Export Certificate, Revised 3/05. EDACS 08010 ³ , Temporary Certificate of Inspection, Revised 3/05.

Cut flower, cut fern.	\$10 per acre per crop. Inspection plus mileage ¹ , \$25 minimum per location.	DACS 08289 ³ Certificate for Cut Foliage, Flowers & Aquatic Plants, Revised 6/05.
Import inspection for commercial shipments of plants or plant products.	Mileage ¹ and \$50 per hour per inspection from time of arrival to departure, \$50 minimum per location.	DACS 08001 ³ , Nursery, Stock dealer & Special Inspection Report, Revised 7/05.
Growing season field inspection of bulbs, seed, vegetable and tobacco transplants.	\$10 per acre per inspection plus mileage ¹ , \$25 minimum per location.	DACS 08159 ³ , Growing Season Inspection Report, Revised 10/04. DACS 08237 ³ , Vegetable Inspection Report, Revised 3/05.
Witnessing budwood or graftwood cutting.	Mileage ¹ and \$5 per 1,000 budeyes cut, \$10 minimum, \$25 maximum.	DACS 08172 ³ , Source Tree Bud Cutting Report, Revised 5/06. DACS 08111 ³ , Certification to Witness Registered Budwood, Revised 7/03.
Vegetable transplants, aquatic and annual (bedding) plants (greenhouse, hotbeds, or other growing units).	Mileage ¹ and \$25 per minimum for first 10,000 square feet of growing unit space, \$25 minimum per location or less of additional growing space per inspection and \$10 for each 1000 square feet of approved growing space per inspection.	DACS 08237 ³ , Vegetable Inspection Report, Revised 3/05. DACS 08289 ³ , Certificate for Cut Foliage, Flowers & Aquatic Plants, Revised 6/05. DACS 08290 ³ , Tomato/Tobacco Plant Certificate, Revised 8/99.
Nematode certification.	Mileage ¹ and \$50 per sample.	DACS 08038, Citrus Nursery Stock Inspection Tag, Revised 10/03. DACS 08048 ³ ,

		Burrowing Nematode Certificate, Revised 9/05. DACS-08049 ³ ; Nematode Certificate of Inspection for Shipping Nursery Stock to California, Revised 11/03. DACS-08130 ³ ; Reniform Nematode Certificate, Revised 10/05. DACS-08254 ³ ; Nematode Certificate of Inspection for Shipping Nursery Stock to California from Stock dealers/Brokers, Revised 5/06. FDACS-08270 ³ ; Consolidation Declaration For Florida Nursery Stock Destined To Texas Or Louisiana, Revised 11/15 11/03. FDACS-08472, Revised 11/15, Texas / Louisiana Stock Dealer Compliance Agreement	treatment.	per hour.	
			Botany diagnostic fee.	\$55 per sample	FDACS 08078, Botany Specimen Report, Revised 11/15.
			Entomology Special diagnostic fees	\$55 per sample.	FDACS 08400 Specimen Submission Form, Revised 11/15. DACS-08074 ³ ; Entomology Specimen Report, Revised 11/99.
			Entomology.		
			Plant Pathology diagnostic fee. Disease specimens.	\$55 per sample.	FDACS 08429-08079 ³ , Plant Pathology Specimen Report, Revised 11/15 1/00.
			Molecular diagnostic fee.	\$55 per sample.	FDACS 08078, Botany Specimen Report, Revised 11/15. FDACS 08400 Specimen Submission Form, Revised 11/15. FDACS 08429, Plant Pathology Specimen Report, Revised 11/15. FDACS 08077, Nematode Report, Revised 11/15.
			Lettuce mosaic samples.	\$90 per sample (\$180 if found positive).	FDACS 08429, Plant Pathology Specimen Report, Revised 11/15.
			Nematology diagnostic fee roots and soil.	\$55 \$25 per sample.	FDACS-08077 ³ , Nematode Report, Revised 11/15 4/03.
			Caribbean fruit fly protocol participation.	Up to \$4.00 \$3.50 per acre per month.	FDACS-08161 ³ , Caribbean Fruit Fly Protocol Program Application For Participation, Revised 11/15 4/06.
Fumigation services.	\$150 per fumigation of loads 40 cu. ft. or less, \$350.00 per fumigation of loads exceeding 40 cu. ft.	DACS-082073, Request for Fumigation—Wahnetta Facility, Revised 4/06. DACS-080993, Certificate of Treatment, Revised 6/03.			
Irradiation	\$200 minimum, \$500				

		FDACS-08233 ³ , Caribbean Fruit Fly Certification Program- Establishment <u>Oef</u> McPhail Traps, Revised <u>11/15 5/06</u> .
Grades and Standards regrading inspections.	Mileage ¹ and \$50 per hour per inspector from time of arrival to departure, \$50 minimum <u>per inspection</u> ² .	DACS-08228³, Grades and Standards—Regrading Report, Revised 6/05.
Permits for importing regulated organisms.	\$12.50 per species not to exceed \$50 per permit.	FDACS-08208 ³ , Application <u>Aand</u> Permit <u>To</u> Move Organisms Regulated <u>By</u> <u>The</u> State <u>Oef</u> Florida, Revised <u>1/13 5/06</u> , <u>incorporated by reference in 5B-57.004, F.A.C.</u>

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 12/17/2015

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

RULE NO.: RULE TITLE:

61G14-11.008 Cross Licensing

PURPOSE AND EFFECT: The Board proposes the rule amendment to update which ports are combined for the purposes of piloting.

