

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

**PUBLIC SERVICE COMMISSION**

**RULE NO.:**       **RULE TITLE:**  
25-30.444       General Information and Instructions  
                      Required of Water and Wastewater Utilities  
                      to Create a Utility Reserve Fund

**PURPOSE AND EFFECT:** To create Rule 25-30.444, F.A.C., for a reserve fund for water and wastewater utilities pursuant to amendments to Section 367.081, F.S., from the 2016 Legislative Session.

Undocketed.

**SUBJECT AREA TO BE ADDRESSED:** Water and wastewater utility ratemaking.

**RULEMAKING AUTHORITY:** 367.081, FS.

**LAW IMPLEMENTED:** 367.081 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Adria Harper, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6082, aharper@psc.state.fl.us

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Alcoholic Beverages and Tobacco**

**RULE NO.:**       **RULE TITLE:**  
61A-4.041       Passenger Vessels Engaged in Foreign  
                      Commerce

**PURPOSE AND EFFECT:** Section 8 of Ch. 2016-190, Laws of Florida, amended subsection 9 of section 565.02, Florida Statutes, to establish a new method of reporting and remitting excise taxes and surcharge applicable to the sales of alcoholic beverages, cigarettes and other tobacco products on passenger vessels engaged exclusively in foreign commerce. As amended, the subsection requires each passenger vessel permittee to keep a strict account of the quarterly capacity of each of its vessels and make quarterly reports to the Division of Alcoholic Beverages and Tobacco on forms prepared and furnished by the division. The proposed rule is intended to establish the process by which passenger vessel permittees

will report quarterly capacity and the associated taxes due based on the amended tax method applicable to this classification of licenses regulated by the division.

**SUBJECT AREA TO BE ADDRESSED:** Procedures for passenger vessel permittees to file quarterly reports and remit applicable taxes due as required in the Florida Beverage Law.

**RULEMAKING AUTHORITY:** 561.11, FS.

**LAW IMPLEMENTED:** 210.161, 210.60, 561.02, 562.408, 562.41,565.02(9) FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Renita Walton-Hayes; Department of Business and Professional Regulation; 2601 Blair Stone Road; Tallahassee, Florida 32399-1020, (850)717-1118; renita.walton-hayes@myfloridalicense.com

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Alcoholic Beverages and Tobacco**

**RULE NO.:**       **RULE TITLE:**  
61A-5.0016       Application for Common Carrier License;  
                      Application for Passenger Vessel Permit

**PURPOSE AND EFFECT:** Section 8 of Ch. 2016-190, Laws of Florida, amended subsection 9 of section 565.02, Florida Statutes, to establish a new method of reporting and remitting excise taxes and surcharge applicable to the sales of alcoholic beverages, cigarettes and other tobacco products on passenger vessels engaged exclusively in foreign commerce. As amended, the subsection requires each passenger vessel permittee to keep a strict account of the quarterly capacity of each of its vessels and make quarterly reports to the Division of Alcoholic Beverages and Tobacco on forms prepared and furnished by the division. The proposed rule is intended to promulgate and incorporate by reference the form by which passenger vessel permittees will report quarterly capacity and the associated taxes due based on the amended tax method applicable to this classification of licenses regulated by the division.

**SUBJECT AREA TO BE ADDRESSED:** Form for use by passenger vessel permittees in filing quarterly reports and remitting applicable taxes due pursuant to the Florida Beverage Law.

RULEMAKING AUTHORITY: 561.08, 565.02, 561.11, FS.  
 LAW IMPLEMENTED: 561.17, 562.41, 565.02, FS.  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Renita Walton-Hayes; Department of Business and Professional Regulation, 2601 Blair Stone Road; Tallahassee, Florida 32399-1020, (850)717-1118, renita.walton-hayes@myfloridalicense.com  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**State Boxing Commission**

RULE NO.: 61K1-4.025      RULE TITLE: Mixed Martial Arts Conduct of Bout; Rounds  
 PURPOSE AND EFFECT: The proposed rule amendment deletes language that has caused unintended problems in training MMA participants and did not achieve the intended result of preparing MMA participants for receiving head strikes while on the ground.  
 SUBJECT AREA TO BE ADDRESSED: Delete language.  
 RULEMAKING AUTHORITY: 548.003(2) FS  
 LAW IMPLEMENTED: 548.003, 548.0065, 548.043, 548.057 FS  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Paul Waters, Executive Director, Florida State Boxing Commission, 2601 Blair Stone Road, Tallahassee, FL 32399-1016 or telephone: (850)488-8500  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Occupational Therapy**

RULE NO.: 64B11-4.003      RULE TITLE: Standards of Practice; Discipline  
 PURPOSE AND EFFECT: The Board proposes the development rule amendments to address changes to the disciplinary guidelines as a result of recent legislation and other possible amendments.  
 SUBJECT AREA TO BE ADDRESSED: Changes to the disciplinary guidelines as a result of recent legislation and other possible amendments.  
 RULEMAKING AUTHORITY: 456.079, 468.204 FS.  
 LAW IMPLEMENTED: 456.072, 456.079, 468.217 FS.  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH**

**School Psychology**

RULE NO.: 64B21-504.001      RULE TITLE: Disciplinary Guidelines  
 PURPOSE AND EFFECT: This rulemaking amends the disciplinary guidelines for school psychologists to add certain insurance billing practices as grounds for discipline as required by recently enacted legislation.  
 SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines for school psychologists.  
 RULEMAKING AUTHORITY: 456.079 FS  
 LAW IMPLEMENTED: 456.072, 456.079, 490.009 FS  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, 4052 Bald Cypress Way, Bin #C05, Tallahassee, FL 32399, (850)245-4374 or Allen.Hall@FHHealth.gov

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

**DEPARTMENT OF HEALTH**

**Division of Emergency Preparedness and Community Support**

RULE NOS.:	RULE TITLES:
64J-3.001	Certification of 911 Public Safety Telecommunicators
64J-3.002	Public Safety Telecommunication Course Equivalency
64J-3.003	Renewal of 911 Emergency Public Safety Telecommunicator
64J-3.004	Definitions
64J-3.005	Examinations
64J-3.006	Voluntary Inactive Status

**PURPOSE AND EFFECT:** Review these rules and amend rule language as necessary to ensure that all rules conform to statutory requirements and delete unnecessary and obsolete language. The department intends to update department forms and requirements for PST certification, recertification, and approval of training programs and courses related to certification and recertification. The department intends to update and develop definitions of terms used in 64J-3; educational and training criteria for certification and recertification; examination and re-examination requirements; and requirements for initiation of and reactivation from voluntary inactive status.

