

Section I Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

RULE NO.: RULE TITLE:
60H-11.001 Arthur G. Dozier School for Boys
 Memorials

PURPOSE AND EFFECT: The purpose of this rule is to implement the Arthur G. Dozier School for Boys Memorials design requirements in accordance with section 265.007, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Memorials at the Capitol Complex and in Jackson County, Florida, as statutorily required in section 265.007, Florida Statutes

RULEMAKING AUTHORITY: 265.007 FS.

LAW IMPLEMENTED: 265.007 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: Kim Vickery, 4050 Esplanade Way, Suite 315, Tallahassee, FL 32399; Kimberly.Vickery@dms.myflorida.com; (850)487-9928

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:
62-4.600 Public Notice of Pollution

PURPOSE AND EFFECT: The Department of Environmental Protection (Department) is developing procedural rules to implement the Public Notice of Pollution Act (the Act), Section 403.077, F.S., which was passed by the Legislature and signed into law by the Governor in 2017 (SB 1018 and Chapter 2017-95, Laws of Florida). The Act requires owners and operators of installations to notify the Department of reportable pollution releases within 24 hours of discovery. The Department’s rulemaking will include the adoption of a form and directions on how to electronically submit the notices to the Department.

SUBJECT AREA TO BE ADDRESSED: The Public Notice of Pollution Act, passed in 2017, requires owners and operators of installations to notify the Department of reportable pollution

releases within 24 hours of discovery. The Act further requires the Department to post all notices it receives on its website within 24 hours of receipt and to create an electronic mailing list to allow interested persons to receive announcements of any such notices. The Department is developing procedural rules to implement the Act.

RULEMAKING AUTHORITY: 403.077 FS.

LAW IMPLEMENTED: 403.077 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: Stephanie Gudeman, 2600 Blair Stone Road MS #3500, Tallahassee, Florida 32399, (850)245-8814, stephanie.gudeman@dep.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

62-4.600 Public Notice of Pollution

All notices of reportable pollution releases that must be submitted to the Department pursuant to Section 403.077, Florida Statutes, shall be submitted by completing the online form at www.floridadep.gov/pollutionnotice or by completing and sending Form 62-4.600, Notice of Reportable Pollution Release, hereby adopted and incorporated by reference, and available at [\(hyperlink\)](#) or www.floridadep.gov/pollutionnotice, by email to: pollution.notice@dep.state.fl.us. Persons interested in receiving announcements of reportable pollution notices can subscribe to a mailing list at www.floridadep.gov/pollutionnotice.
Rulemaking Authority 403.077 FS. Law Implemented 403.077, 403.088 FS. History–New _____.

DEPARTMENT OF HEALTH

Division of Children’s Medical Services

RULE NOS.: RULE TITLES:
64C-8.001 Definitions Used in the Child Protection
 Team Rule
64C-8.002 Child Protection Team Organization, Roles
 and Responsibilities
64C-8.003 Child Protection Team Services
64C-8.004 Waivers

PURPOSE AND EFFECT: The purpose of this rulemaking is to update language regarding specific standards for the operation of the statewide Child Protection Teams, including definitions, organization, roles and responsibilities, eligibility,

services and their availability, qualifications of staff, and a waiver process.

SUBJECT AREA TO BE ADDRESSED: Child Protection Team Standards

RULEMAKING AUTHORITY: 39.3031, FS.

LAW IMPLEMENTED: 39.303, 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: Peggy Scheuermann, Chief, Bureau of Child Protection and Special Technology, Division of Children’s Medical Services, (850)245-4200 or Peggy.Scheuermann@flhealth.gov

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

DEPARTMENT OF HEALTH

Division of Children’s Medical Services

RULE NOS.: RULE TITLES:

- 64C-9.005 Definitions
- 64C-9.006 Sexual Abuse Treatment Program Organization, Roles and Responsibilities
- 64C-9.007 Eligibility Criteria
- 64C-9.008 Waivers

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt rules related to the Sexual Abuse Treatment Program as provided in 2017 amendments to section 39.3031, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Standards for Sexual Abuse Treatment Programs for program organization, roles and responsibilities, and eligibility criteria.

RULEMAKING AUTHORITY: 39.3031, FS

LAW IMPLEMENTED: 39.303, 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: Peggy Scheuermann, Chief, Bureau of Child Protection and Special Technology, Division of Children’s Medical Services, (850)245-4200 or Peggy.Scheuermann@flhealth.gov

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

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NOS.: RULE TITLES:

- 64D-3.031 Notification by Laboratories
- 64D-3.037 Authority of the DOH County Health Department Director or Administrator and State Health Officer

64D-3.038 Quarantine Orders and Requirements

64D-3.041 Epidemiological Investigations

PURPOSE AND EFFECT: To update rule language and implement revised statutes.

SUBJECT AREA TO BE ADDRESSED: Communicable Disease Reporting

RULEMAKING AUTHORITY: 381.0011, 381.003(2), 381.0031(7), (8), 384.33, 392.66 381.0011, 381.00315(4), (5), (6) FS.

LAW IMPLEMENTED: 154.04, 381.0011, 381.0012, 381.003, 381.0031, 381.00315(1)(b)4.,(4),(5), 384.25, 384.26, 384.28, 392.53(1), 392.54, 392.56, 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: Janet Hamilton, MPH, Bureau of Epidemiology, Florida Department of Health, Bin A12, 4052 Bald Cypress Way, Tallahassee, FL 32399-1720; (850)245-4401; Janet.Hamilton@flhealth.gov.