SUMMARY: Which ports are combined for purposes of piloting will be updated.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because very few pilots will be affected and port operations will be improved, and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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: 310.002(4), 310.061, 310.185 FS.

LAW IMPLEMENTED: 310.001, 310.061, 310.081, 455.217 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Thomas Campbell, Executive Director, Board of Pilot Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

¹Mileage shall be based on the prevailing state mileage rate.
²There shall be a \$15 charge for each additional phytosanitary export, phytosanitary reexport, inspection and state of origin, post entry quarantine site inspection and other applicable special inspection certificates written at the same location for the same destination provided no inspection was made.
³~~All DACS forms referenced above are supplied by the division and are incorporated herein by reference. Copies of any of these forms may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614 7100.~~
 Rulemaking Authority 570.07(23), 581.031(23) FS. Law Implemented 581.031 FS. History—New 6-15-81, Amended 10-28-85, Formerly 5B-2.10, Amended 7-27-86, 5-6-87, 11-19-89, 5-17-92, 11-29-95, 4-9-96, 10-8-96, 6-12-00, 3-31-02, 11-8-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Dr. Greg Hodges, Assistant Director
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner of Agriculture Adam H. Putnam
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 11, 2015

61G14-11.008 Cross Licensing.

Whereas the Board of Pilot Commissioners recognizes the unique circumstances which exist from time to time in the smaller ports of Florida, as well as the new innovative approaches to ship design which may open new areas of the State to sea-going vessels and thus require pilot service, and whereas the Board is compelled to act to protect the health, safety and welfare of the people of the State of Florida and to insure the safe and efficient operation of such ports, the Board of Pilot Commissioners shall, when necessary to accomplish the foregoing, authorize limited cross licensing between or among ports as follows:

(1) through (8) No change.

(9) For the purposes of piloting, the following ports are combined:

(a) Boca Grande, Fort Myers Beach and Key West; and

(b) Jacksonville and Fernandina.

Rulemaking Specific Authority 310.002(4), 310.061, 310.185 FS. Law Implemented 310.001, 310.061, 310.081, 455.217 FS. History—New 8-4-80, Amended 2-13-84, 9-13-84, Formerly 21SS-5.17, Amended 5-31-87, 6-20-89, 3-15-92, Formerly 21SS-5.017, 21SS-11.008, Amended 3-15-94, 2-22-95, 6-5-95, 3-15-99.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Pilot Commissioners

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pilot Commissioners

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 2, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 14, 2015

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: RULE TITLE:

64B6-3.005 Inactive Status and Renewal of Inactive License

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove unnecessary language.

SUMMARY: Unnecessary or outdated language will be removed from the rule.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the

statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of the rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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: 456.036, 484.044(1) FS.

LAW IMPLEMENTED: 456.036 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-3.005 Inactive Status and Renewal of Inactive License.

(1) through (3) No change.

~~(4) An inactive licensee who elects to change to active status shall not be permitted to elect to return to inactive status until the licensee has completed a licensure cycle on active status.~~

Rulemaking Specific Authority 456.036, 484.044(1) FS. Law Implemented 456.036 FS. History—New 1-18-95, Formerly 61G9-3.009, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Hearing Aid Specialists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 10, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 11, 2015

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-9.0141 Standards for Telemedicine Practice

PURPOSE AND EFFECT: The proposed rule amendment is intended to address the prescribing of controlled substances for psychiatric disorders via telemedicine.

SUMMARY: The proposed rule amendment permits physicians to prescribe controlled substances for patients with psychiatric disorders via telemedicine.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. The rule imposes no additional regulation or costs on licensees. The Board has received several petitions for waiver or variance regarding the providing of controlled substances for patients with psychiatric disorders and has granted these petitions. The petitioners have stated that prohibiting the prescribing to patients with these disorders restricts their access to these necessary medications. As such, the rule amendment makes it easier for physicians to prescribe these necessary medications to their patients. This rule amendment will not have any additional impact on licensees and their businesses or the businesses that employ them. The rule amendment will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, will not require any specialized knowledge to comply, and will not increase any direct or indirect regulatory costs. No person or interested party submitted additional information regarding the economic impact at that time.

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: 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(1)(v) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adrienne Rodgers, Interim Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-9.0141 Standards for Telemedicine Practice.

(1) through (3) No change.

(4) Controlled substances shall not be prescribed through the use of telemedicine except for the treatment of psychiatric disorders. This provision does not preclude physicians or physician assistants from ordering controlled substances through the use of telemedicine for patients hospitalized in a facility licensed pursuant to Chapter 395, F.S.

(5) through (9) No change.