**SUBJECT AREA TO BE ADDRESSED:** Definitions, PST certification, recertification, inactive status, examinations, and training programs.

**RULEMAKING AUTHORITY:** 401.35, 401.465(2), 401.465(3) FS

**LAW IMPLEMENTED:** 401.465 FS

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

**DATE AND TIME:** October 20, 2016, 9:00 a.m.

**PLACE:** Palm Beach State College, 4200 Congress Ave., Lake Worth, FL 33467

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: Melia Jenkins, (850)245-4440, ext. 2773, Melia.Jenkins@Flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Melia

Jenkins, (850)245-4440, ext. 2773, Melia.Jenkins@Flhealth.gov

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

**Section II  
Proposed Rules**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Licensing**

**RULE NO.:**      **RULE TITLE:**

5N-1.121      Reciprocity

**PURPOSE AND EFFECT:** The purpose of this rulemaking is to establish criteria for reciprocal agreements between the department and other states or territories. The effect will be to provide guidelines for licensees from states or territories that enter into reciprocity agreements with Florida, to temporarily perform duties in this state when such duties arise from licensed activities originating in their state or territory of licensure.

**SUMMARY:** This proposed new rule establishes criteria for reciprocity agreements between the Department of Agriculture and Consumer Services and other states and territories, and for licensees operating under such agreements.

**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 analysis of the adverse impact or potential regulatory costs of this proposed new rule indicated that the rule does not meet the statutory threshold for ratification by the legislature. The rule imposes no additional costs on licensees, and instead provides opportunities for private investigators from Florida and other states to temporarily perform duties without the need for additional licensure.

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:** 493.6109, FS.

**LAW IMPLEMENTED:** 493.6109, 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: John Roberts, Government Analyst, Division of Licensing, John.Roberts@FreshfromFlorida.com, (850)245-5459

THE FULL TEXT OF THE PROPOSED RULE IS:

5N-1.121 Reciprocity

(1) The department recognizes the need in certain situations for private investigators from other states or territories to enter the State of Florida for the purpose of following-up investigative leads when engaged in investigations originating in his or her state of licensure. Accordingly, the department establishes the following criteria for reciprocity agreements with other states or territories:

(a) The licensure requirements of the other state or territory must be substantially similar to or greater than those established in chapter 493, F.S.

(b) The other state or territory's Commissioner of Agriculture or other appropriate authority, must agree to accept service of process for their licensees operating in Florida on a temporary basis pursuant to a reciprocity agreement.

(2) The following requirements apply to private investigators and private investigative agencies that are licensed in states or territories that have entered into reciprocity agreements with the department, and who seek to temporarily operate in Florida in order to follow-up on leads originating in their state or territory of licensure.

(a) Prior to conducting investigations in Florida, private investigators and private investigative agencies shall, in their state or territory of licensure:

- 1. Possess a current, unencumbered license.
2. Have engaged in licensed activities for at least one year with no disciplinary action against him or her, and
3. Not be under investigation in such other state or territory for an offense that would constitute a violation of chapter 493.

(b) Private investigators operating in Florida under a reciprocity agreement shall, in their home state or territory of licensure, own or be employed by, a private investigative agency.

(c) Private investigators and private investigative agencies are allowed to conduct an investigation in Florida only if the investigation originated in their state or territory of licensure.

(d) Investigations shall be limited to no more than 30 days. Investigations exceeding 30 days must be handled by a private investigative agency licensed in Florida.

(e) Private investigators and private investigative agencies shall not solicit private investigative business or advertise investigative services while operating in Florida.

(f) Out-of-state private investigators are prohibited from carrying firearms while conducting professional investigative services in Florida.

(g) When performing private investigations in Florida, investigators and investigative agencies are subject to the provisions of chapter 493, F.S., and the rules promulgated thereunder.

Rulemaking Authority 493.6109 FS. Law Implemented 493.6109 FS. History - New

NAME OF PERSON ORIGINATING PROPOSED RULE: Grea Bevis, Director, Division of Licensing

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Adam H. Putnam, Commissioner of Agriculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 9/15/2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 9/16/2016

Section III
Notice of Changes, Corrections and Withdrawals

NONE

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on September 20, 2016, the Department of Business and Professional Regulation received a petition for H.L Culbreath Bayside Power Station at 3602 Port Sutton Road, Tampa, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 4.1, as adopted by subsection 61C-5.001(1), Florida

Administrative Code, that requires horizontally swinging single-section doors which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2016-220).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, [chr.elevators@myfloridalicense.com](mailto:chr.elevators@myfloridalicense.com).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on September 21, 2016, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Diamond View Studios at 1616 E Bears Avenue, Tampa, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 1.2 as adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2016-221).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, [chr.elevators@myfloridalicense.com](mailto:chr.elevators@myfloridalicense.com).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on September 21, 2016, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for 801 West Bay Center at 801 West Bay Drive, Largo, FL. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14

days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2016-222).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, [chr.elevators@myfloridalicense.com](mailto:chr.elevators@myfloridalicense.com).

