

## Section I

### Notice of Development of Proposed Rules and Negotiated Rulemaking

#### DEPARTMENT OF STATE

##### Division of Elections

RULE NO.: RULE TITLE:

1S-2.025 Voter Fraud Complaints

**PURPOSE AND EFFECT:** This rule is being amended to increase the efficiency of the elections fraud complaint referral process by streamlining how a legally cognizable complaint may be referred to a state attorney or statewide prosecutor.

**SUBJECT AREA TO BE ADDRESSED:** Procedures for referring fraud complaints.

**RULEMAKING AUTHORITY:** 20.10(3), 97.012(15), FS.

**LAW IMPLEMENTED:** 97.012(12), (15), FS.

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** Monday, April 11, 2016, at 11:00 a.m.

**PLACE:** Room 307, Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Brandy Hedges, at (850)245-6536, or Brandy.Hedges@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Jordan Jones, Assistant General Counsel, at (850)245-6536, or Jordan.Jones@dos.myflorida.com

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

#### DEPARTMENT OF EDUCATION

##### State Board of Education

RULE NO.: RULE TITLE:

6A-4.0021 Florida Teacher Certification Examinations

**PURPOSE AND EFFECT:** To adopt the new Florida Teacher Certification Examinations (FTCE) competencies and skills, effective September 1, 2017, for the following FTCE subject area: Exceptional Student Education K–12 and to adopt new passing scores effective September 1, 2016, for the following

examinations: Business Education 6–12 and Spanish K–12. The effect will be changes to the affected FTCE competencies and skills; and new passing score requirements for the affected examinations.

**SUBJECT AREA TO BE ADDRESSED:** Florida Teacher Certification Examinations.

**RULEMAKING AUTHORITY:** 1012.56(9), FS.

**LAW IMPLEMENTED:** 1012.56, FS.

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

**DATE AND TIME:** April 22, 2016, 10 a.m.-11 a.m.

**PLACE:** Florida Department of Education, Room 422B, 325 West Gaines St. Tallahassee, Florida, 32299 Conference Call: 1(888)670-3525, Conference Code: 4073661188.

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Phil Canto, Bureau Chief, Bureau of Postsecondary Assessment, Office of Assessment, Division of Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL, 32399, (850)245-0513. To submit a comment on this rule development, go to: <https://app1.fldoe.org/rules/default.aspx>

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

#### DEPARTMENT OF EDUCATION

##### State Board of Education

RULE NO.: RULE TITLE:

6A-6.0961 Florida Personal Learning Scholarship Accounts Program

**PURPOSE AND EFFECT:** To make changes based on 2016 statutory changes. The effect will be a rule consistent with governing statutes.

**SUBJECT AREA TO BE ADDRESSED:** Florida Personal Learning Scholarship Account.

**RULEMAKING AUTHORITY:** 120.536(1), 120.54, F.S.

**LAW IMPLEMENTED:** 1002.385, F.S.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Adam Miller, Executive Director, Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Ste. 1044, Tallahassee, Florida 32399-0400; (850)245-0502.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

RULE NOS.:	RULE TITLES:
40E-7.214	Policy
40E-7.216	Cure Notice
40E-7.218	Factors to Determine Whether a Contracting Entity Should be Placed on the Temporary or Permanent Suspension List

**PURPOSE AND EFFECT:** The Joint Administrative Procedures Committee recently reviewed the District’s Vendor Suspension Rules and advised the District of the need to amend the rules in order to correct a reference and state the circumstances and conditions for reinstatement after suspension.

**SUBJECT AREA TO BE ADDRESSED:** To implement the comments received from the Joint Administrative Procedures Committee and to make other minor changes. The proposed amendments are in the following rules: 40E-7.214, F.A.C. (Policy), and 40E-7.216, F.A.C. (Cure Notice) – Change position title of Director of Procurement to Procurement Bureau Chief; subsection 40E-7.216(1), F.A.C. (Cure Notice) – In the definition of “material breach” correct the referenced subsection; subsections 40E-7.218 (2) and (3), F.A.C. (Factors to Determine Whether a Contracting Entity Should be Placed on the Temporary or Permanent Suspension List) – Add reinstatement circumstances and conditions and change reference from Minority Business Enterprise Rule to Small Business Enterprise Contracting Program.

**RULEMAKING AUTHORITY:** 373.610 FS.

**LAW IMPLEMENTED:** 373.610 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Water Management District Clerk at 1(800)432-2045, x 6805 or (561)682-6805 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: Dorothy Bradshaw, Bureau Chief Procurement, South Florida Water

Management District, 3301 Gun Club Road, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, ext. 2823 or (561)862-2823, or by email:dbradsha@sfwmd.gov. For procedural questions, please contact Charron Follins, Senior Paralegal, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33416-4680, telephone: 1(800)432-2045, ext. 6293 or (561)682-6293 or by email: cfollins@sfwmd.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-7.214 Policy.

(1) through (2) No change.

(3) The District Governing Board, upon recommendation by the Procurement Bureau Chief ~~Director of Procurement~~, shall be authorized to temporarily or permanently suspend a contractor from doing business with the District. Suspension must be based on adequate evidence indicating that the contractor has materially breached its contract with the District.

(4) No change.