Rulemaking Authority 458.331(1)(v) FS. Law Implemented 458.331(1)(v) FS. History—New 3-12-14, Amended 7-22-14, 10-26-14, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Telemedicine Committee, Board of Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 18, 2015

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-13.005 **RULE TITLE:** Continuing Education for Biennial Renewal

PURPOSE AND EFFECT: The Board is required to periodically review the information it has gathered with regard to the five most misdiagnosed conditions and revise its rule regarding continuing education to address the five most misdiagnosed conditions.

SUMMARY: The proposed rule sets forth the continuing medical education with regard to the five most misdiagnosed conditions.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease

profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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: 456.013(6), (7), 456.031(4), 456.033, 458.309, 458.319 FS.

LAW IMPLEMENTED: 456.013(6), (7), 456.031(1)(a), (3), 456.033, 458.319 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adrienne Rodgers, Interim Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-13.005 Continuing Education for Biennial Renewal.

(1) Every physician licensed pursuant to Chapter 458, F.S., shall be required to complete 40 hours of continuing medical education courses approved by the Board in the 24 months preceding each biennial renewal period as established by the Department.

(a) through (b) No change.

(c) Completion of two hours of continuing medical education relating to prevention of medical errors which includes a study of root cause analysis, error reduction and prevention, and patient safety, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education. One hour of a two hour course which is provided by a facility licensed pursuant to Chapter 395, F.S., for its employees may be used to partially meet this requirement. The course must include information relating to the five most mis-diagnosed conditions during the previous biennium, as determined by the Board. While wrong site/wrong procedure surgery continues to be the most common basis for quality of care violations, the following areas have been determined as the five most mis-diagnosed conditions: cancer related issues; neurological/spine related issues; cardiac/stroke related issues; infectious/communicable diseases ~~timely responding to~~

~~complications during surgery and post-operatively; pulmonary urological~~ related issues.

(2) through (10) No change.

Rulemaking Authority 456.013(6), (7), 456.031(4), 456.033, 458.309, 458.319 FS. Law Implemented 456.013(6), (7), 456.031(1)(a), (3), 456.033, 458.319 FS. History—New 9-7-86, Amended 11-17-87, 11-15-88, 1-31-90, 9-15-92, Formerly 21M-28.002, Amended 12-5-93, Formerly 61F6-28.002, Amended 3-1-95, 1-3-96, 1-26-97, Formerly 59R-13.005, Amended 5-18-99, 2-7-01, 6-4-02, 10-8-03, 5-4-04, 5-20-04, 4-5-05, 4-25-06, 12-26-06, 1-16-08, 5-6-08, 11-25-08, 7-6-09, 2-23-10, 4-3-12, 3-12-14, 5-15-14, 10-26-14, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 18, 2015

DEPARTMENT OF FINANCIAL SERVICES

Division of Consumer Services

RULE NOS.: RULE TITLES:
69J-8.008 Selection of Neutral Evaluator
69J-8.009 Evaluation Process
69J-8.011 Neutral Evaluator's Report

PURPOSE AND EFFECT: The period of time that an insurer has to contact an insured after notice of a request to have a neutral evaluation of a sinkhole claim is increased from 3 days to 5 days. The amendment also clarifies that failure to comply with the 5-day requirement does not invalidate a party's right to neutral evaluation or to disqualify proposed evaluators without cause.

SUMMARY: An insurer must contact a policyholder or the policyholder agent within five (5) days of notification of a request for neutral evaluation of a sinkhole insurance claim. However, failure to comply with the five (5) day time limit does not negate the insurer's right to neutral evaluation or its right to disqualify evaluators.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The agency has performed an analysis and found the impact is not significant because the amounts of insurance required are not changing from what was previously required on the now repealed form.

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: 627.7074(18) FS.

LAW IMPLEMENTED: 627.7074 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 28, 2016, 10:30 a.m.

PLACE: Conference Room 142, Larson Bldg., 200 East Gaines Street, Tallahassee

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: Tasha Carter, telephone: (850)413-5800, e-mail: Tasha.Carter@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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tasha Carter, Director, Division Consumer Services, Department of Financial Services, address: 200 East Gaines Street, Room 518A, Larson Building, Tallahassee Florida 32399-0321, telephone: (850)413-5800, email: Tasha.Carter@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69J-8.008 Selection of Neutral Evaluator.

(1) No change.

(2) The insurer shall contact the policyholder or its representative, and the parties shall attempt to reach an agreement on selection of a neutral evaluator. The insurer

shall contact the policyholder or its representative to attempt to reach an agreement in writing within 5 ~~3~~ business days upon receipt of the notification ~~of the date notified~~ of the neutral evaluation request. The insurer shall provide a copy of its written correspondence to the Department ~~department~~ at the same time written contact is made to the policyholder or its representative. If the parties come to mutual agreement on the selection of a neutral evaluator, both parties shall so inform the Department ~~department~~, in writing, by emailing such information to the following email address: NeutralEvaluation@MyFloridaCFO.com. Failure of the insurer to contact the policyholder or its representative in writing within 5 business days does not invalidate either party's right to neutral evaluation or to disqualify evaluators with or without cause.

(3) through (9) No change.

Rulemaking Authority 627.7074(18) FS. Law Implemented 627.7074 FS. History—New 11-4-07, Amended 12-26-13, 7-27-15, _____.