**Section VI**

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

**DEPARTMENT OF LAW ENFORCEMENT**

Criminal Justice Standards and Training Commission

The Region XIV Trust Fund Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 12, 2016, 10:00 a.m.

PLACE: Miami Dade College, North Campus, Room 9118

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Region XIV Reports and other Region XIV business matters.

A copy of the agenda may be obtained by contacting: Maevis Pierre, Region XIV Secretary, at (305)237-1329 or [mpierre6@mdc.edu](mailto:mpierre6@mdc.edu).

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Florida Commission on Community Service (Volunteer Florida) announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 11, 2016, 9:00 a.m., ET until all business is complete

PLACE: Telephone conference number: 1(888)670-3525, participant code: 3360784946#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Aly Simons, (850)414-7400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Aly Simons, (850)414-7400. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Aly Simons, (850)414-7400.

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Florida Commission on Community Service (Volunteer Florida) announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 24, 2016, 10:00 a.m., ET until all business is complete

PLACE: Telephone conference number: 1(888)670-3525, participant code: 3360784946#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Aly Simons, (850)414-7400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Aly Simons, (850)414-7400. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Aly Simons, (850)414-7400.

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Financial Emergency Board for the City of Opa-locka announces a public meeting to which all persons are invited.

DATE AND TIME: September 29, 2016, 9:00 a.m., ET

PLACE: City Commission Chambers, 215 N. Perviz Avenue, Opa-locka, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Financial Emergency Board for the City of Opa-locka to discuss the current state of the City's financial affairs and to consider action items related to the ongoing work of the Board.

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

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

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District

RULE NOS.:RULE TITLES:

40D-8.041 Minimum Flows

40D-8.624 Guidance and Minimum Levels for Lakes

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

DATE AND TIME: September 29, 2016, 2:00 p.m. – 4:00 p.m.

PLACE: Telephone conference: call-in number: 1(888)670-3525, participant code: 7169306632, then press #

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This Notice of Meeting/Workshop adds the following language to the Notice published September 22, 2016, Vol. 42, No. 185: The South Florida, St. Johns River, and Southwest Florida water management districts are conducting independent scientific peer review of their work to expand the East Central Florida Transient Groundwater Model in support of the 2020 Regional Water Supply Plan for the Central Florida Water Initiative (CFWI) area that includes the southern portion of Lake and all of Orange, Osceola, Polk and Seminole counties. PURSUANT TO SECTION 373.042(5), FLORIDA STATUTES, THE MODEL MAY BE ADOPTED BY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, MAY BE USED FOR THE DEVELOPMENT OF MULTIPLE MFLs, AND THEREFORE MAY APPLY TO MORE THAN ONE WATER MANAGEMENT DISTRICT. Information to be reviewed, supporting documents, and review comments and documents produced by the peer review panel, as well as comments from stakeholders, will be accessible at <http://cfwiwater.com/> by clicking on Hydrologic analysis under Working groups. The focus of this workshop is to discuss preliminary review of the Conceptual Model Document and plans for upcoming meetings. This is the second workshop for the ECFTX model whereby peer reviewers are working together with the goal of collectively developing a single peer-review report. The District invites stakeholders to participate in this public workshop on September 29 to discuss peer review panel and stakeholder comments received during the workshop. The minutes from this teleconference will be available for review, at the website above, by October 7, 2016.

NOTE: One or more members of the District's Governing Board may attend this meeting.

A copy of the agenda may be obtained by contacting: Mark Barcelo, SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211 or

Mark.Barcelo@wattermatters.org, or by clicking on “Meetings and Events” on the CFWI website at <http://cfwiwater.com/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Director, (352)796-7211, ext. 4701; 1(800)423-1476 (FL only), ext. 4701 or email to [ADACoordinator@swfwmd.state.fl.us](mailto:ADACoordinator@swfwmd.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Barcelo, SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211 or [Mark.Barcelo@wattermatters.org](mailto:Mark.Barcelo@wattermatters.org). (OGC#2016045).

#### WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.041 Minimum Flows

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

DATE AND TIME: October 7, 2016, 1:00 p.m. – 5:00 p.m.; October 21, 2016, 1:00 p.m. – 5:00 p.m.; and November 7, 2016, 1:00 p.m. – 5:00 p.m.

PLACE: Teleconference: call-in number: 1(888)670-3525, participant code: 1372920332#

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Teleconference meetings with the scientific peer review panelists for the proposed Minimum Flow for the Rainbow River System. Peer reviewers are working together with the goal of collectively developing a single peer-review report. Information reviewed, supporting documents, and comments and documents produced by the peer review panel, as well as comments from stakeholders, are accessible using the following link:

<https://swfwmd.discussion.community/categories>. The District invites stakeholders to participate in the public workshops on October 7, October 21 and November 7, 2016. Minutes of each meeting will be available no later than one week following the meeting. In addition to the teleconferences, there is an open forum WebBoard on the proposed Minimum Flow for the Rainbow River System, accessible at <https://swfwmd.discussion.community/categories>, and noticed on September 23, 2016 in Vol. 42/186. The WebBoard is open for peer reviewer and public comment from September 30, 2016 through November 14, 2016.

NOTE: One or more members of the District’s Governing Board may attend the teleconference(s).

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, Attention: Kym Rouse Holzwart, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211, or [Kym.Holzwart@swfwmd.state.fl.us](mailto:Kym.Holzwart@swfwmd.state.fl.us), or will be accessible at <https://swfwmd.discussion.community/categories>.

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 District’s Human Resources Bureau Chief at 2379 Broad Street, Brooksville, FL 34604-6899; telephone (352)796-7211 or 1(800)423-1476 (FL only), ext. 4703, or email [ADACoordinator@WaterMatters.org](mailto:ADACoordinator@WaterMatters.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### DEPARTMENT OF MANAGEMENT SERVICES

Division of Communications

The Department of Management Services, Division of Telecommunications announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 10, 2016, 9:30 a.m. – 5:00 p.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 152, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Joint Task Force of the Statewide Law Enforcement Radio System (SLERS) will meet together to discuss matters pertaining to the System.