Rulemaking Authority 373.610 FS. Law Implemented 373.610 FS. History–New 4-1-03, Amended \_\_\_\_\_.

40E-7.216 Cure Notice.

(1) The Procurement Bureau Chief ~~Director of Procurement~~ shall establish whether a material breach as defined in subsection 40E-7.215(5)(4), F.A.C., has occurred. If the Procurement Bureau Chief ~~Director of Procurement~~ determines that a contracting entity materially breached its contract with the District, the Procurement Bureau Chief ~~Director of Procurement~~ shall initiate termination for default and suspension procedures.

(2) The Procurement Bureau Chief ~~Director of Procurement~~ shall notify the contracting entity of the material breach of its contract with the District by forwarding a Cure Notice sent Certified U.S. Mail, return receipt requested.

Rulemaking Authority 373.610 FS. Law Implemented 373.610 FS. History–New 4-1-03, Amended \_\_\_\_\_.

40E-7.218 Factors to Determine Whether a Contracting Entity Should be Placed on the Temporary or Permanent Suspension List.

(1) No change.

(2) In making such a determination, the District’s Governing Board shall consider the following factors:

(a) through (o) No change.

(p) Whether the breach involved a violation of the District’s Small Business Enterprise ~~MBE~~ Contracting Program Rule;

(q) No change.



agency at least 3 days before the workshop/meeting by contacting: Mary Anne Koos, (850)414-4321, maryanne.koos@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).

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: Mary Anne Koos, (850)414-4321, maryanne.koos@dot.state.fl.us.

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**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: April 7, 2016, 1:30 p.m.

PLACE: Hilton St. Petersburg Bayfront, 333 1st Street, South, St. Petersburg, FL 33701

**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: 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: 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).

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**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: April 8, 2016, 10:00 a.m.

PLACE: Hilton St. Petersburg Bayfront, 333 1st Street, South, St. Petersburg, FL 33701

**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: 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: 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).

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**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: April 7, 2016, 9:30 a.m.

PLACE: Hilton St. Petersburg Bayfront, 333 1st Street, South, St. Petersburg, FL 33701

**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: 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: 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).

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**EXECUTIVE OFFICE OF THE GOVERNOR**

Division of Emergency Management

The Division of Emergency Management announces a public meeting to which all persons are invited.

DATE AND TIME: April 11, 2016, 2:30 p.m.

PLACE: William E. Sadowski Office Building, 2555 Shumard Oak Blvd., Room 120L, Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** In accordance with the timeframe set forth in section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Invitation to bid (ITB-DEM-15-16-060) for FDEM Food and Beverage Service.

The Division reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Division will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with section 287.042(3), Florida Statutes, and will not re-advertise notice in the Florida Administrative Review (FAR). Access the VBS at: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

A copy of the agenda may be obtained by contacting: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd, Tallahassee, FL 32399, Phone: (850)410-1391, Email: [Tara.Walters@em.myflorida.com](mailto:Tara.Walters@em.myflorida.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, Phone: (850) 410-1391, Email: [Tara.Walters@em.myflorida.com](mailto:Tara.Walters@em.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).

#### WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

**DATE AND TIME:** April 6, 2016, 9:00 a.m.

**PLACE:** 7601 HWY 301 N, Tampa, FL 33637

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular monthly meeting to obtain feedback from interested persons on current pending permit applications. The agenda is available at [www.watermatters.org/calendar/calendar.php/](http://www.watermatters.org/calendar/calendar.php/)

A copy of the agenda may be obtained by contacting: Justin J. Eddy, (813)985-7481, ext. 2097.

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 Bureau Chief at 1(800)423-1476, ext. 4702; TDD (FL only) 1(800)231-6103 or email: [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).

#### WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District is participating in a US. Fish & Wildlife Service public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, April 6, 2016, 6:00 p.m.

**PLACE:** Arthur R. Marshall Loxahatchee National Wildlife Refuge Visitor Center, 10216 Lee Road, Boynton Beach, FL 33473, (The Visitor Center is behind Bedner's Farmer Fresh Market on US 441)

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The US Fish & Wildlife Services will hold a public meeting to update the public on the status of its License Agreement with the South Florida Water Management District and other accomplishments. Updates will be given on the 13 performance measures identified in the 2002 License Agreement, including exotic plant management, fire, science, and public use as well as updating the public on other Refuge accomplishments. Note: One or more South Florida Water Management District Governing Board members and Water Resources Advisory Commission members may be in attendance and participate at the event.

For more information contact: Rolf Olsen, (561)735-6022.

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: Steve Henry, (561)734-8303, TTY 1(800)877-8339 requests.

#### REGIONAL UTILITY AUTHORITIES

Peace River/Manasota Regional Water Supply Authority

The Peace River Manasota Regional Water Supply Authority announces a public meeting to which all persons are invited.

**DATE AND TIME:** April 6, 2016, 9:30 a.m.

**PLACE:** Manatee County Administrative Center, Commission Chambers, 1112 Manatee Avenue West, Bradenton, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Board of Directors will convene to conduct regular business of the Authority.

A copy of the agenda may be obtained by contacting: Linda Stewart at (941)316-1776 or email: [lstewart@regionalwater.org](mailto:lstewart@regionalwater.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: (941)316-1776. 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: (941)316-1776.