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

**Section II
Proposed Rules**

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

- 40D-8.624 Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt revised minimum and guidance levels for Lake Aurora located in Polk County. The effect of the rule is to support the District’s water supply planning, water use permitting, and environmental resource permitting programs.

SUMMARY: Section 373.042, F.S., requires the District to establish minimum flows and levels for lakes, wetlands, rivers and aquifers within the District’s boundaries. Section 373.0421(3), F.S., further requires the District to periodically reevaluate and revise adopted minimum flows and levels. This

rulemaking is necessary to adopt new guidance and minimum levels for Lake Aurora located in Polk County. The establishment and periodic evaluation of minimum levels is required by statute to ensure that the minimum hydrologic requirements of the water resources and ecology of this lake are maintained. The revised minimum and guidance levels for Lake Aurora are being developed using previously peer-reviewed, Governing Board adopted methods.

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 District conducted an economic review of the revisions to the rule and determined that the impact or regulatory cost, if any, of the revisions will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S. The revised minimum levels for this lake is unlikely to constitute an additional significant regulatory constraint on groundwater or surface water withdrawals in the area due to existing resource conditions and regulatory constraints in the basin.

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: 373.044, 373.113, 373.171, FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709, 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: Doug Leeper, MFL Program Lead, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4272. A2017023-3

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-8.624 Guidance and Minimum Levels for Lakes.

(1) through (11) No change.

(12) Levels for lakes established during or after August 7, 2000, are set forth in the following table. After the High

Minimum Lake Level and Minimum Lake Level elevation for each lake is a designation indicating the Method used, as described in subsection 40D-8.624(8), F.A.C., to establish the level. Compliance with the High Minimum and Minimum Lake Levels is determined pursuant to paragraphs (6)(b) and (7)(b) above. Guidance Levels established prior to August 7, 2000, are set forth in Table 8-3 in subsection 40D-8.624(13), F.A.C., below.

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
(a) through (y) No change.		-	-	-	-
(z) In Polk County Within the Peace River Basin		-	-	-	-
	Annie, Lake S-3, T-29S, R-27E No change.	-	-	-	-
	<u>Aurora Lake S13, T30S, R28E</u>	<u>101.1'</u> -	<u>100.3'</u> -	<u>97.3'</u> -	<u>96.1'</u> -
	Bonnie, Lake S-31, T-29S, R-28E through Wailes, Lake S-01, T-30S, R-27E No change.	-	-	-	-
(a) through (cc) No change.		-	-	-	-

(13) Guidance Levels established for lakes prior to August 7, 2000, are set forth in the following table:

Table 8-3 Guidance Water Levels adopted prior to August 7, 2000			
Location of Impoundment by County and Basin	High Level in Feet Above Mean Sea Level (msl)	Low Level in Feet Above Mean Sea Level (msl)	Extreme Low Level in Feet Above Mean Sea Level (msl)
(a) through (y) No change.	-	-	-
(z) In Polk County Within the Peace River Basin	-	-	-
Ada, Lake S33, T28S, R27E through Ariana, Lake S3, T28S, R25E, No Change.	-	-	-
Aurora, Lake S13, T30S, R28E	100.00'	97.00'	95.00'
Banana, Lake S10, T29S, R24E through Winterset, Lake S11, T29S, R26E, No Change.	-	-	-
(aa) through (cc) No change.	-	-	-

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.624 Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt revised minimum and guidance levels for Lake Easy located in Polk County. The effect of the rule is to support the District’s water supply planning, water use permitting, and environmental resource permitting programs.

SUMMARY: Section 373.042, F.S., requires the District to establish minimum flows and levels for lakes, wetlands, rivers and aquifers within the District’s boundaries. Section 373.0421(3), F.S., further requires the District to periodically reevaluate and revise adopted minimum flows and levels. This rulemaking is necessary to adopt new guidance and minimum levels for Lake Easy located in Polk County. The establishment and periodic evaluation of minimum levels is required by statute to ensure that the minimum hydrologic requirements of the water resources and ecology of this lake are maintained. The revised minimum and guidance levels for Lake Easy are being developed using previously peer-reviewed, Governing Board adopted methods.

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 District conducted an economic review of the revisions to the rule and determined that the impact or regulatory cost, if any, of the revisions will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S. The revised minimum levels for this lake is unlikely to constitute an additional significant regulatory constraint on groundwater or surface water withdrawals in the area due to existing resource conditions and regulatory constraints in the basin.

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 373.044, 373.113, 373.171 FS. Law Implemented 373.036, 373.042, 373.0421, 373.086, 373.709 FS. History—New 6-7-78, Amended 1-22-79, 4-27-80, 10-21-80, 12-22-80, 3-23-81, 4-14-81, 6-4-81, 10-15-81, 11-23-81, 1-5-82, 3-11-82, 5-10-82, 7-4-82, 9-2-82, 11-8-82, 1-10-83, 4-3-83, 7-5-83, 9-5-83, 10-16-83, 12-12-83, 5-8-84, 7-8-84, 12-16-84, 2-7-85, 5-13-85, 6-26-85, 11-3-85, 3-5-86, 6-16-86, Formerly 16J-8.678, Amended 9-7-86, 2-12-87, 9-2-87, 2-18-88, 6-27-88, 2-22-89, 3-23-89, 9-26-89, 7-26-90, 10-30-90, 3-3-91, 9-30-91, 10-7-91, 7-26-92, 3-1-93, 5-11-94, 6-6-96, 2-23-97, 8-7-00, 1-8-04, 12-21-04 (13), 12-21-04 (13), 6-5-05, 5-2-06, 1-1-07, 2-12-07, 1-10-08, 2-18-08, 4-7-08, 5-20-08, 5-10-09, 4-13-11, 3-12-12, 11-25-12, 2-21-13 (12)(f), 2-21-13 (12)-(13), 9-3-13, 1-7-15, 7-1-15, 9-21-15, 11-30-16, 12-28-16, 2-12-17 (12)(s), 2-12-17 (12)(z), 2-12-17 (12)(z), 2-19-17 (12)(l), 2-19-17 (12)(q), 3-2-17 (12)(l), 3-2-17 (12)(z), 3-22-17, 4-2-17 (12)(q), 4-2-17 (12)(z), 4-20-17 (12)(i), 4-20-17 (12)(i), ____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Southwest Florida Water Management District
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 25, 2017
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 11, 2017