A copy of the agenda may be obtained by contacting: The Agenda and handouts will be made available closer to the date of the meeting at the following web address:

[http://www.dms.myflorida.com/business\\_operations/telecommunications/radio\\_communications\\_services/statewide\\_law\\_enforcement\\_radio\\_system\\_slers/upcoming\\_joint\\_task\\_force\\_meetings](http://www.dms.myflorida.com/business_operations/telecommunications/radio_communications_services/statewide_law_enforcement_radio_system_slers/upcoming_joint_task_force_meetings)

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: Debi Smith at (850)922-7435 or by email at [Debi.Smith@DMS.MyFlorida.com](mailto:Debi.Smith@DMS.MyFlorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Debi Smith at (850)922-7435 or [Debi.Smith@DMS.MyFlorida.com](mailto:Debi.Smith@DMS.MyFlorida.com).

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 10, 2016, 10:00 a.m., ET

PLACE: Call 1(888)670-3525, when prompted enter passcode: 1760507820, followed by the # key

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Commission to vote on the disposition of cases pending before it for decision.

A copy of the agenda may be obtained by contacting: Jim Mallue at (850)907-6805 or Jim.Mallue@fchr.myflorida.com.

ACCESS POINT: The FCHR office at 4075 Esplanade Way, Room 110, Tallahassee, FL 32399, will serve as an access point for this meeting. Interested persons wishing to attend this meeting may also do so by appearing in person at this designated access point, at which location telephonic access to the meeting will be provided.

For more information, you may contact: Jim Mallue at (850)907-6805 or Jim.Mallue@fchr.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

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

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

PLACE: 1(888)670-3525, participant pass code: 5243947159#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancements.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DEPARTMENT OF HEALTH

The Florida Department of Health announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 27, 2016, 3:00 p.m. – 5:00 p.m., ET

PLACE: Conference call line: 1(888)670-3525, Participant code: 5311418626 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: EMERGENCY MEETING OF BIOMEDICAL RESEARCH ADVISORY COUNCIL TO DETERMINE FUNDING OPPORTUNITY ANNOUNCEMENT FOR ZIKA VIRUS RESEARCH GRANTS.

This is in response to the public health emergency declared by Governor Rick Scott. The declaration is found at the following link: <http://www.flgov.com/2016/02/03/gov-rick-scott-directs-public-health-emergency-in-four-counties-for-zika-virus/> Further, on September 22nd, Governor Rick Scott authorized \$25 million in state funds for Zika Virus Vaccine Research and Development. This meeting will be to discuss the Funding Opportunity Announcement that will be issued for research grants.

The public is notified of this meeting. The notice has been posted on the Department of Health website, and the notification is consistent with other communications for public health emergencies.

A copy of the agenda may be obtained by contacting: Teresa Mathew at Teresa.Mathew@flhealth.gov.

For more information, you may contact: Teresa Mathew at Teresa.Mathew@flhealth.gov or Bonnie Gaughan-Bailey at Bonnie.Gaughan-Bailey@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Public Health Statistics and Performance Management

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

DATE AND TIME: October 11, 2016, 1:00 p.m. – 4:00 p.m.

PLACE: Florida Department of Health Central Office, 4025, Esplanade Way, Rm. 301, Tallahassee, FL, 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is for the State Health Improvement Plan (SHIP) Steering Committee to understand the health areas identified from the State Health Assessment and select the top priority health areas for inclusion in the five-year State Health Improvement Plan (2016-2020).

A copy of the agenda may be obtained by contacting: Bureau of Community Health Assessment at (850)245-4009.



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: A copy of the agenda may be obtained by contacting: Bureau of Community Health Assessment at (850)245-4009. 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 or a copy of the agenda, you may contact: Bureau of Community Health Assessment at (850)245-4009.

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#### DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: October 4, 2016, 1:05 p.m., CT

PLACE: 160 West Governmental Center, Ste. 611, Pensacola, FL 32502

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting for the Reply/ Response Opening of ITN-01FS18001-To become the Lead Agency for Community - Based Care in Circuit 1 Northwest Region.

A copy of the agenda may be obtained by contacting: Randy Fleming, (850)483-6750.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: Randy Fleming, (850)483-6750. 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: Randy Fleming, (850)483-6750.

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#### DEPARTMENT OF CHILDREN AND FAMILIES

##### Refugee Services

The Miami-Dade Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 14, 2016, 10:00 a.m. – 12:00 Noon

PLACE: Miami-Dade College, Wolfson Campus, 500 NE 2nd Avenue, Bldg. 3, Room 3208-09, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Miami-Dade 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: Lourdes Dysna-Leconte at (786)257-5173 or Taddese Fessehayee 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: Lourdes Dysna-Leconte at (786)257-5173 or Taddese Fessehayee 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: Lourdes Dysna-Leconte at (786)257-5173 or Taddese Fessehayee at (407) 317-7335.

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#### FISH AND WILDLIFE CONSERVATION COMMISSION

##### Vessel Registration and Boating Safety

The Fish and Wildlife Conservation Commission (FWC), Division of Law Enforcement, Boating Advisory Council, announces a public meeting to which all persons are invited.

DATE AND TIME: October 26, 2016, 8:00 a.m.

PLACE: Embassy Suites PGA Boulevard – Palm Beach Gardens, 4350 PGA Boulevard, Palm Beach Gardens, 33410

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Non-Motorized Boats Working Group, a committee of the Boating Advisory Council, to review and discuss non-motorized boating-related topics. Access, education, and safety will be discussed at this meeting.