**DEPARTMENT OF ELDER AFFAIRS**  
**Long-Term Care Ombudsman Program**  
 The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.  
**DATES AND TIMES:** May 17, 2016, August 16, 2016; 10:00 a.m.- 11:00 a.m.  
**PLACE:** Lake Panasoffkee Parks and Recreation Community Center, 1582 County Road 459, Lake Panasoffkee, FL 33538  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Withlacoochee Council LTCOP business.  
 A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399; telephone: (850)414-2323, or email: LTCOPInformer@elderaffairs.org  
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: above referenced number. 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 ELDER AFFAIRS**  
**Long-Term Care Ombudsman Program**  
 The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.  
**DATE AND TIME:** April 7, 2016, 3:00 p.m. – 4:30 p.m.  
**PLACE:** Conference Call: Dial in: 1(888)670-3525; Participant Passcode: 780-930-7873  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** State Council Business  
 A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.  
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by

contacting: above referenced number. 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).

**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Medicaid**  
**RULE NO.:** **RULE TITLE:**  
 59G-4.125 Applied Behavior Analysis Services  
 The Agency for Health Care Administration announces a workshop to which all persons are invited.  
**DATE AND TIME:** April 7, 2016, 1:00 p.m. – 2:00 p.m.  
**PLACE:** Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, Florida 32308-5407  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of new Rule 59G-4.125, Florida Administrative Code, is to incorporate by reference the Florida Medicaid Behavior Analysis Services Coverage Policy, \_\_\_\_\_, and to revise the rule title. The purpose of new Rule 59G-4.125, F.A.C., is to incorporate by reference the Florida Medicaid Behavior Analysis Services Coverage Policy, \_\_\_\_\_, and to revise the rule title.  
 A copy of the agenda may be obtained by contacting: Heather Allman.  
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Heather Allman, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4024, e-mail: Heather.Allman@ahca.myflorida.com. Please note that a preliminary draft of the reference material, if available, will be posted prior to the public hearing at <http://ahca.myflorida.com/Medicaid/review/index.shtml>. 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: Heather Allman, telephone: (850)412-4024, e-mail: Heather.Allman@ahca.myflorida.com.

**DEPARTMENT OF MANAGEMENT SERVICES**  
**State Retirement Commission**  
 The State Retirement Commission announces a hearing to which all persons are invited.  
**DATES AND TIME:** April 28, 2016, 9:00 a.m. and April 29, 2016, 9:00 a.m.  
**PLACE:** Courtyard Marriott Lake Mary, 135 International Parkway, Lake Mary, Florida 32746

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephone: (850)487-2410.

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 15 days before the workshop/meeting by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephone: (850)487-2410. 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: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephone: (850)487-2410.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

The Department of Business and Professional Regulation, Board of Employee Leasing Companies announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, April 20, 2016, 10:00 a.m. or soon thereafter

PLACE: Via Telephone Conference Call. To Connect, dial 1(888)670-3525, Conference Pass code: 2295006118 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board

A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, or by calling their office at (850)487-1395

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940

North Monroe Street, Tallahassee, Florida 32399-0767, or by calling their office at (850)487-1395. 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: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

The Board of Pilot Commissioners announces a public meeting to which all persons are invited.

DATES AND TIMES: April 28, 2016, 1:30 p.m. CDT; April 29, 2016 9:00 a.m. CDT

PLACE: Hampton Inn Pensacola Beach Gulf Front, 2 Via de Luna Drive, Pensacola Beach, FL 32561 (850)932-6800.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business, Elections, Committee Meetings and Probable Cause Panel (portions of which may be closed to the public.)

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N. Monroe St., 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 7 days before the workshop/meeting by contacting: Board of Pilot Commissioners, 1940 N. Monroe St., 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, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982.

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATES AND TIMES: Wednesday, April 27, 2016, 9:00 a.m. - 5:00 p.m.; Thursday, April 28, 2016, 9:00 a.m. - 5:00 p.m.

PLACE: 3rd Floor Auditorium, Center of Excellence for Coral Reef Ecosystem Research, Nova Southeastern University Oceanographic Center, 8000 North Ocean Drive, Dania Beach, FL 33004

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FDEP Coral Reef Conservation Program is holding its biannual, two-day meeting of its Technical Advisory Committee (TAC). The TAC will be advising the Southeast Florida Coral Reef Initiative (SEFCRI) on its mission to develop and support the implementation of an effective strategy to preserve and protect southeast Florida's coral reefs and associated reef resources, emphasizing balance between resource use and protection, in cooperation with all interested parties.

Specifically, the TAC will be reviewing current status and trends on water quality issues, water quality monitoring, and a recent coral disease outbreak in southeast Florida to help advise the SEFCRI body.

A copy of the agenda may be obtained by contacting: David Cox by e-mail: David.F.Cox@dep.state.fl.us or by phone: (561)681-6691.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: David Cox at (561)681-6691. 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).

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: Monday, April 25, 2016, 6:00 p.m. – 7:30 p.m.