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171, FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709, 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:

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-8.624 Guidance and Minimum Levels for Lakes.

(1) through (11) No change.

(12) Levels for lakes established during or after August 7, 2000, are set forth in the following table. After the High Minimum Lake Level and Minimum Lake Level elevation for each lake is a designation indicating the Method used, as described in subsection 40D-8.624(8), F.A.C., to establish the level. Compliance with the High Minimum and Minimum Lake Levels is determined pursuant to paragraphs (6)(b) and (7)(b) above. Guidance Levels established prior to August 7, 2000, are set forth in Table 8-3 in subsection 40D-8.624(13), F.A.C., below.

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
(a) through (y) No change.		-	-	-	-
(z) In Polk County Within the Peace River Basin		-	-	-	-

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
	Annie, Lake S-3, T-29S, R-27E through Eagle Lake S-01, T-29S, R-25E No change.	-	-	-	-
	<u>Easy, Lake S19, T30S, R28E</u>	<u>110.6'</u>	<u>109.8'</u>	<u>106.5'</u>	<u>105.4'</u>
	Hancock, Lake S-08, T-29S, R-25E through Wailes, Lake S-01, T-30S, R-27E No change.	-	-	-	-
(a) through (cc) No change.		-			

(13) Guidance Levels established for lakes prior to August 7, 2000, are set forth in the following table:

Table 8-3 Guidance Water Levels adopted prior to August 7, 2000			
Location of Impoundment by County and Basin	High Level in Feet Above Mean Sea Level (msl)	Low Level in Feet Above Mean Sea Level (msl)	Extreme Low Level in Feet Above Mean Sea Level (msl)
(a) through (y) No change.	-	-	-
(z) In Polk County Within the Peace River Basin	-	-	-
Ada, Lake S33, T28S, R27E through Lake Dexter S2, T29S, R26E, No Change.	-	-	-
Easy, Lake S19, T30S, R28E	115.25'	113.00'	111.00'
Echo, Lake S05, T28S, R26E through Winterset, Lake S11, T29S, R26E, No Change.	-	-	-
(aa) through (cc) No change.	-	-	-

NAME OF PERSON ORIGINATING PROPOSED RULE: Doug Leeper, MFL Program Lead, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4272. 2017038-4

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 29, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 11, 2017

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-8.624 RULE TITLE: Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt revised minimum and guidance levels for Lake Eva located in Polk County. The effect of the rule is to support the District's water supply planning, water use permitting, and environmental resource permitting programs.

SUMMARY: Section 373.042, F.S., requires the District to establish minimum flows and levels for lakes, wetlands, rivers and aquifers within the District's boundaries. Section 373.0421(3), F.S., further requires the District to periodically reevaluate and revise adopted minimum flows and levels. This rulemaking is necessary to adopt new guidance and minimum levels for Lake Eva located in Polk County. The establishment and periodic evaluation of minimum levels is required by statute to ensure that the minimum hydrologic requirements of the water resources and ecology of this lake are maintained. The revised minimum and guidance levels for Lake Eva are being developed using previously peer-reviewed, Governing Board adopted methods.

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.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.036, 373.042, 373.0421, 373.086, 373.709 FS. History—New 6-7-78, Amended 1-22-79, 4-27-80, 10-21-80, 12-22-80, 3-23-81, 4-14-81, 6-4-81, 10-15-81, 11-23-81, 1-5-82, 3-11-82, 5-10-82, 7-4-82, 9-2-82, 11-8-82, 1-10-83, 4-3-83, 7-5-83, 9-5-83, 10-16-83, 12-12-83, 5-8-84, 7-8-84, 12-16-84, 2-7-85, 5-13-85, 6-26-85, 11-3-85, 3-5-86, 6-16-86, Formerly 16J-8.678, Amended 9-7-86, 2-12-87, 9-2-87, 2-18-88, 6-27-88, 2-22-89, 3-23-89, 9-26-89, 7-26-90, 10-30-90, 3-3-91, 9-30-91, 10-7-91, 7-26-92, 3-1-93, 5-11-94, 6-6-96, 2-23-97, 8-7-00, 1-8-04, 12-21-04 (13), 12-21-04 (13), 6-5-05, 5-2-06, 1-1-07, 2-12-07, 1-10-08, 2-18-08, 4-7-08, 5-20-08, 5-10-09, 4-13-11, 3-12-12, 11-25-12, 2-21-13 (12)(f), 2-21-13 (12)-(13), 9-3-13, 1-7-15, 7-1-15, 9-21-15, 11-30-16, 12-28-16, 2-12-17 (12)(s), 2-12-17 (12)(z), 2-12-17 (12)(z), 2-19-17 (12)(l), 2-19-17 (12)(q), 3-2-17 (12)(l), 3-2-17 (12)(z), 3-22-17, 4-2-17 (12)(q), 4-2-17 (12)(z), 4-20-17 (12)(i), 4-20-17 (12)(i), ____.