A copy of the agenda may be obtained by contacting: the FWC, Division of Law Enforcement, Boating and Waterways Section, 620 South Meridian Street, Tallahassee, Florida 32399-1600 or by calling Precious Boatwright or Kim Brewton at (850)488-5600.

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: ADA Coordinator, (850)488-6411. 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: Precious Boatwright at (850)488-5600.

**OFFICE OF THE STATE COURTS ADMINISTRATOR**

The Florida State Courts System announces a public meeting to which all persons are invited.

**DATE AND TIME:** Friday, October 7, 2016, 2:00 p.m.

**PLACE:** Supreme Court Building, OSCA Executive Conference Room, 500 South Duval Street, Tallahassee, Florida 32399-1900

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The Office of the State Courts Administrator will present an overview of the Judicial Branch 2017-2018 Legislative Budget Request followed by a time for public questions and comments.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ms. Donna Brewer, Senior Budget Analyst, by phone at (850)488-8414 or in person at the Supreme Court Building. 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).

**HNTB**

**NOTICE OF PUBLIC HEARING:**

This notice has nothing to do with any rule or rulemaking process.

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

**DATE AND TIME** Wednesday, October 5, 2016, 5:30 p.m. – 7:30 p.m.

**Formal Presentation:** 6:00 p.m.

**PLACE:** Lake Mary City Hall, Commission Chambers, 100 North Country Club Road, Lake Mary, FL 32746

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Financial Project I.D.: 432100-1-22-01

Design Project ID Number: 242592-4-32-01

Federal Aid Project No: 0041-227-I

**Project Description:** “I-4 Beyond the Ultimate”, from East of SR 434 to East of US 17/92 in Seminole County  
The Florida Department of Transportation (FDOT) is conducting a public hearing for the “I-4 Beyond the Ultimate” PD&E Study. We will present the recommended design alternative for adding express lanes on the segment of Interstate 4 (I-4) from East of State Road (SR) 434 to East of US 17/92 in Seminole County. This hearing is being conducted to give interested persons an opportunity to express

their views concerning the location, conceptual design, and social, economic, and environmental effects of the proposed improvements.

The hearing will be Wednesday, October 5, 2016, from 5:30 p.m. to 7:30 p.m. at Lake Mary City Hall, Commission Chambers, located at 100 North Country Club Road, Lake Mary, FL 32746. It will begin as an open house at 5:30 p.m. with a formal presentation at 6:00 p.m., followed by a public comment period. At the conclusion of the presentation, attendees who complete a speaker’s card will be given the opportunity to make an oral statement that will become part of the public hearing record.

Persons wishing to submit written statements, in place of or in addition to oral statements, may do so at the hearing or by sending them to Beata Stys-Palasz, P.E., at 719 South Woodland Boulevard, DeLand, Florida 32720, by phone (386)943-5418 or by email to beata.stys-palasz@dot.state.fl.us. All statements postmarked no later than October 17, 2016 will become a part of the public hearing record.

The draft environmental and engineering reports developed by the Department will be available for public review starting on September 14, 2016 through October 15, 2016 at the Seminole County Public Library, Northwest Branch, located at 580 Green Way Boulevard, Lake Mary, FL 32746. The documents are also available for download on the study website: www.i4express.com, and will be available at the public hearing.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least seven (7) days before the hearing by contacting: Ms. Beata Stys-Palasz, PE at (386)943-5418. If you are hearing or speech impaired, please contact the agency using the Florida Relay Services, 1(800) 955-8771 (TDD) or 1(800) 955-8770 (Voice).

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting: Jennifer Smith, FDOT District Five Title VI Coordinator at (386)943-5367 or jennifer.smith2@dot.state.fl.us. Persons who require translation services (free of charge) should contact Ms. Beata Stys-Palasz, PE, at (386)943-5418 at least seven (7) days before the hearing.

A copy of the agenda may be obtained by contacting: Ms. Beata Stys-Palasz, P.E., at (386)943-5418 or by email at beata.stys-palasz@dot.state.fl.us.

For More Information, You May Contact: Ms. Beata Stys-Palasz, P.E., FDOT Project Manager, at (386)943-5418 or email beata.stys-palasz@dot.state.fl.us.

TRANSYSTEMS

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

DATE AND TIME: Thursday, October 13, 2016, 5:00 p.m. – 7:00 p.m.

PLACE: The Viera Regional Park Community Center, 2300 Judge Fran Jamieson Way, Viera, FL 32940, (321)433-4891

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to attend a public information meeting concerning planned improvements for a new interchange at I-95 and Viera Boulevard in Brevard County, Florida. The project consists of constructing a new interchange at I-95 and Viera Boulevard to accommodate the existing congestion at adjacent interchanges and to accommodate future travel demands. Viera Boulevard is currently a four-lane overpass at I-95. The project is funded for construction in June, 2017.

The meeting will be held Thursday, October 13, 2016 at the Viera Regional Park Community Center, 2300 Judge Fran Jamieson Way, Viera, FL 32940, (321)433-4891. The Public Information Meeting begins at 5:00 p.m. and will end at 7:00 p.m. Project information will be on display, and there will be a presentation on a continuous loop running throughout the meeting. Project representatives will be available to answer questions.

A copy of the agenda may be obtained by contacting: Christine Bacomo, FDOT Project Manager, (386)943-5530, Christine.Bacomo@dot.state.fl.us. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jennifer Smith, FDOT District Five Title VI Coordinator, (386)943-5367, Jennifer.Smith2@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Christine Bacomo, FDOT Project Manager, (386)943-5530, Christine.Bacomo@dot.state.fl.us.

Section VII  
Notice of Petitions and Dispositions  
Regarding Declaratory Statements

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Office of Financial Regulation has received the petition for declaratory statement from MEMO Financial Services on September 13, 2016. The

petition seeks the agency’s opinion as to the applicability of Electronic Money Orders, as it applies to the petitioner.