PLACE: Charlotte Harbor Environmental Center/Cedar Point, 2300 Placida Road, Englewood, FL 34224

GENERAL SUBJECT MATTER TO BE CONSIDERED: A draft Charlotte Harbor Aquatic Preserves Management Plan has been prepared by the Florida Coastal Office. The draft plan is available for viewing or download at [www.dep.state.fl.us/coastal/sites/charlotte/plan.htm](http://www.dep.state.fl.us/coastal/sites/charlotte/plan.htm). The Florida Coastal Office seeks public comment on the draft. Members of the Charlotte Harbor Aquatic Preserves Management Plan Advisory Committee have also been invited to attend, listen to comments, and may provide or respond to comments.

A copy of the agenda may be obtained by contacting: Mindy Brown at Melynda.A.Brown@dep.state.fl.us or (941)575-5861.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mindy Brown at (941)575-5861. 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).

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: Tuesday, April 26, 2016, 6:00 p.m. – 7:30 p.m.

PLACE: Charlotte Harbor Aquatic Preserves Office, 12301 Burnt Store Road, Punta Gorda, FL 33955

GENERAL SUBJECT MATTER TO BE CONSIDERED: A draft Charlotte Harbor Aquatic Preserves Management Plan has been prepared by the Florida Coastal Office. The draft plan is available for viewing or download at [www.dep.state.fl.us/coastal/sites/charlotte/plan.htm](http://www.dep.state.fl.us/coastal/sites/charlotte/plan.htm). The Florida Coastal Office seeks public comment on the draft. Members of the Charlotte Harbor Aquatic Preserves Management Plan Advisory Committee have also been invited to attend, listen to comments, and may provide or respond to comments.

A copy of the agenda may be obtained by contacting: Mindy Brown at Melynda.A.Brown@dep.state.fl.us or (941)575-5861.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mindy Brown at (941)575-5861. 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).

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: Wednesday, April 27, 2016, 6:00 p.m. – 7:30 p.m.

PLACE: Fort Myers Library, 1651 Lee Street, Fort Myers, FL 33901



GENERAL SUBJECT MATTER TO BE CONSIDERED: A draft Charlotte Harbor Aquatic Preserves Management Plan has been prepared by the Florida Coastal Office. The draft plan is available for viewing or download at [www.dep.state.fl.us/coastal/sites/charlotte/plan.htm](http://www.dep.state.fl.us/coastal/sites/charlotte/plan.htm). The Florida Coastal Office seeks public comment on the draft. Members of the Charlotte Harbor Aquatic Preserves Management Plan Advisory Committee have also been invited to attend, listen to comments, and may provide or respond to comments.

A copy of the agenda may be obtained by contacting: Mindy Brown at [Melynda.A.Brown@dep.state.fl.us](mailto:Melynda.A.Brown@dep.state.fl.us) or (941)575-5861.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mindy Brown at (941)575-5861. 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).

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

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

PLACE: Charlotte Harbor Aquatic Preserves Office, 12301 Burnt Store Road, Punta Gorda, FL 33955

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Charlotte Harbor Aquatic Preserves Management Plan Advisory Committee will meet to discuss comments at the public meetings - scheduled for April 25, 26, and 27, and separately noticed - and possible revisions to the draft Charlotte Harbor Aquatic Preserves Management Plan. The draft plan is available for viewing or download at [www.dep.state.fl.us/coastal/sites/charlotte/plan.htm](http://www.dep.state.fl.us/coastal/sites/charlotte/plan.htm).

A copy of the agenda may be obtained by contacting: Mindy Brown at [Melynda.A.Brown@dep.state.fl.us](mailto:Melynda.A.Brown@dep.state.fl.us) or (941)575-5861.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mindy Brown at (941)575-5861. 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).

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

The Myakka River Management Coordinating Council announces a public meeting to which all persons are invited.

DATE AND TIME: April 8, 2016, 9:30 a.m. – 12:30 p.m.

PLACE: SWFWMD Sarasota Service Office, 6750 Fruitville Road, Sarasota, Florida 34240

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Council Business for administering the Myakka River as a Wild and Scenic River.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: A copy of the agenda may be requested from Chris Oliver, Division of Recreation and Parks, District 4 Administration, 1843 S. Tamiami Tr. Osprey, FL 34229 or by calling (941)882-7206.

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: Chris Oliver, (941)882-7206. 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.

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#### DEPARTMENT OF HEALTH

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

DATE AND TIME: April 5, 2016, 3:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me number 1(888)670-3525, pass code 9908086106

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider cases where Probable Cause has previously been found.

A copy of the agenda may be obtained by contacting: [MQA.Nursing@flhealth.gov](mailto:MQA.Nursing@flhealth.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: (850)245-4125. 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.

**DEPARTMENT OF HEALTH**

Division of Family Health Services

The Florida Department of Health, Division of Community Health Promotion, Florida Coordinating Council for the Deaf and Hard of Hearing/Education/Medical/Outreach (EMO) Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 5, 2016, 8:30 a.m. – 9:30 a.m.

PLACE: Conference Call Only: 1(888)670-3525, conference code: 8338411399#

Communication Access Real-Time Translation Services: (CART) will be provided remotely via <http://www.streamtext.net/text.aspx?event=FCCDHH>

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The purpose of this conference call is to discuss:

New outreach person duties, resource guide, communicating with Legislators and other outreach/education ideas/business.