69J-8.009 Evaluation Process.

(1) No change.

(2) The evaluation proceeding shall take the form of an informal conference, and shall not be subject to rules of procedure or evidence applicable in a court or administrative proceeding. The neutral evaluator, all approved professionals utilized in accordance with subsection 627.7074(11), F.S., and all representatives of the parties must be allowed reasonable access to the interior and exterior of insured structures to be evaluated or for which a claim has been made.

(3) through (9) No change.

Rulemaking Authority 627.7074(18) FS. Law Implemented 627.7074 FS. History—New 11-4-07, Amended 12-26-13, 7-27-15, _____.

69J-8.011 Neutral Evaluator's Report.

Within 14 days after the conclusion of the conference, the neutral evaluator shall submit a report which shall contain the information required by subsection 627.7074(2), F.S. The neutral evaluator shall complete the Neutral Evaluator's Report, Form Number DFS-I4-1785, http://www.flrules.org/Gateway/reference.asp?No=Ref_03424 (Revised: 11/2015) (~~Revised: 10/2013~~), online at the following website: <http://www.myfloridacfo.com/Division/Consumers/understandingCoverage/Guides/documents/NeutralEvaluatorReportDFS-I4-1785.pdf>, which is hereby incorporated by reference. Once the neutral evaluator has completed the report, the neutral evaluator shall print the report and provide it to the parties within the required 14 days.

Rulemaking Authority 627.7074(18) FS. Law Implemented 627.7074 FS. History—New 11-4-07, Amended 12-26-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tasha Carter
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 7, 2015
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 28, 2015

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF TRANSPORTATION

RULE NO.: 14-15.0081 RULE TITLE: Toll Facilities Description and Toll Rate Schedule

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 246, December 22, 2015 issue of the Florida Administrative Register. The website for the hearing, held as a statewide webinar on Thursday, January 14, 2016 at 6:00 p.m., has been corrected to: <http://www.floridasturnpike.com/rulemakingnotice2016.cfm>.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-17.002 RULE TITLE: Written Dental Records; Minimum Content; Retention

NOTICE OF PUBLIC HEARING

The Board of Dentistry announces a hearing regarding the above rule, as noticed in Vol. 41 No. 207, October 23, 2015 Florida Administrative Register.

DATE AND TIME: Friday, February 19, 2016, 7:30 a.m. or as soon thereafter as can be heard

PLACE: The Courtyard by Marriott, Bradenton Riverfront, 100 Riverfront Drive West, Bradenton, Florida 34205, (941)747-3727.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss proposed amendment to Rule 64B5-17.002, F.A.C.

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 five days before the workshop/meeting by contacting: Jennifer Wenhold, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Optical Establishments

RULE NOS.: 64B29-2.001 RULE TITLES: Disciplinary Guidelines.
64B29-2.002 Citations.
64B29-2.003 Mediation.
64B29-2.004 Notice of Compliance.

NOTICE OF WITHDRAWAL

NOTICE IS HEREBY GIVEN that the above rule, as noticed in Vol. 41 No. 190, September 30, 2015, issue of the Florida Administrative Register has been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE RULE IS: Sue Foster, Executive Director, 4052 Bald Cypress Way, Bin C-08, Tallahassee, FL 32399-3258, (850)245-4474, Sue.Foster@FLHealth.gov.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NOS.: 64F-6.001 RULE TITLES: Definitions
64F-6.006 Exceptional Student Education Program

NOTICE OF WITHDRAWAL

NOTICE IS HEREBY GIVEN that the above rule, as noticed in Vol. 41 No. 190, September 30, 2015, issue of the Florida Administrative Register has been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE RULE IS: Bob Peck, Community Health Promotion, 4052 Bald Cypress Way, Bin A-13, Tallahassee, Florida 32399-1723

DEPARTMENT OF FINANCIAL SERVICES

Division of Consumer Services

RULE NOS.: 69J-8.008 RULE TITLES: Selection of Neutral Evaluator
69J-8.009 Evaluation Process

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 41 No. 244, December 18, 2015 issue of the Florida Administrative Register has been withdrawn.

Section IV
Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on December 21, 2015, the Board of Medicine received a petition for waiver filed by Geetha Naik, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner’s medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Adrienne Rodgers, Interim Executive Director, Board of Medicine, at the above address or (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on December 22, 2015, the Board of Medicine received a petition for waiver filed on behalf of Mohammed Tawfik Alyoubzaki, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner’s medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Adrienne Rodgers, Interim Executive Director, Board of Medicine, at the above address or (850)245-4131.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: RULE TITLE:

64B18-17.001 Continuing Education Required for License Renewal

NOTICE IS HEREBY GIVEN that on January 4, 2016, the Board of Podiatric Medicine received a petition for variance or waiver filed by Chitra Reddy. The petition is an amended petition. Petitioner is seeking a variance or waiver of subsection 64B18-17.001(2), Florida Administrative Code, which requires that licensees who seek to renew the active

status of their licensure must demonstrate that they have completed, during the previous two years, at least forty (40) hours of continuing education.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Podiatric Medicine within 14 days of publication of this notice.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announces the following meetings for Tuesday, January 12, 2016, which are open to the public. All meetings of the Board will be held at the College’s Administrative Offices, 501 West State St., Jacksonville, FL 32202.