The petition seeks the Office’s interpretation and opinion as to whether Petitioner’s proposed business model (of developing an electronic money order, to pay everyday consumer bills, to facilitate secured online purchases, and an electronic wallet) remains in compliance with all laws and regulations.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643, Agency.Clerk@flofr.com

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643, Agency.Clerk@flofr.com by October 13, 2016.

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

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

NONE

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

NONE

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

NONE

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

NONE

**Section XI  
Notices Regarding Bids, Proposals and  
Purchasing**

**DEPARTMENT OF EDUCATION**

University of Central Florida

**NOTICE TO PROFESSIONAL CONSULTANTS  
LANDSCAPE ARCHITECTURE CONTINUING  
SERVICES**

**PROJECT DESCRIPTION:**

The University of Central Florida has a need for several firms to provide Landscape Architectural continuing services on an ongoing basis for the main campus and associated campuses that have a construction budget of less than \$2,000,000, or studies for which the fee for professional services is less than \$200,000.

Typical projects may include projects for site and landscape design; Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis. ALL projects will, need to ensure the safety of faculty, staff, and students. Projects may be located on University of Central Florida or UCF-affiliated properties.

**INSTRUCTIONS:**

The University of Central Florida wishes to enter into an open-ended contract with multiple companies for a period of one year, with an option to renew for four additional one-year periods. The University has the right to amend the terms of the contract at each annual renewal. The Selection Committee may reject all proposals and stop the selection process at any time.

The selected Landscape Architect will provide design, construction documents, and construction administration for the referenced services for the project. Blanket professional liability insurance for the Architect/Engineer will be required for this project in the amount of \$2,000,000 and will be provided as a part of Basic Services.

Carefully review the Professional Services Contract posted on our website with this advertisement. Submitting a proposal for this project constitutes complete agreement with, and acceptance of, the terms and conditions contained within these documents. These documents can be found with the advertisement on our website at [www.fp.ucf.edu](http://www.fp.ucf.edu).

Instructions for submitting a proposal can be found on the Project Fact Sheet. The Project Fact Sheet and PQS Form may be obtained on our website: [www.fp.ucf.edu](http://www.fp.ucf.edu) or by contacting: Gina Seabrook, [gina.seabrook@ucf.edu](mailto:gina.seabrook@ucf.edu), (407)823-5894.

We are accepting only electronic submissions, to be uploaded at: <https://ucf.bonfirehub.com/p/1060>.

Submittals must be received by 5:00 p.m. local time October 21, 2016. Late submissions or additional documentation will not be accepted.

Professional Service vendors will have their performance evaluated on a regular basis, companies that do not receive satisfactory evaluations may not be given additional work and their contracts may be terminated.

**DEPARTMENT OF MANAGEMENT SERVICES**

Division of Building Construction

MSFM-15005160 Low Bid

**RE-ADVERTISEMENT TO BID CONSTRUCTION  
STATE OF FLORIDA DEPARTMENT OF MANAGEMENT  
SERVICES**

**DIVISION OF REAL ESTATE DEVELOPMENT AND  
MANAGEMENT**

**PUBLIC ANNOUNCEMENT REQUESTING BIDS  
FROM QUALIFIED GENERAL OR BUILDING  
CONTRACTORS**

**SEPTEMBER 26, 2016**

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL OR BUILDING CONTRACTORS WITH DOCUMENTED EXPERIENCE IN STONE RESTORATION/INSTALLATION BY THE DEPARTMENT OF MANAGEMENT SERVICES.

PROJECT NUMBER: MSFM-15005160

PROJECT NAME: Exterior Stone Panels Renovation, Holland Building

PROJECT LOCATION: Tallahassee, Florida

MANDATORY PRE-BID MEETING: October 13, 2016

BID OPENING: October 27, 2016

ESTIMATED CONSTRUCTION BUDGET: \$454,000.00

RELEVANT EXPERIENCE PREQUALIFIED BIDDERS

(ONLY): Refer to DMS website (below) for further details

The award will be made in accordance with Section 255.29, Florida Statutes, and the procedures and criteria of the Departments Division of Real Estate Development and Management.

Please visit the Department's website [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu) and click on "Search Advertisements" – "Division of Real Estate Development and Management" Look for "Opportunities for Design and Construction Firms" and click on link.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Innovative Technologies For Petroleum Cleanup – Tropical  
Plantation Farms 438735520**

NOTICE OF Request for Proposal: On behalf of the Florida Department of Environmental Protection's the Procurement Office is soliciting formal, competitive, sealed replies for bid

number DEP RFP 2017015C, Innovative Technologies For Petroleum Cleanup – Tropical Plantation Farms 438735520. The Department will post notice of any changes or additional meeting(s) on the Vendor Bid System (VBS) in accordance with section 287.042(3), Florida Statutes, and will not re-advertise any notice in the Florida Administrative Register (FAR). Access the VBS at: [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu)

**Section XII  
Miscellaneous**

**DEPARTMENT OF REVENUE**

Notice of Publication of 2016-2017 Regulatory Plan  
NOTICE IS HEREBY GIVEN that on September 23, 2016, the Department of Revenue published its 2016-2017 Regulatory Plan in accordance with Section 120.74, F.S. The Regulatory Plan is available on the Department’s website at [http://dor.myflorida.com/Pages/regulatory\\_plans.aspx](http://dor.myflorida.com/Pages/regulatory_plans.aspx).