A copy of the agenda may be obtained by contacting: Kim Ingram (850)245-4330, Florida Department of Health.

**DEPARTMENT OF FINANCIAL SERVICES**

Division of State Fire Marshal

RULE NO.: RULE TITLE:

69A-51.010 Codes Adopted

The Division of State Fire Marshal, Boiler Safety Section, announces workshops to which all persons are invited.

DATE AND TIME: Monday, April 4, 2016, 9:30 a.m. – 11:30 a.m. or until business is concluded, whichever is earlier

PLACE: Division State Fire Marshal, 3rd Floor Conference Room, The Atrium Building, 325 John Knox Road, Tallahassee, FL

DATE AND TIME: Monday, April 11, 2016, 10:00 a.m. – 12:00 a.m. or until business is concluded, whichever is earlier.

PLACE: State of Florida, 1st Floor, Room N101, The Hurston Building, North Tower, 400 W. Robinson Street, Orlando, FL

DATE AND TIME: Tuesday, April 19, 2016, 9:00 a.m. - 11:00 a.m. or until business is concluded, whichever is earlier.

PLACE: Palm Beach County Planning & Zoning Department, Vista Center, 2300 North Jog Rd, West Palm Beach, FL

DATE AND TIME: Friday, May 6, 2016, 9:30 a.m. – 11:30 a.m. or until business is concluded, whichever is earlier.

PLACE: Brandon Regional Service Center, 311 Pauls Drive, Brandon, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The purpose of the workshops is to seek public input and recommendations on proposed amendments to Rules 69A-51.010, F.A.C., specifically the adoption of updates to the current State Boiler Code for the safe construction, installation, inspection, maintenance and repair of boilers.

A copy of the agenda may be obtained by contacting: Agenda and draft rule may be obtained by contacting Mike Burns, telephone: (850)413-3614, email: [mike.burns@myfloridacfo.com](mailto:mike.burns@myfloridacfo.com).

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

**CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.**

The Center for Independent Living in Central Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: March 31, 2016, 5:30 p.m.

PLACE: 720 North Denning Drive, Winter Park, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
CIL's 40th Anniversary Celebration planning meeting

**VHB**

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

DATE AND TIME: Tuesday, April 5, 2016, 5:30 p.m. –6:30 p.m., CT

PLACE: Crowne Plaza Pensacola Grand, 200 East Gregory Street, Pensacola, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

This is the first public meeting to be held as part of a community-based evaluation to provide for the long-term transportation needs within this regionally-significant corridor. The purpose of this meeting is to present project information, outline the master planning process, and present the project schedule. Maps, drawings, and other information will be on display. There will be no formal presentation; however, FDOT representatives will be available to discuss proposed improvements, answer questions, and receive comments.

A copy of the agenda may be obtained by contacting: Victoria Wilson, Project Manager for FDOT at 1074 Highway 90 Chipley, Florida 32428, by phone at (850)330-1279 or via email at [Victoria.Wilson@dot.state.fl.us](mailto:Victoria.Wilson@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: Victoria Wilson, FDOT Project Manager, toll free at 1(888)638-0250, extension 1279. 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: Ian Satter, District Public Information Director, at 1(888)638-0250, extension 1205 or via email at [ian.satter@dot.state.fl.us](mailto:ian.satter@dot.state.fl.us) or visit the project website at [www.i-110masterplanflorida.com](http://www.i-110masterplanflorida.com).

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

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### Drugs, Devices and Cosmetics

NOTICE IS HEREBY GIVEN that Division of Drugs, Devices and Cosmetics has received the petition for declaratory statement from Lucy Ketner, Payer Relations Coordinator on behalf of Prism Medical Products, LLC. (Petitioners), on March 1, 2016. The petition seeks the agency's opinion as to the applicability of Sections 499, Florida Statutes as it applies to the petitioner.

The Petition seeks a formal opinion from the Department as to whether the Petitioner is required to obtain a permit as a Medical Distributor license under Chapter 499, Florida Statutes to dispense wound care, ostomy, or urological supplies, more specifically the product Vashe Wound cleanser. A copy of the Petition for Declaratory Statement may be obtained by contacting: Dinah Greene, Division of Drugs, Devices and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047, (850)717-1800, [Dinah.Greene@myfloridalicense.com](mailto:Dinah.Greene@myfloridalicense.com), website: [http://interredesignalpha/dbpr/ddc/ddc\\_division\\_notices.html](http://interredesignalpha/dbpr/ddc/ddc_division_notices.html).

Please refer all comments to: Reggie Dixon, Division Director, Division of Drugs, Devices and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047, [Reggie.Dixon@myfloridalicense.com](mailto:Reggie.Dixon@myfloridalicense.com), website: [http://interredesignalpha/dbpr/ddc/ddc\\_division\\_notices.html](http://interredesignalpha/dbpr/ddc/ddc_division_notices.html). Except for good cause shown, motions to intervene or petitions for administrative hearings by persons whose substantial interests may be affected must be filed within 21 days after publication of (or such later time as is specified in) the notice in the Florida Administrative Register.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### Drugs, Devices and Cosmetics

NOTICE IS HEREBY GIVEN that Division of Drugs, Devices and Cosmetics has received the petition for declaratory statement from Karen Asher-Cohen, Attorney on behalf of Exegi Pharma, LLC, on March 11, 2016. The petition seeks the agency's opinion as to the applicability of Sections 499.01(2) (c), 499.003, Florida Statutes as it applies to the petitioner.