DATE AND TIME: Tuesday, January 12, 2016, 11:00 a.m. – 12:00 Noon

PLACE: Room 406, College’s Administrative Offices, 501 West State St., Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance & Audit Committee Quarterly Meeting: Financial matters of the College.

DATE AND TIME: Tuesday, January 12, 2016, 12:00 Noon – 1:00 p.m.

PLACE: Room 403A, College’s Administrative Offices, 501 West State St., Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Workshop: Governance Institute for Student Success (GISS) Leadership Conference Report.

DATE AND TIME: Tuesday, January 12, 2016, 1:00 p.m. – 2:00 p.m.

PLACE: Board Room 405, College’s Administrative Offices, 501 West State St., Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting.

Copies of the agenda for the regular monthly Board meeting will be available for inspection beginning Tuesday, January 5, 2016, and copies will be provided upon written request and the payment of approved duplicating charges. Any person requesting to address agenda items at the Board of Trustees meeting will be provided an opportunity to do so by appearing before the Board at the meeting. Any person requesting to appeal a decision made by the Board with respect to any matter considered at this meeting will need a record of the

proceeding for such an appeal and may, therefore, need to ensure that a verbatim record is made.

If special accommodations are required, please advise the Office of the College President twenty-four (24) hours in advance of the meetings by contacting: District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu.

Florida State College at Jacksonville hereby reaffirms the principle of equal opportunity for all persons regardless of race, disability, color, ethnicity, national origin, religion, gender, age, marital status, veteran status, sexual orientation/ expression or genetic information. Equal opportunity principle applies with regard to employment, delivery of educational programs and services, and all other appropriate areas in which the College is involved.

Florida State College at Jacksonville, Dr. Cynthia A. Bioteau, College President

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation District 2 announces a public meeting to which all persons are invited.

DATE AND TIME: January 12, 2016, 4:30 p.m. – 6:30 p.m.

PLACE: FDOT Urban Office Training Building, 2198 Edison Ave., Jacksonville, FL 32204

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This public meeting is being held to give interested persons an opportunity to express their views concerning the location, conceptual design, and social, economic and environmental effects of Financial Project ID Number 434300-1, otherwise known as the SR 13 (San Jose/Hendricks Ave.) resurfacing and safety improvements project from Cornell Road to San Marco Blvd. The meeting begins with an Open House from 4:30 p.m. to 6:30 p.m. Drop by any time to review project displays and talk with Department staff. A comment period will follow the Open House. There is no presentation.

Persons who wish to submit written statements may do so at the meeting or send them to the contact person listed below.

Public participation is sought without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025-5874.

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: Mr. Bill Henderson. 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).

EXECUTIVE OFFICE OF THE GOVERNOR

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

- State Board of Administration
- Division of Bond Finance
- Financial Services Commission
- Office of Insurance Regulation
- Office of Financial Regulation
- Department of Veterans' Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement
- Department of Revenue
- Administration Commission
- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

DATES AND TIMES: January 21, 2016, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; reports on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968.

The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

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

certified capital companies, money services businesses, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, administrative procedure matters, and consideration of other matters within its authority.

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

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters for which it is responsible pursuant to law (including duties pursuant to Title 18 of the Florida Statutes and Title 18 of the Florida Administrative Code) and that are duly presented on its agenda, which may include such matters as aquacultural issues as presented by the Division of Aquaculture in the Department of Agriculture and Consumer

Services; mineral leases or sales; state or sovereign land leases, sales, exchanges, dedications, and easements; conservation and preservation lands and other land purchases; land planning matters and other matters within its authority.

The Department of Environmental Protection will present for consideration those matters required by law to be reviewed by the Governor and Cabinet, sitting as the Siting Board, which may include, but are not limited to siting of power plants and electric and natural gas transmission lines.

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

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

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee.

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The Local Emergency Planning Committee (LEPC), Chairpersons and Staff Contacts for the State Emergency Response Commission for Hazardous Materials announces a public meeting to which all persons are invited.

DATE AND TIME: January 19, 2016, 1:30 p.m.

PLACE: Daytona Beach Hilton Resort/Ocean Walk Village, 100 North Atlantic Avenue, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Local Emergency Planning Committee in implementing the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by contacting: the Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Division of Emergency Management at (850)413-9970. 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).

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The State Emergency Response Commission for Hazardous Materials (SERC) announces a public meeting to which all persons are invited.

DATE AND TIME: January 20, 2016, 10:00 a.m.

PLACE: Daytona Beach Hilton Resort/Ocean Walk Village, 100 North Atlantic Avenue, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the requirements of the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by contacting: the Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Division of Emergency Management at (850)413-9970. 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).

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The State Emergency Response Commission for Hazardous Materials Training Task Force (TTF) announces a public meeting to which all persons are invited.

DATE AND TIME: January 19, 2016, 9:30 a.m.

PLACE: Daytona Beach Hilton Resort/Ocean Walk Village, 100 North Atlantic Avenue, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Training Task Force and other hazardous materials training issues.