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**  
Notice of Publication of the Annual Regulatory Plan  
As set forth in Section 120.74(2)(a)3., Florida Statutes, Suwannee River Water Management District (District) has published on its website, as of September 23, 2016, its 2016-2017 Annual Regulatory Plan (plan). The plan can be accessed on the District’s website at: <http://www.mysuwanneeriver.com/RegulatoryPlans>  
A copy of the plan may also be obtained by contacting: Tilda Musgrove, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

**DEPARTMENT OF HEALTH**

**Board of Chiropractic Medicine**  
Notice of Emergency Action  
On September 22, 2016, State Surgeon General issued an Order of Emergency Restriction of Registration with regard to the registration of Juan A. Baro, R.C.A., Registration # RCA 13723. 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. (2016). 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 September 22, 2016, State Surgeon General issued an Order of Emergency Suspension of Certification with regard to the certification of Takeira Q. Drake, C.N.A., a/k/a Takera Quashona Drake, C.N.A., Certification # CNA 291556. 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. (2016). 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 Occupational Therapy**  
Notice of Emergency Action  
On September 22, 2016, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Ananthan Sunil Kumar, O.T., License # OT 7185. 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. (2016). 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 ECONOMIC OPPORTUNITY**

**Division of Workforce Services**  
Notice of Publication of the Reemployment Assistance Appeals Commission’s  
2016-2017 Annual Regulatory Plan  
NOTICE IS HEREBY GIVEN that on September 21, 2016, the Reemployment Assistance Appeals Commission published a hyperlink to its 2016/2017 Annual Regulatory Plan on its primary website homepage in accordance with Section 120.74, F.S. The 2016/2017 Annual Regulatory Plan is available at: <http://www.floridajobs.org/docs/default-source/ra-appeals-commission/annual-regulatory-plan-2016-2017.pdf?sfvrsn=4>.

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Community Development**  
DEO Final Order No. DEO-16-176  
In the Matter of  
**TOWN OF JENNINGS,** Case No. 16-114  
Final Order No. DEO-16-176  
Petitioner.

FINAL ORDER DISMISSING PETITION FOR  
ADMINISTRATIVE HEARING AND DENYING  
PETITION FOR WAIVER

This matter is before the Department of Economic Opportunity (“Department”) based on a two-part petition submitted by the Town of Jennings (“Jennings.”) The petition simultaneously seeks an administrative hearing involving a disputed issue of fact and a waiver of Rule 73C-23.0041(5)(c)2.a., Florida Administrative Code, as applied to Jennings’ application under the Department’s Florida Small Cities Community Development Block Grant (CDBG) Program for the federal fiscal year 2015 Small Cities CDBG cycle for housing rehabilitation. The Department finds and concludes as follows:

Findings of Fact

1. On March 12, 2016, the Department commenced an application cycle accepting applications from eligible governments to participate in the federal fiscal year 2015 Small Cities CDBG Program for housing rehabilitation. The application cycle closed on April 25, 2016.

2. Jennings timely submitted an application on April 25, 2016. Jennings was seeking \$600,000.00 to improve its water and sewer systems.

3. As part of the evaluation process, the Department reviewed Jennings’ public hearing advertisements and determined that the second public hearing advertisement did not meet the requirements of Rule 73C-23, Florida Administrative Code.

4. Namely, Rule 73C-23.0041(5)(c)2.a., Florida Administrative Code, states:

After an Application for Funding has been drafted, citizens shall be given the opportunity to express their views regarding the proposed application. The opportunity shall include the following:

a. A notice for a second public hearing shall be published in a local newspaper at least five days prior to and no more than 20 days before the date of the second public hearing. The notice shall include a summary of the draft application and the date, time and address of a public hearing on the draft application. The summary shall include the following:

(I) A description of the activities that will be undertaken with CDBG funding;

(II) A budget that lists the specific CDBG dollar amounts that will be allocated for each activity;

(III) The national objective that will be met by each activity, except administration and engineering; and,

(IV) For Neighborhood Revitalization, Commercial Revitalization and Economic Development Projects, the specific locations of the proposed activities, including street names or road numbers (e.g., County Road 50).

The notice shall also state where and when, other than at the public hearing, a copy of the draft application will be available for citizen review and how citizens can submit written comments on the draft application. Failure to include all of the required information in the public hearing notice shall result in the application being rejected as provided in Section 290.0475(6), Florida Statutes.

5. As Rule 73C-23, Florida Administrative Code, indicates, section 290.0475(6), Florida Statutes, indeed states that an application is ineligible for funding if the local government is not in compliance with the Department’s rule regarding citizen participation.

6. Jennings’ second public hearing advertisement failed to include where and when a copy of the draft application would be available for citizen review other than at the public hearing.

7. On June 3, 2016, the Department notified Jennings that since it did not comply with the citizen participation requirements of Rule 73C-23, Florida Administrative Code, their application could not be considered and was rejected.

8. On June 24, 2016, Jennings filed a two-part petition. The first part is a petition for administrative hearing involving a disputed issue of fact. The second part is a petition for waiver from the citizen participation requirements included in Rule 73C-23, Florida Administrative Code.

9. As its basis for the petition for administrative hearing involving a disputed issue of fact, Jennings argued that its second public notice fully complied with the citizen participation requirements of Rule 73C-23, Florida Administrative Code. Additionally, Jennings did not precisely state what action the Department should take with respect to the Department’s rejection of Jennings’ application.

10. As its basis for the petition for waiver, Jennings did not identify which specific facts it thought justified a waiver and did not address why the waiver requested would serve the purposes of the underlying statute. Additionally, Jennings did not address its decision to seek a waiver months after it had already failed to meet the rule’s requirements.

11. In addition to rejecting Jennings’ application, the Department has rejected four other applications for the federal fiscal year 2015 Small Cities CDBG program for neighborhood revitalization. Furthermore, the Department rejected all applications for the federal fiscal year 2015 Small Cities CDBG program for housing rehabilitation as well because of noncompliance with the Department’s rule regarding citizen participation. A new application cycle for the fiscal year 2016 Small Cities CDBG program for housing rehabilitation is opening soon.