The Petition seeks a formal opinion from the Department as to whether the Petitioner is required to obtain a permit as a Nonresident Prescription Drug Manufacturer under Chapter 499, Florida Statutes to sell Visbiome™ Extra Strength a medical food.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Dinah Greene, Division of Drugs, Devices and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047, (850)717-1800, [Dinah.Greene@myfloridalicense.com](mailto:Dinah.Greene@myfloridalicense.com), website: [http://interredesignalpha/dbpr/ddc/ddc\\_division\\_notices.html](http://interredesignalpha/dbpr/ddc/ddc_division_notices.html). Please refer all comments to: Reggie Dixon, Division Director, Division of Drugs, Devices and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047, [Reggie.Dixon@myfloridalicense.com](mailto:Reggie.Dixon@myfloridalicense.com), website: [http://interredesignalpha/dbpr/ddc/ddc\\_division\\_notices.html](http://interredesignalpha/dbpr/ddc/ddc_division_notices.html). Except for good cause shown, motions to intervene or petitions for administrative hearings by persons whose substantial interests may be affected must be filed within 21 days after publication of (or such later time as is specified in) the notice in the Florida Administrative Register.

### DEPARTMENT OF HEALTH

#### Board of Athletic Training

NOTICE IS HEREBY GIVEN that the Board of Athletic Training has received the petition for declaratory statement from Paul Bruning, DHA. The petition seeks the agency's opinion as to the applicability of Section 468.713, F.S. as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 468.713, F.S., as to whether athletic trainers, licensed within the state of Florida, provide corticosteroid injections within the physician office setting.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Jennifer Wenhold, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

### DEPARTMENT OF HEALTH

#### Division of Emergency Preparedness and Community Support

NOTICE IS HEREBY GIVEN that the Division of Emergency Preparedness and Community Support has received a Petition for Declaratory Statement from Lee Memorial Hospital on March 21, 2016. The petition seeks an interpretation of Rule 64J-2.019, F.A.C., and §395.4036, F.S., as it applies to the petitioner. Specifically, regarding the "operated by a public hospital" language that was removed from the rule via promulgation which became effective December 21, 2015. Motions to intervene or requests for an agency hearing must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Florida Department of Health, (via mail) 4052 Bald Cypress Way, Bin #A-02, Tallahassee, FL 32399-1703, (via hand delivery) 2585 Merchants Row Blvd., Prather Building, Suite 110, Tallahassee, FL, (850)245-4005, Shannon.Revels@flhealth.gov.

Please refer all comments to: Agency Clerk, Florida Department of Health, at the above addresses or telephone number; or by facsimile transmission to (850)413-8743.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal (Department), has received the petition for declaratory statement from David Woodside, President of Florida Fire Marshals and Inspectors Association (Petitioner) on March 17, 2016. The petition seeks the agency's opinion as to the applicability of FFPC/NFPA 1:13.3.2.26.4 as it applies to the petitioner.

The Petition seeks the Department's opinion as to whether FFPC/NFPA 1:13.3.2.26.4, exempts an existing high-rise apartment occupancy building that is not protected by approved automatic fire sprinkler system from providing an Engineered Life Safety System as required by FFPC/NFPA 101:31.3.5.11.3, and whether 101:31.3.5.11.3, require a Engineered Life Safety System for existing high-rise apartment occupancy buildings if the building does not have an approved automatic fire sprinkler system.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Melissa E. Dembicer, Assistant General Counsel, Division of Legal Services, 612 Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, (850)413-5829, email: melissa.dembicer@myfloridacfo.com

Please refer all comments to: Melissa E. Dembicer. Responses, motions to intervene, or requests for an agency 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 filed with the Division of Administrative Hearings on the following rules:

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

University of Florida

UF - 608 McCarty Parking Garage

NOTICE TO DESIGN/BUILDER:

The University of Florida Board of Trustees announces that Design/Build services will be required for the project listed below:

Project: UF-608, McCarty Parking Garage (Gainesville, FL)

The project consists of an estimated 752 parking spaces, six level parking structure located on the parcel just south of McCarty Hall. In addition, this project may also include a four story liner building with approximately 30,000 gross square feet. The project shall provide for all necessary utility extensions and services, bicycle paths and pedestrian walkways required to get users safely to road crossings or bus stops. It also provides for landscaping, ADA design and provisions, State Fire Marshall approvals, ample lighting and other safety features as required by the University. In addition, this project is seeking minimum Green Garage Certification from Green Parking Council in conjunction with the International Parking Institute.

The total construction budget is approximately \$17,000,000.00 (excluding liner building), including site improvements, underground utilities, fees, surveys & tests, total building comissioning, furnishings & equipment, and contingencies.

Construction shall be “fast-tracked” to begin in September 2016 and end in November 2017. Green Garage Certification by the U.S. Green Building Council is mandatory.

The contract for design/build services will consist of two parts. Part one services include design, construction administration, value engineering, constructability analyses, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) proposal based on 60/100% Construction Documents, for which the design/builder will be paid a fixed fee.