A copy of the agenda may be obtained by contacting: the Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Division of Emergency Management at (850)413-9970. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Pharmacy

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

DATE AND TIME: Thursday, January 21, 2016, 12:30 p.m.

PLACE: Conference call: 1(888)670-3525, participation code: 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED (UPDATED): To review current legislation and application review.

A copy of the agenda may be obtained by contacting: the Board of Pharmacy at (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Board of Pharmacy at (850)245-4292.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Board of Pharmacy Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, January 14, 2016, 9:00 a.m.

PLACE: Conference call: 1(888)670-3525, participation code: 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: the Board of Pharmacy at (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Board of Pharmacy at (850)245-4292.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Board of Pharmacy Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, January 28, 2016, 9:00 a.m.

PLACE: Conference call: 1(888)670-3525, participation code: 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: the Board of Pharmacy at (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: The Board of Pharmacy at (850)245-4292.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Board of Pharmacy Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, February 25, 2016, 9:00 a.m.

PLACE: Conference call: 1(888)670-3525, participation code: 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: The Board of Pharmacy at (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Board of Pharmacy at (850)245-4292.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Board of Pharmacy Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, March 10, 2016, 9:00 a.m.

PLACE: Conference call: 1(888)670-3525, participation code: 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: the Board of Pharmacy at (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Board of Pharmacy at (850)245-4292.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Board of Pharmacy Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, March 24, 2016, 9:00 a.m.

PLACE: Conference call: 1(888)670-3525, participation code: 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: the Board of Pharmacy at (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Board of Pharmacy at (850) 245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Board of Pharmacy at (850)245-4292.

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

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

DATE AND TIME: Thursday, January 21, 2016, 10:00 a.m. – 12:00 Noon

PLACE: Broward County Family Success Division, 900 NW 31st Avenue, Ft. Lauderdale, FL 33311

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Broward 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: Miriam Rosario at (561)227-6722 or Taddese Fessehaye 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: Miriam Rosario at (561)227-6722 or Taddese Fessehaye 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: Miriam Rosario at (561)227-6722 or Taddese Fessehaye at (407)317-7335.

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: Friday, January 22, 2016, 10:00 a.m. – 12:00 Noon

PLACE: West Palm Beach City Hall, 401 Clematis Street, West Palm Beach, FL 33402

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: Miriam Rosario at (561)227-6722 or Taddese Fessehaye 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: Miriam Rosario at (561)227-6722 or Taddese Fessehaye 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: Miriam Rosario at (561)227-6722 or Taddese Fessehaye at (407)317-7335.

AMERICAN CONSULTING PROFESSIONALS - DEBORAH TURNER

The Florida Department of Transportation, District Seven announces public meetings to which all persons are invited.

DATES AND TIMES: Tuesday, January 19, 2016, 5:30 p.m., – 7:30 p.m., Summary - Workshop Series 1; Monday, January 25, 2016, 5:30 p.m. – 7:30 p.m., Downtown Tampa; Tuesday, February 2, 2016, 5:30 p.m. – 7:30 p.m., West River; Saturday, February 13, 2016, 9:30 a.m. – 11:00 a.m., Youth Charrette (Children 6-17 yrs.); Tuesday, February 16, 2016, 5:30 p.m. – 7:30 p.m., Seminole Heights; Monday, February 22, 2016, 5:30 p.m. – 7:30 p.m., Tampa Heights; Monday, February 29, 2016, 5:30 p.m. – 7:30 p.m., Ybor (Historic, VM, East Tampa)

PLACE: January 19 meeting at John Germany Library, 900 Ashley Drive, Tampa, Florida; all other meetings held at Children's Board of Hillsborough County, 1002 East Palm Avenue, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Tampa Bay Express (TBX) City of Tampa Community Engagement Meetings.

For the Downtown Tampa Interchange (I-275 at I-4)

WPI: 433821-22-01

The Florida Center for Community Design and Research (FCCDR), in cooperation with the Florida Department of Transportation District Seven, City of Tampa, Hillsborough County, HART and Hillsborough Planning Commission, is inviting community representatives from the City of Tampa Home Owner Associations residents and civic and business associations near the Downtown Tampa Interchange (I-275 at I-4) to participate in a second round of Community Engagement meetings regarding the TBX project to:

- Determine needs based on neighborhood concerns
- Develop shared goals/objectives to address those needs
- Develop visual concepts to clarify the shared goals/objectives to meet neighborhood needs

Individuals may attend the meetings as observers to the process and participate through worksheets provided at the meeting. Audience seating will be limited.

The results of these meetings will be shared via the tampabayexpress.com website, local newspapers, email and in the community (location to be determined) for review and comment by all of the community. There will be a Florida Department of Transportation, District Seven, community meeting in late Spring 2016 for final comments.

A copy of the agenda may be obtained by contacting: Please check Tampabayexpress.com for current information and meeting updates or call Chris Speese, Public Involvement Coordinator at (813)975-6405.

For more information, you may contact: Chris Speese.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Chris Speese, Public Involvement Coordinator, at (813)975-6405, 1(800)226-7220 or christopher.speese@dot.state.fl.us at least seven (7) days prior to a meeting.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: **RULE TITLE:**

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from the Broward Co. Board of Rules & Appeals. The petition seeks the agency's opinion as to the applicability of Section 301.15, Florida Building Code 5th Edition (2014), Mechanical as it applies to the petitioner.