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 District conducted an economic review of the revisions to the rule and determined that the impact or regulatory cost, if any, of the revisions will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S. The revised minimum levels for this lake is unlikely to constitute an additional significant regulatory constraint on groundwater or surface water withdrawals in the area due to existing resource conditions and regulatory constraints in the basin.

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: 373.044, 373.113, 373.171, FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709, 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: Doug Leeper, MFL Program Lead, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4272. 2016042-3

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-8.624 Guidance and Minimum Levels for Lakes.

(1) through (11) No change.

(12) Levels for lakes established during or after August 7, 2000, are set forth in the following table. After the High Minimum Lake Level and Minimum Lake Level elevation for each lake is a designation indicating the Method used, as described in subsection 40D-8.624(8), F.A.C., to establish the level. Compliance with the High Minimum and Minimum Lake Levels is determined pursuant to paragraphs (6)(b) and (7)(b) above. Guidance Levels established prior to August 7, 2000, are set forth in Table 8-3 in subsection 40D-8.624(13), F.A.C., below.

Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
(a) through (y) No change.		-	-	-	-
(z) In Polk County Within the Peace River Basin		-	-	-	-
	Annie, Lake S-3, T-29S, R-27E through Eagle Lake S-01, T-29S, R-25E No change.	-	-	-	-
	<u>Eva, Lake S-32, T-27S, R-27E</u>	<u>120.8'</u> -	<u>119.2'</u> <u>(CAT 3)</u>	<u>118.1'</u> <u>(CAT 3)</u> -	<u>116.2'</u>

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
	Hancock, Lake S-08, T-29S, R-25E through Wailes, Lake S-01, T-30S, R-27E No change.	-	-	-	-
(a) through (cc) No change.		-			

(13) No change.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.036, 373.042, 373.0421, 373.086, 373.709 FS. History—New 6-7-78, Amended 1-22-79, 4-27-80, 10-21-80, 12-22-80, 3-23-81, 4-14-81, 6-4-81, 10-15-81, 11-23-81, 1-5-82, 3-11-82, 5-10-82, 7-4-82, 9-2-82, 11-8-82, 1-10-83, 4-3-83, 7-5-83, 9-5-83, 10-16-83, 12-12-83, 5-8-84, 7-8-84, 12-16-84, 2-7-85, 5-13-85, 6-26-85, 11-3-85, 3-5-86, 6-16-86, Formerly 16J-8.678, Amended 9-7-86, 2-12-87, 9-2-87, 2-18-88, 6-27-88, 2-22-89, 3-23-89, 9-26-89, 7-26-90, 10-30-90, 3-3-91, 9-30-91, 10-7-91, 7-26-92, 3-1-93, 5-11-94, 6-6-96, 2-23-97, 8-7-00, 1-8-04, 12-21-04 (13), 12-21-04 (13), 6-5-05, 5-2-06, 1-1-07, 2-12-07, 1-10-08, 2-18-08, 4-7-08, 5-20-08, 5-10-09, 4-13-11, 3-12-12, 11-25-12, 2-21-13 (12)(f), 2-21-13 (12)-(13), 9-3-13, 1-7-15, 7-1-15, 9-21-15, 11-30-16, 12-28-16, 2-12-17 (12)(s), 2-12-17 (12)(z), 2-12-17 (12)(z), 2-19-17 (12)(l), 2-19-17 (12)(q), 3-2-17 (12)(l), 3-2-17 (12)(z), 3-22-17, 4-2-17 (12)(q), 4-2-17 (12)(z), 4-20-17 (12)(i), 4-20-17 (12)(i).

NAME OF PERSON ORIGINATING PROPOSED RULE:
Southwest Florida Water Management District
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 27, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 11, 2017

DEPARTMENT OF VETERANS' AFFAIRS
Division of Veterans' Benefits and Assistance

RULE NOS.: 55A-5.002, 55A-5.003, 55A-5.004, 55A-5.008
RULE TITLES: Definitions, Adoption of Federal Standards, State Approval of Educational Courses, Supervisory Inspection Review
PURPOSE AND EFFECT: The purpose and effect is to repeal unnecessary rules.
SUMMARY: Rules 55A-5.002, 55A-5.003, 55A-5.004, 55A-5.008, F.A.C., are repealed.

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 facts and circumstances that justify repeal have been prompted by the annual review and analysis by the Florida Department of Veterans' Affairs General Counsel and approval by the Office of Fiscal Accountability and Regulatory Reform requiring immediate repeal of unnecessary rules.

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: 292.05(3) FS.

LAW IMPLEMENTED: 295.124 FS.

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

DATE AND TIME: January 3, 2017, 11:00 a.m.
 PLACE: Teleconference: 1(888)670-3525, and entering participant passcode: 1120306298, then #; access point for persons interested in attending the meeting at the Mary Grizzle Building, Room 342, 11351 Ulmerton Road, Largo, Florida 33778.

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: Lillian Dupree at (850)487-1533, ext. 7713 or DupreeL@FDVA.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Williams, Florida Department of Veterans' Affairs, 11351 Ulmerton Road, Room 311-K, Largo, Florida 33778, WilliamsL3@FDVA.STATE.FL.US/ or (727)518-3202, ext. 5611.

THE FULL TEXT OF THE PROPOSED RULE IS:

55A-5.002 Definitions.