If the GMP is accepted, part two, the construction phase, will be implemented. In part two of the contract, the design/builder becomes the single point of responsibility for completion of the construction documents, performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for part one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the design/builder’s contract.

Blanket design professional liability insurance will be required from the architect, mechanical, electrical, plumbing, fire protection, structural, and civil engineering consultants for this project and will be provided as a part of Basic Services. The selected applicant will also be required to provide insurance coverage for General Liability, Automotive Liability, Workers’ Compensation, and Builder’s Risk.

Plans and specifications for University of Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes.

Applicants will be evaluated on the basis of their past performance, experience, personnel, design and construction ability, references, bonding capacity, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant must be licensed to practice as a general contractor in the State of Florida and the applicant or its architectural, landscape architectural, and engineering consultants must possess current design licenses from the appropriate governing board and be properly registered to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Applicants desiring to provide design/build services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be prepared as specified in the DBQS Instructions and shall include:

1. A Letter of Application that concisely illustrates the applicant’s understanding of the scope of services,

schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.

2. Company information and signed certification.
3. A completed, project-specific "Design/Builder Qualifications Supplement" (DBQS) proposal. Applications on any other form will not be considered.
4. Resumes, LEED accreditation, and other pertinent credentials for all proposed staff (applicant and consultants).
5. Proof of the applicant’s corporate status in Florida (if applicable) and copies of current licenses for all construction, architectural, landscape architectural, and engineering entities (applicant firm and consulting firms) from the appropriate governing board.
6. Proof of bonding capacity and proof of design consultants’ (architecture and engineering) ability to be insured for the level of professional liability coverage demanded for this project.

As required by Section 287.133, Florida Statutes, an applicant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected design/builder must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal – including the project-specific DBQS forms, instructions, Project Fact Sheet, facilities program, UF Design and Commissioning Services Guide, UF Design and Construction Standards, standard University of Florida Owner-Design/Builder agreement, and other project and process information – can be found on the Planning Design & Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Planning Design & Construction office by 3:00 PM local time on April 22, 2016. Facsimile (FAX) submittals are not acceptable and will not be considered.

Planning Design & Construction  
245 Gale Lemerand Drive / P.O. Box 115050  
Gainesville, FL 32611-5050  
Telephone: (352)273-4000  
Internet: [www.facilities.ufl.edu](http://www.facilities.ufl.edu)

## DEPARTMENT OF EDUCATION

Florida Atlantic University

Mechanical/Electrical/Plumbing (MEP) Engineering Services  
- Continuing Contract

## MEP CONTINUING SERVICES CONTRACT

FLORIDA ATLANTIC UNIVERSITY – ALL CAMPUSES  
NOTICE TO PROFESSIONAL CONSULTANTS

Project Number: NA

Project Name: Mechanical/Electrical/Plumbing Engineering  
Services – Continuing Contracts

Project Location: Florida Atlantic University

The Florida Atlantic University Board of Trustees requests qualifications from engineering firms to provide Mechanical / Electrical / Plumbing (MEP) Engineering Services, for Florida Atlantic University's Campuses, special purpose centers/sites and instruction sites.

Project Description: Projects included in the scope of this agreement will be specific projects for renovations, alteration, additions and/or repairs of existing occupied buildings including building system upgrades. A minimum of three (3) firms will be selected under this Continuing Contract and will be responsible for assigned projects having estimated construction costs, planning or study fees not exceeding the threshold amounts of \$2,000,000.00 (construction) and \$200,000.00 (planning or study fees) respectively. This contract will be for an initial period of one (1) year with an option to renew for two (2) additional one (1) year terms, to be evaluated annually, for a total of three (3) years. Blanket professional liability insurance will be required for this project in the amount of \$1,000,000.

## INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. A completed "Florida Atlantic University Professional Qualifications Supplement" (FAUPQS Revised August 2008). Applications on any other form may not be considered.

Selection of finalists for interview will be made on the basis of professional qualifications, including experience and ability; past experience; design ability; volume of work; and distance from project.

2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit 5 (five) bound sets of the above requested data packaged in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned. As required by

Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$35,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Sole Point of Contact: The FAU Professional Qualifications Supplement, the Project Fact Sheet, and the Professional Services Guidelines are available online at <http://www.fau.edu/facilities/avp/AE-CM-advertise-home.php> or by contacting the University's Sole Point of Contact for this project, (Azita Dashtaki Dotiwala, Campus Planner, FAU Boca Raton Campus CO69 Rm. 109, (561)297-0425 or [dashtaki@fau.edu](mailto:dashtaki@fau.edu)). From the date of issuance of this Notice until a final selection of a consultant is made or a notice of cancellation is posted, the consultant must not make available or discuss its proposal, or any part thereof, with any FAU employee and/or any member of the Selection Committee, unless permitted by the Sole Point of Contact, in writing, for purposes of clarification only, as set forth herein. Any individual associated with a consultant who contacts an FAU employee and/or member of the Selection Committee, regarding any aspect of this project, whether such contact be in person, telephone, or through electronic or written correspondence, may be determined to have violated the terms and conditions of this solicitation. If that determination is made, any proposal received from such an individual OR their company may be rejected as non-responsive and not subject to evaluation. If there are any changes or additions to the Sole Point of Contact information at any time in the process, participating consultants will be notified via an addendum to the Notice.