Petitioner seeks clarification as to whether Section 301.15 applies to equipment other than air conditioning equipment such as refrigeration units, fuel dispensers, water pumps & generators.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe, Tallahassee, Florida 32399, (850)487-1824, mo.madani@myfloridalicense.com or April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000, (850)487-1824, april.hammonds@myfloridalicense.com.

RESPONSES, MOTIONS TO INTERVENE, OR REQUESTS FOR A HEARING, §120.57(2), FLA. STAT., MUST BE FILED WITHIN 21 DAYS OF THIS NOTICE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from Stan Weaver & Co. The petition seeks the agency’s opinion as to the applicability of Section C403.2.6, Florida Building Code 5th Edition (2014), Energy Conservation as it applies to the petitioner.

Petitioner seeks clarification as to whether if an air handling unit has a wrap-around heat pipe for dehumidification, it is allowed to not provide an energy recovery system.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk’s Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe, Tallahassee, Florida 32399, (850)487-1824, mo.madani@myfloridalicense.com or April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000, (850)487-1824, april.hammonds@myfloridalicense.com.

RESPONSES, MOTIONS TO INTERVENE, OR REQUESTS FOR A HEARING, §120.57(2), FLA. STAT., MUST BE FILED WITHIN 21 DAYS OF THIS NOTICE.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

Section XII
Miscellaneous

DEPARTMENT OF HEALTH

Board of Medicine

Notice of Emergency Action

On December 31, 2015, the State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Jacinta Irene Gillis, M.D., License #: ME 99298. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On December 31, 2015, the State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Loni Dee Rowell, R.N., License #: RN 9253097. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015).

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On December 31, 2015, the State Surgeon General issued an Order of Emergency Suspension of Certificate with regard to the certificate of Rhonett D. Anderson, C.N.A., Certificate #: CNA 101677. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Notice of Emergency Action

On December 31, 2015, the State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Dennis Sagey Hamilton, P.S., License #: PS 38458. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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.

INDEX TO RULES FILED BETWEEN DECEMBER 28, 2015 AND DECEMBER 31, 2015

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF STATE

Division of Elections

1S-2.015	12/30/2015	4/1/2016	41/159	41/195 41/227
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DEPARTMENT OF EDUCATION

Education Practices Commission

6B-10.010	12/29/2015	1/18/2016	41/228
6B-10.011	12/29/2015	1/18/2016	41/228
6B-10.013	12/29/2015	1/18/2016	41/228
6B-10.014	12/29/2015	1/18/2016	41/228
6B-10.015	12/29/2015	1/18/2016	41/228
6B-10.016	12/29/2015	1/18/2016	41/228

DEPARTMENT OF CORRECTIONS

33-603.409	12/28/2015	1/17/2016	41/209
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WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

40B-1.809	12/30/2015	1/19/2016	41/226
40B-3.529	12/30/2015	1/19/2016	41/226
40B-5.0031	12/30/2015	1/19/2016	41/226
40B-5.0041	12/30/2015	1/19/2016	41/226
40B-5.007	12/30/2015	1/19/2016	41/226
40B-5.008	12/30/2015	1/19/2016	41/226
40B-5.009	12/30/2015	1/19/2016	41/226
40B-5.010	12/30/2015	1/19/2016	41/226
40B-5.0101	12/30/2015	1/19/2016	41/226
40B-5.011	12/30/2015	1/19/2016	41/226
40B-5.012	12/30/2015	1/19/2016	41/226
40B-5.013	12/30/2015	1/19/2016	41/226
40B-5.014	12/30/2015	1/19/2016	41/226
40B-5.015	12/30/2015	1/19/2016	41/226
40B-5.016	12/30/2015	1/19/2016	41/226
40B-5.017	12/30/2015	1/19/2016	41/226
40B-5.018	12/30/2015	1/19/2016	41/226
40B-5.019	12/30/2015	1/19/2016	41/226
40B-5.020	12/30/2015	1/19/2016	41/226
40B-5.021	12/30/2015	1/19/2016	41/226
40B-5.022	12/30/2015	1/19/2016	41/226
40B-5.023	12/30/2015	1/19/2016	41/226
40B-5.024	12/30/2015	1/19/2016	41/226
40B-5.025	12/30/2015	1/19/2016	41/226
40B-5.026	12/30/2015	1/19/2016	41/226
40B-5.027	12/30/2015	1/19/2016	41/226
40B-5.028	12/30/2015	1/19/2016	41/226
40B-5.029	12/30/2015	1/19/2016	41/226
40B-5.030	12/30/2015	1/19/2016	41/226
40B-5.0301	12/30/2015	1/19/2016	41/226
40B-5.031	12/30/2015	1/19/2016	41/226
40B-5.0321	12/30/2015	1/19/2016	41/226
40B-5.0331	12/30/2015	1/19/2016	41/226
40B-5.0381	12/30/2015	1/19/2016	41/226
40B-5.0411	12/30/2015	1/19/2016	41/226
40B-5.0701	12/30/2015	1/19/2016	41/226
40B-9.139	12/30/2015	1/19/2016	41/226
40B-21.621	12/30/2015	1/19/2016	41/226