Rulemaking Authority 292.05(3) FS. Law Implemented 295.124 FS. History—New 9-2-79, Formerly 9H-5.02, 22S-5.02, 22S-5.002, Amended 10-30-89, 12-5-95, Repealed.

55A-5.003 Adoption of Federal Standards.

Rulemaking Authority 292.05(3) FS. Law Implemented 295.124 FS. History—New 9-2-79, Formerly 9H-5.03, 22S-5.03, 22S-5.003, Amended 10-30-89, Repealed.

55A-5.004 State Approval of Educational Courses.

Rulemaking Authority 292.05(3) FS. Law Implemented 295.124 FS. History—New 9-2-79, Amended 5-27-80, Formerly 9H-5.04, 22S-5.04, 22S-5.004, Amended 10-30-89, 12-5-95, 6-10-08, Repealed.

55A-5.008 Supervisory Inspection Review.

Rulemaking Authority 292.05(3) FS. Law Implemented 295.124 FS. History—New 9-2-79, Formerly 9H-5.08, 22S-5.08, 22S-5.008, Amended 10-30-89, 12-5-95, 9-30-10, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Charles T. Faircloth, General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: October 24, 2017

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: RULE TITLE:

64B6-5.003 Reporting Continuing Education Attendance

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete a defunct provision of the rule.

SUMMARY: A defunct provision of the rule will be deleted.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 484.044, 484.047 FS.

LAW IMPLEMENTED: 484.047 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: Jennifer Wenhold, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-5.003 Reporting Continuing Education Attendance.

(1) The licensee shall submit a statement on a form, provided by the Department, in which the licensee affirms that he has completed the continuing education required for license renewal. Failure to submit the completed form by February 28, of every odd biennial renewal year shall be grounds for denying license renewal. The licensee shall retain for 4 years such receipts or certificates which establish completion of required continuing education during each biennium. ~~The Department shall randomly audit a sufficient number of licensees' continuing education records to assure compliance with continuing education requirements.~~

(2) The Board or its designee ~~may~~ shall monitor any approved continuing education program to ensure that the program complies with the applicable rules of the Board.

Rulemaking Specific Authority 484.044, 484.047 FS. Law Implemented 484.047 FS. History—New 4-1-85, Formerly 21JJ-15.003, Amended 8-5-87, 1-10-90, 8-19-91, 10-21-91, Formerly 21JJ-5.007, 61G9-5.007, Amended 3-24-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Hearing Aid Specialists
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 14, 2017
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 29, 2017

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: 64B9-3.008
RULE TITLE: Licensure by Endorsement
PURPOSE AND EFFECT: The amendment will bring the rule into compliance with the nurse licensure compact, 464.0095 FS.
SUMMARY: Bring rule into compliance.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule

has no impact on any persons or businesses; and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 464.006, 464.009 FS.

LAW IMPLEMENTED: 464.0195(3), 464.009, 456.013, 456.036(10), 456.0635(2) 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-3.008 Licensure by Endorsement.

(1) An applicant for licensure by endorsement shall submit a completed Nursing Licensure by Endorsement Application, DH-MQA 1095, 01/18 ~~06/16~~, incorporated herein by reference, and may be obtained from http://www.flrules.org/Gateway/reference.asp?No=Ref-_____07447, or from the Board office or on the Board's website: <http://www.FloridasNursing.gov> and verification of licensure forms from the original state or territory in which licensure was obtained and from a state or territory in which the applicant holds an active license, and pay the required fee.

(2) through (4) No change.

Rulemaking Authority 464.006, 464.009 FS. Law Implemented 464.0195(3), 464.009, 456.013, 456.036(10), 456.0635(2) FS. History—New 4-27-80, Amended 7-12-81, 7-11-83, 7-3-84, Formerly 21O-8.26, Amended 3-3-87, 12-8-87, 8-3-89, 11-19-91, Formerly 21O-8.026, Amended 9-7-93, Formerly 61F7-3.008, Amended 1-1-96, Formerly 59S-3.008, Amended 2-18-98, 5-8-01, 9-23-03, 5-3-16, 10-9-16, _____.

THIS RULE WILL NOT BECOME EFFECTIVE UNTIL JANUARY 19, 2018

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Nursing
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Nursing
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 2017
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 11, 2017

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:

64B9-3.016 Multi-State License Upgrade

PURPOSE AND EFFECT: The rule is being created to comply with the nurse licensure compact, 464.0095 FS.

SUMMARY: Create rule for compliance.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule has no impact on any persons or businesses; and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 456.013, 464.006 FS.

LAW IMPLEMENTED: 464.0095 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-3.016 Multi-State License Upgrade
Registered and practical nurses currently licensed in Florida may upgrade their licenses to include multi-state practice by submitting a Multi-State License Upgrade Application, Form DH-MQA 5024, 01/18 hereby incorporated by reference, and may be obtained from
<http://www.flrules.org/Gateway/reference.asp?No=Ref->

or from the Board office or on the Board's website: <http://www.FloridasNursing.gov>.
Rulemaking Authority 456.013, 464.006 FS. Law Implemented 464.0095 FS. History--New

THIS RULE WILL NOT BECOME EFFECTIVE UNTIL JANUARY 19, 2018

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 11, 2017

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NOS.: RULE TITLES:

- 65C-13.022 Definitions
- 65C-13.023 Background Screening Requirements
- 65C-13.024 Parent Preparation Pre-service Training
- 65C-13.025 Initial Licensing
- 65C-13.026 Continuing Education
- 65C-13.027 Changes During the Licensed Year
- 65C-13.028 Re-Licensing
- 65C-13.029 Licensed Out-of-Home Team Member Roles
- 65C-13.030 Standards for Licensed Out-of-Home Caregivers
- 65C-13.031 Terms of a License
- 65C-13.032 Over-Capacity Assessments and Exceptions
- 65C-13.033 Babysitting, Overnight Care, Extended Overnight Care, and Other Supervision Arrangements
- 65C-13.034 Foster Care Referrals and Investigations
- 65C-13.035 Administrative Actions, Appeals and Closures

PURPOSE AND EFFECT: The purpose of the rules is to comply with section 407.175(5)(a), F.S., that requires the Department to adopt and amend licensing rules for family foster homes.