Questions regarding the Notice and/or process should be submitted via fax or email to the Sole Point of Contact. No oral communications shall be considered as a change to the Notice. FAU may respond to questions deemed by the University to be material in nature via a written addendum to the Notice. Interpretation of the wording of this document shall be the responsibility of the FAU and that interpretation shall be final.

All postings referred to in this Notice will be posted electronically on the FAU Facilities Management website: <http://www.fau.edu/facilities/avp/AE-CM-advertise-home.php>. At all times it shall remain the responsibility of the consultants participating in this solicitation to check the postings at the Campus Operations Building CO#69 directory and/or the Purchasing Department in the Administration Building. No further notice will be given.

Five (5) bound copies and an electronic file (CD or flash drive with Adobe Acrobat PDF format) of the required proposal data shall be submitted to: Office of Design and Construction Services, Florida Atlantic University, 777 Glades Road, Campus Operations Building #69-Room 111, Boca Raton, Florida 33431 by 4:00 P.M. local time, on Tuesday, April 26, 2016. In an effort to be sustainable, submittals shall be printed double sided (total 20 sheets/40 pages), on recycled paper and the submittal is to be either stapled or GBC bound (no three ring binders). Facsimile (FAX) submittals are not acceptable and will not be considered.

**DEPARTMENT OF EDUCATION**

University of North Florida

ITB 16-16 Parking Lots LED Lighting Upgrade

**NOTICE TO CONTRACTORS**

ITB 16-16 Parking Lots LED Lighting Upgrade

The University of North Florida Board of Trustees, a public body corporate, is soliciting bids to electrical contractors for LED lighting upgrades for several parking lots located at 1 UNF Drive, Jacksonville, FL 32224.

The scope of work includes retrofitting existing parking lot poles with the UNF approved LED fixtures. Fixtures other than those specified as the basis of design must be submitted and approved not later than close of questions on April 12, 2016. See the bid documents, drawings and specifications for the full scope of work.

The successful contractor is responsible for understanding and complying with all applicable local, state and federal occupational safety and health regulations pertaining to the scope of work outlined in this ITB.

The preliminary schedule for this ITB:

Advertisement	March 25, 2016
Mandatory Pre-Bid Meeting	April 6, 2016 @ 1:30 p.m.
Deadline for questions	April 12, 2016
Response to questions	April 14, 2016
Bids due	April 21, 2016 @ 2 p.m.

Minority business participation is strongly recommended and supported by the University of North Florida.

A performance and payment bond for 100 percent of the amount of the bid will be required of the successful contractor for any project with a cost that exceeds \$100,000.

As required by §287.133, Fla. Stat., a contractor may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Contractor shall have established equal opportunity practices which conform to all laws against discrimination and prohibits discrimination based on race, creed, color, sex, age, national origin, marital status or religion; neither contractor nor any subcontractor or other person, firm or business entity with whom it would be engaged in a combined effort to perform the services has hired any person who is an officer or employee of UNF.

Full sets of bidding documents and descriptive project information may be obtained online at the UNF Procurement Services department website: [http://www.unf.edu/procurement/Bids\\_and\\_Notices.aspx](http://www.unf.edu/procurement/Bids_and_Notices.aspx).

Submit one complete copy of your bid response in full accordance with the requirements of the bid document to:

University of North Florida Procurement Services Department  
 Hicks Hall, Suite 2950  
 1 UNF Drive  
 Jacksonville, Florida 32224

Sealed bids must be received no later than 2 p.m. Eastern Standard Time on April 21, 2016. Facsimile (fax) or email submittals are not acceptable and will not be considered.

**BRASFIELD & GORRIE, LLC**

**INVITATION TO BID**

Brasfield & Gorrie, LLC will now be taking sealed bid proposals for the CONCRETE PAVING SCOPE on the UF Stephen C. O’Connell Center Expansion and Renovation project in Gainesville, FL. Sealed Bids are due by no later than March 30, 2016. Sealed bids must either be hand delivered or mailed to the following address:

Brasfield & Gorrie, LLC  
 c/o Adam Cowan  
 941 West Morse Blvd., Suite 200  
 Winter Park, FL 32789

For any questions, please contact:

Steven Nickels  
[snickels@brasfieldgorrie.com](mailto:snickels@brasfieldgorrie.com)  
 (407)562-4661

**Section XII  
 Miscellaneous**

**DEPARTMENT OF HEALTH**

Board of Nursing

**Notice of Emergency Action**

On March 24, 2016, Interim State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of William C. Rome, R.N., License # RN 3192782. This Emergency Restriction Order was predicated upon the Interim 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 Interim 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 March 24, 2016, Interim State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Barbara Renee Guzman, R.N., License# RN 9233510. This Emergency Restriction Order was predicated upon the Interim 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 Interim 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 March 24, 2016, Interim State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Ali Cara Lovins, R.N., License # RN 2809722. This Emergency Suspension Order was predicated upon the Interim 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 Interim 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 March 24, 2016, Interim State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Mariah H. Patterson, R.Ph., License # PS 38608. This Emergency Suspension Order was predicated upon the Interim 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 Interim 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.