Conclusions of Law

12. Jennings filed its two-part petition under sections 120.569, Florida Statutes, and 120.57(2), Florida Statutes, respectively.

13. With regards to the petition for administrative hearing involving a disputed issue of fact, section 120.569(2)(c), Florida Statutes, states, in relevant part, that “[u]nless otherwise prohibited by law, a petition for hearing shall include those items required by the uniform rules adopted pursuant to [section 120.54(5)(b)4., Florida Statutes].”

14. One of those uniform rules is Rule 28-106.201(2), Florida Administrative Code, which states:

All petitions filed under these rules shall contain:

(a) The name and address of each agency affected and each agency’s file or identification number, if known;

(b) The name, address, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; the name, address, and telephone number of the petitioner’s representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner’s substantial interests will be affected by the agency’s determination;

(c) A statement of when and how the petitioner received notice of the agency decision;

(d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;

(e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency’s proposed action;

(f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency’s proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and

(g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency’s proposed action.

15. Section 120.569(2)(c), Florida Statutes, states, in relevant part, that “[a] petition shall be dismissed if it is not in substantial compliance with these requirements or it has been untimely filed.”

16. Jennings’ petition for administrative hearing involving a disputed issue of fact does not state precisely the action Jennings wishes the Department to take with respect to the Department’s rejection of Jennings’ application. Instead, it merely requests that the Department’s decision be referred to the Division of Administrative Hearings (DOAH) for review.

17. Instead of following the requirements of Rule 28-106.201(2), Florida Administrative Code, Jennings’ petition for administrative hearing involving a disputed issue of fact omits necessary language. Therefore, Jennings’ petition for administrative hearing involving a disputed issue of fact shall be dismissed.

18. With regards to the petition for waiver, section 120.542(2), Florida Statutes, states:

Variations and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, “substantial hardship” means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, “principles of fairness” are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.

19. Jennings does not adequately explain in its petition for waiver why the application of Rule 73C-23, Florida Administrative Code, would create a “substantial hardship” or would violate the “principles of fairness.” Jennings only explains that the “water system and sewer treatment systems will not be able to be upgraded to better serve the people and businesses living and working in the Town” and does not link this claim of harm to the actual application of the rule.

20. Furthermore, Jennings did not timely submit its petition for waiver from Rule 73C-23, Florida Administrative Code. It submitted its petition for waiver nearly two months after it had already failed to comply with the requirements of Rule 73C-23, Florida Administrative Code.

21. Overall, however, the issue of waiver is moot. The Department has already rejected all federal fiscal year 2015 Small Cities CDBG applications for housing rehabilitation. A new application cycle for the fiscal year 2016 Small Cities CDBG program for housing rehabilitation is opening soon, and Jennings will be able to reapply.

22. Jennings petition for waiver did not expressly illuminate any connection between any “substantial hardship” and the application of Rule 73C-23, Florida Administrative Code. Additionally, the petition for waiver was not timely submitted for consideration. Therefore, Jennings’ petition for waiver shall be denied.

#### Conclusion

Based on the foregoing argument and citation to authority, the Department hereby dismisses Jennings’ petition for administrative hearing involving a disputed issue of fact and denies Jennings’ petition for waiver.

DONE AND ORDERED in Tallahassee, Florida, this 22nd day of September 2016.

/s/\_\_\_\_\_

Taylor Teepell, Director  
Division of Community Development  
Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO RULES 28-106.104(2), 28-106.201(2), AND 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, OR SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES.

ANY PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF RECEIPT OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK  
DEPARTMENT OF ECONOMIC OPPORTUNITY  
OFFICE OF THE GENERAL COUNSEL  
107 EAST MADISON ST., MSC 110  
TALLAHASSEE, FLORIDA 32399-4128  
FAX: (850)921-3230  
AGENCY.CLERK@DEO.MYFLORIDA.COM

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF RECEIPT OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order Dismissing Petition for Administrative Hearing and Denying Petition for Waiver has been filed with the Agency Clerk of the Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, Florida 32399-4128, and that copies have been furnished to the parties listed and in the manner identified below on this 22nd day of September, 2016.

/s/  
Stephanie Chatham, Agency Clerk  
Department of Economic Opportunity  
107 East Madison Street, MSC 110  
Tallahassee, Florida 32399-4128  
Telephone: (850)245-7150  
Facsimile: (850)921-3230

By Certified US Mail  
Brant Hargrove, Esq.  
1291 Cedar Center Drive  
Tallahassee, FL, 32301

By Email Delivery  
Hillary Ryan, Esq.  
Bureau Chief  
Division of Community Development  
Department of Economic Opportunity  
Tallahassee, Florida 32399  
Hillary.Ryan@deo.myflorida.com

MONROE COUNTY BOARD OF COUNTY COMMISSIONERS

Notice of Intention to Consider Adoption of County Ordinance

The Board of County Commissioners of Monroe County, Florida gives notice of a proposed ordinance governing a telecommunications company placing or maintaining facilities in its roads or rights-of-way.

**PUBLIC HEARING TO BE HELD:**

DATE AND TIME: Wednesday, October 19, 2016, 3:00 p.m.  
PLACE: Marathon Government Center, 2798 Overseas Highway, Marathon, FL 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: The proposed ordinance amends the Monroe County Code to provide definitions, reasonable rules and regulations and permitting requirements relating to communication facilities within the County right-of-way.

A copy of the proposed ordinance can be obtained by calling the Monroe County Attorney’s Office at (305) 292-3470. On or after October 7, 2016, the proposed ordinance can also be viewed on the published October 19, 2016 meeting agenda at [www.monroecountyfl.iqm2.com](http://www.monroecountyfl.iqm2.com) or via the “Meetings and Agendas” link on the County’s website at [www.monroecounty-fl.gov](http://www.monroecounty-fl.gov).

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.