SUMMARY: The Department intends to amend and repeal rules within Chapter 65C-13, F.A.C., Foster Care Licensing, to accomplish the following tasks: 1) Revise background screening requirements to clarify requirements and comport with Florida statutes; 2) Add required components of the parent preparation pre-service training; 3) Revise the components of the initial licensing home study to align with the components of the unified home study in the Florida Safe Families Network (FSFN); 4) Add requirements to the relicensing home study; 5) Add procedural requirements regarding notification of denial of re-licensure; 6) Add a quality review process; 7) Require

compliance with normalcy provisions of Florida statutes; 8) Add compliance requirements to Residential Pool Safety Act; and 9) Clarify requirements for bedroom sharing.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department used a checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory costs associated with this rule that exceeds the criteria in section 120.541(2)(a), F.S. Based upon this analysis, the Department has determined that the proposed rule is not expected to require legislative ratification.

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: 39.012, 39.0121, 39.4091(4), 409.145(5), 409.175(5)(a), 435.01(2), FS.

LAW IMPLEMENTED: 39.0121, 39.0138, 39.4091(2), 409.145(2), 409.175(3)(a)-(c), (5)(a),(6)(a)-(b), (7), 435.04, 435.05, 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: Jodi Abramowitz. Jodi can be reached at (850)717-4470 or Jodi.abramowitz@myflfamilies.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

65C-13.022 Definitions.

All definitions for this ~~Rule~~ Chapter are located in Rule 65C-30.001, F.A.C.

Rulemaking Authority ~~39.012, 39.0121,~~ 409.175(5)(a) F.S. Law Implemented ~~409.175 39.012~~ F.S. History- New 4-6-08. Amended 3-6-14, _____.

65C-13.023 Background Screening Requirements.

(1) The ~~D~~department shall conduct background screenings for all persons considered by the ~~D~~department for initial licensure or re-licensure as ~~an~~ out-of-home ~~caregivers~~ caregiver and all ~~adult~~ household members age 12 and older, pursuant to ~~Sections~~ Section 409.175 and 39.0138, F.S. ~~The five year re-~~

~~screens for the relicensing process must include fingerprints. The supervising agency or the department has the discretion to request background screening for other individuals if there is reasonable belief that:~~

- ~~(a) The person is a household member; or~~
- ~~(b) His or her presence in the family foster home adversely affects the health, safety and welfare of the children in the home; or~~
- ~~(c) The person has or potential exists for unsupervised contact with the children.~~

~~(2) These screenings shall, at a minimum, include:~~

- ~~(a) Fingerprinting for adults age 18 and older;~~
- ~~(b) Sstatewide criminal and juvenile records checks through the Florida Department of Law Enforcement;~~
- ~~(c) Records checks of the Florida Sexual Offenders and Predators registry;~~
- ~~(d) Juvenile records checks through the Florida Department of Juvenile Justice for household members age 12 up to 26;~~
- ~~(e) Ffederal criminal records checks through the Federal Bureau of Investigation;~~
- ~~(f) Llocal criminal record checks through local law enforcement agencies, including and may include records of any responses to the home by law enforcement that did not result in criminal charges;-~~
- ~~(g) Abuse and neglect rRecords checks through the Ddepartment's Florida Safe Families Network (FSFN) Statewide Automated Child Welfare Information System (SACWIS) regarding child abuse and neglect investigations; and~~
- ~~(h) Ceivil court records checks regarding domestic violence complaints and orders of protection, must also be included.~~

~~(3) If the applicant or any other adult household member has resided in any other state during the past five (5) years, requests for abuse and neglect histories and civil court records regarding domestic violence complaints and orders of protection must be made of those states, and the results of such requests included with the application file packet.~~

~~(4) Only abuse and neglect reports in which the applicant or any other household member person being considered for licensure was named as the "caregiver responsible" for the abuse or neglect shall may be used for initial licensing decisions. However, if the applicant or any other household member person applying is or was a licensee of the department and was named in any capacity in three (3) or more reports during a five (5) year period, regardless of classification, those reports shall may be reviewed by the Ddepartment for determining whether a license shall be issued. for their relevancy as it relates to the licensing decision. All reports in which the person seeking licensure or re-licensure was named~~

as the “caregiver responsible” must be considered for licensing purposes. For homes being considered for licensure for longer than one (1) year under Section 409.175(6)(j), F.S., all abuse reports with any findings shall be considered. Determinations made on the basis of abuse and neglect reports shall be the made in accordance with the standards set forth in Rule 65C-38.002, F.A.C.

(5)(3) Each applicant and adult household member being screened shall sign an “Affidavit of Good Moral Character,” CF1649, January 2015 February 2013, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications, and a “Release of Information,” CF-FSP 5090, February 2013, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications.

(6)(4) Each applicant and adult household member being screened under this Rule section shall provide all the names, under which he or she has been known.