St. Johns River Water Management District

40C-3.035	12/30/2015	1/19/2016	41/237
40C-5.011	12/30/2015	1/19/2016	41/220
40C-5.041	12/30/2015	1/19/2016	41/220
40C-5.051	12/30/2015	1/19/2016	41/220
40C-5.101	12/30/2015	1/19/2016	41/220
40C-5.301	12/30/2015	1/19/2016	41/220

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

60A-1.007	12/31/2015	1/20/2016	41/232
60A-1.026	12/31/2015	1/20/2016	41/232

Division of State Employees' Insurance

60P-1.0015	12/31/2015	1/20/2016	41/233
60P-1.004	12/31/2015	1/20/2016	41/233
60P-2.0035	12/31/2015	1/20/2016	41/233
60P-2.005	12/31/2015	1/20/2016	41/233
60P-2.010	12/31/2015	1/20/2016	41/233
60P-2.013	12/31/2015	1/20/2016	41/233
60P-2.016	12/31/2015	1/20/2016	41/233
60P-2.019	12/31/2015	1/20/2016	41/233
60P-3.004	12/31/2015	1/20/2016	41/233
60P-3.005	12/31/2015	1/20/2016	41/233
60P-3.006	12/31/2015	1/20/2016	41/233
60P-3.007	12/31/2015	1/20/2016	41/233
60P-3.008	12/31/2015	1/20/2016	41/233
60P-3.013	12/31/2015	1/20/2016	41/233
60P-3.016	12/31/2015	1/20/2016	41/233
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60P-6.0065	12/31/2015	1/20/2016	41/233
60P-6.0075	12/31/2015	1/20/2016	41/233
60P-6.010	12/31/2015	1/20/2016	41/233
60P-9.002	12/31/2015	1/20/2016	41/233
60P-10.001	12/31/2015	1/20/2016	41/233
60P-10.007	12/31/2015	1/20/2016	41/233
60P-10.008	12/31/2015	1/20/2016	41/233
60P-10.009	12/31/2015	1/20/2016	41/233

Division of Retirement

60S-4.010	12/31/2015	1/20/2016	41/220
60S-7.009	12/31/2015	1/20/2016	41/230
60S-7.0091	12/31/2015	1/20/2016	41/230
60S-7.010	12/31/2015	1/20/2016	41/230
60S-7.011	12/31/2015	1/20/2016	41/230

Division of Retirement – Optional Retirement Program

60U-1.001	12/30/2015	1/19/2016	41/225
60U-1.002	12/30/2015	1/19/2016	41/225
60U-2.001	12/30/2015	1/19/2016	41/225
60U-2.002	12/30/2015	1/19/2016	41/225
60U-3.001	12/30/2015	1/19/2016	41/225
60U-3.002	12/30/2015	1/19/2016	41/225
60U-4.001	12/30/2015	1/19/2016	41/225
60U-4.002	12/30/2015	1/19/2016	41/225

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

61J2-3.010	12/28/2015	1/17/2016	41/221
61J2-3.013	12/28/2015	1/17/2016	41/236

Drugs, Devices and Cosmetics

61N-1.027	12/30/2015	1/19/2016	41/222
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DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

64B4-6.003	12/28/2015	1/17/2016	41/131	41/219
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Board of Physical Therapy Practice

64B17-2.001	12/30/2015	1/19/2016	41/197	41/230
64B17-2.005	12/30/2015	1/19/2016	41/197	
64B17-2.006	12/30/2015	1/19/2016	41/197	
64B17-2.007	12/30/2015	1/19/2016	41/197	

DEPARTMENT OF CHILDREN AND FAMILIES

Agency for Persons with Disabilities

65G-2.0031	12/30/2015	1/19/2016	41/224
65G-4.0026	12/30/2015	1/19/2016	41/224
65G-4.0027	12/30/2015	1/19/2016	41/224
65G-4.0028	12/30/2015	1/19/2016	41/224
65G-4.0029	12/30/2015	1/19/2016	41/224
65G-4.00291	12/30/2015	1/19/2016	41/224
65G-4.0210	12/30/2015	1/19/2016	41/224
65G-4.0211	12/30/2015	1/19/2016	41/224
65G-4.0212	12/30/2015	1/19/2016	41/224
65G-4.022	12/30/2015	1/19/2016	41/224
65G-4.024	12/30/2015	1/19/2016	41/224
65G-4.027	12/30/2015	1/19/2016	41/224

FISH AND WILDLIFE CONSERVATION COMMISSION

Manatees

68C-22.016	12/29/2015	1/18/2016	40/246	41/142
				41/230

LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO SECTION 120.541(3), FLORIDA STATUTES

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Care Licensing Procedures

59A-35.060	12/7/2015	*****	41/191	41/217
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DEPARTMENT OF HEALTH

Medical Records Retention, Disposition, Reproduction

64B8-10.003	12/9/2015	*****	39/95	41/49
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DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

69L-7.020	7/20/2015	*****	41/21	41/72
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