(5) ~~Young adults ages 18 through 22 who are receiving services through Chapter 65C 31, F.A.C., and who have had no break in service provision are not required to be screened.~~

(7)(6) When the individual who is being screened is a former dependent child under 23 years of age and the security background screening reveals a disqualifying offense which was committed during or prior to the time that the child was dependent, that offense shall not automatically affect the licensure of the out-of-home caregivers. Exemptions for disqualifying offenses may be sought under Section 435.07, F.S.

(8)(7) All records obtained, as a part of the background screening, shall be considered in the process of determining whether to issue a foster care license or, if there is a current license, whether the license should be revoked. Such records shall include findings of delinquency; any misdemeanor or felony criminal arrests resulting in a ~~plea of nolo contendere or conviction or withhold of adjudication~~; any criminal traffic offenses resulting in a ~~plea of nolo contendere or conviction or withhold of adjudication~~, and any civil cases of domestic violence and orders for protection. Crimes perpetrated in other states that are misdemeanors in that state but would be felonies listed under Section 435.04, F.S., if committed in Florida shall be considered as disqualifying offenses by the ~~D~~department for licensing decisions.

(9)(8) Persons who are currently licensed as out-of-home caregivers and any adult household members shall be re-screened ~~at least~~ annually as a part of the application for re-licensing or during the review process for 3 year licenses. Annual screening ~~for re-licensure~~ shall be limited to a local criminal records check, a juvenile delinquency check for

household members between the ages of 12 and 18, an abuse and neglect record check clearance through ~~FSFN the Statewide Automated Child Welfare Information System~~, and ~~may include~~ records of any responses to the home by law enforcement that did not result in criminal charges, and any 911 calls to or from the home. The state criminal records checks and fingerprints shall be completed every five (5) years through the Florida Department of Law Enforcement. The fingerprints of applicants and household members shall be submitted in accordance with Section 435.12, F.S. The background screening of a prospective out-of-home caregiver shall ensure that any previous licensing, registration or certification as an out-of-home caregiver in Florida or in any other state or country is considered. If another state or country does not allow the release of this information, the attempt to obtain the information shall be documented in FSFN. Abuse and neglect reports in which the applicant was named in any capacity in three (3) ~~institutional~~ reports, regardless of classification, over the past five (5) years shall be reviewed ~~for relevancy related to the licensing decision~~ and ~~will be~~ considered in determining whether to renew or revoke the person’s license. All reports with any findings ~~will be~~ are considered for the purposes of re-licensing a home for more than one (1) year under Section 409.175(6)(j), F.S. Determinations made on the basis of abuse and neglect reports shall be the made in accordance with the standards set forth in Rule 38.002, F.A.C.

(10)(9) The cost of all background screening activities shall be borne by the supervising or community-based care lead agency.

Rulemaking Authority 39.012, 39.0121, 435.01 (2), 409.175(5)(a) FS. Law Implemented ~~39.0121, 39.0121, 39.0138, 409.175, 435.04, 435.05~~ FS. History—New 4-6-08, Amended 3-6-14, _____ .

65C-13.024 Parent Preparation Pre-service Training.

(1) Parent preparation pre-service training shall meet the requirements of Section 409.175(14)(b), F.S., ~~and~~ The training shall include the following:

(a) The reasonable and prudent parenting standards, pursuant to Sections 39.4091 and 409.145, F.S., and shall include training for out of home caregivers on decision making related to the balance of normalcy for children in care and their safety.

(b) ~~The parent preparation pre service curriculum shall also include training related to the administration of psychotropic medication, T~~the social and emotional development of children and youth,;

(c) ~~T~~he role of mentors and other helpers,;

(d) ~~D~~evelopment of life skills for teens in care, ~~and~~

(e) ~~T~~he caregiver’s role in supporting and promoting the educational progress of the child.;

(f) Trauma-informed care, including recognizing the signs, symptoms, and triggers of trauma.

(g) The Multiethnic Placement Act and the Americans with Disabilities Act.

(h) The training on administration of psychotropic medication, including shall consist of a review of the use of psychotropic medications to treat children, the proper dosage of medication, and the importance of monitoring for possible side effects, and timely reporting of side effects and adverse reactions. Training on psychotropic medications shall also include an overview of Section 39.407, F.S., and Rule Chapter 65C-35, F.A.C., which govern the administration of psychotropic medication, intended effects of the specific medications administered to the child. All caregivers are required to complete a minimum of 21 hours of pre-service training.

(2) Each parent preparation pre-service training class shall be led by a certified child protection professional certified pursuant ~~according~~ to Section 402.40, F.S., who has a bachelor's degree or a master's degree from an accredited college or university, and who ~~has~~ also successfully has met any curriculum-specific requirements to train the Department approved parent preparation pre-service training curriculum (e.g., curriculum trainer certification). The Department shall review all parent preparation pre-service training curriculum to ensure that it meets the required hours and content requirements specified in Section 407.175(14)(b)1.-7., F.S. If the required hours and content requirements are met, the Department shall approve the curriculum. Each parent preparation pre-service training class shall follow the recommendations of the curriculum designer regarding the number and type of facilitators involved in the training process. If the child-placing agency is the designer of the curriculum, the number and types of facilitators to be involved in the training process must be clearly defined.

~~(3) The certified child protection professional trainer is responsible for ensuring that the parent preparation pre-service training curriculum is presented and discussed and that copies of all handouts and reading materials are provided to the participants.~~

~~(3)(4) The Regional Licensing Authority community-based care lead agency is authorized to approve the completion of individualized pre-service training. If individualized training is done, the certified child welfare protection professional is responsible for complying with the requirements set forth for parent preparation pre-service training in Section 409.175 F.S., and the requirements set forth in this Rule Chapter.~~

~~(4)(5) Anyone who wishes to become a licensed out-of-home caregiver shall~~ Prospective out-of-home caregivers and adoptive parents have the option to attend parent preparation pre-service training, as defined in subsections (1) and

~~subsection (2) of this rule section,~~ offered by any licensed child-placing agency. Agencies shall work cooperatively with each other and prospective licensed out-of-home caregivers ~~and adoptive parents~~ to ensure the ongoing availability of such training.

~~(5)(6) Exemptions to the parent preparation pre-service training for individuals who have successfully completed parent preparation pre-service training equivalent to the parent preparation pre-service training offered by the child-placing local supervising agency, are based on whether the training was completed within the last five (5) years and on the condition that the individual provides proof of successful completion. If there have been changes or updates in the curriculum, the supervising agency shall require the applicant to individual must take those portions of the course only. Supervising agencies must request any information regarding the curriculum completed for the purposes of making a recommendation to the Department. The Regional Licensing Authority shall review the curriculum content of the previously completed parent preparation pre-service training to determine whether it meets the requirements of Section 409.175(14)(b)1.-7., F.S. and consider the recommendation of the supervising agency in determining whether the individual is exempt from attending the parent preparation pre-service training.~~

~~(6)(7) When prospective out-of-home caregivers successfully complete or who commence and fail to complete the parent preparation pre-service training but do not continue the licensing process or commence but fail to complete the parent preparation pre-service training, the supervising agency staff shall document the reason the process was discontinued on the Person Provider Page, under the Training Tab, in Florida Safe Families Network (FSFN). Completed parent preparation pre-service training is valid for five (5) years from the date of verified curriculum completion. Previously licensed out-of-home caregivers who have a break in service of eighteen months or less, but who completed parent preparation pre-service training within the last five years have the option to apply to be licensed without completing parent preparation pre-service training.~~

Rulemaking Authority 409.175(5)(a), 402.40(6), FS. Law Implemented 409.175(5)(a), ~~402.40~~ FS. History—New 4-6-08, Amended 3-6-14, _____

65C-13.025 Initial Licensing and Unified Home Study.

(1) General.

(a) Each applicant wishing to become a licensed out-of-home caregiver shall complete the "Application for License to Provide Out-of-Home Care for Dependent Children," CF-FSP 5007, July 2017 Revised July 2014, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-xxx>

and www.dcf.state.fl.us/publications. ~~Persons Parenting figures living together in a caretaking role must both sign the application. shall both be licensed. After successfully completing training and the home study process, any person who requests an application either verbally or in writing shall be provided one.~~

(b) ~~The child-placing agency supervising agency completing the Unified Home Study shall, at a minimum, conduct two (2) visits to the applicant's home, inspect the entire indoor and outdoor premises, document the conditions, and conduct face to face interviews with all household members. The dates, names of persons interviewed and summary of these interviews shall be documented in the Unified Home Study.~~

(c) ~~The supervising agency is responsible for advising the applicant of all rules, regulations, and standards that apply to the applicant if a license is issued.~~

(2) ~~Employees, Relatives and Sub-Contractors as Licensed Out-of-Home Caregivers. Licensing of employees of the Department, County sheriffs' Sheriff's Offices, community-based care Lead Agencies and their subcontracted providers or their relatives who desire to become out-of-home caregivers is allowable as long as the following conditions are met:~~

(a) ~~No actual or perceived conflict of interest exists that could result in preferential treatment concerning the licensing process or the placement and movement of children placed in the potential licensed family foster home;~~

(b) ~~The licensing study is completed by a licensed child-placing agency outside of the employee's service area and submitted to the Regional Licensing Authority for approval;~~

(c) ~~The executive director or designee in upper level management of the community-based care lead agency or supervising agency responsible for submitting the employee, relative, or subcontractor licensing file packet (traditional or attestation) to the Department has reviewed has a procedure approved by the Regional Licensing Authority, which requires the executive director or designee in upper level management of the lead agency to review and approved approve the submission of the application all such applications to the Department; and-~~

(d) ~~The Regional Licensing Authority obtains approval of the application from the Regional Managing Director or designee prior to issuing a family foster care license for an employee, relative, or subcontractor.~~

(3)(4) ~~Attestation may be used is an option for use during the initial licensure and or re-licensure re-licensing of a family foster home. The Community Based Care (CBC) lead agency certifies that the supporting documentation for the initial licensure or re licensure of a family foster home is in compliance with state law and Florida Administrative Code. The CBC lead agency is responsible for the review and~~

~~maintenance of the supporting documents for initial and re-licensure. The Department issues the license based on the community-based care lead agency's attestation a statement attesting that the licensure or re-licensure file packet complies with state law and code. If the child-placing agency is not contracted with a community-based care lead agency, it may submit its attestation directly to the Department.~~

(a)(e) ~~"Attestation For Foster Home Licensure,"~~; CF-FSP 5357, ~~March 2014 February 2013~~, is incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications. The ~~cCommunity-bBased cCare~~ lead agency must also submit the completed ~~"Initial Licensing Standards Checklist For 24-Hour Family Care,"~~; CF-FSP 5358, ~~November 2016 February 2013~~, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications or ~~"Re-licensing Standards Checklist for 24-Hour Family Care,"~~ CF-FSP 5416, ~~November 2016~~, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications. The checklist must be signed by the supervising agency licensing counselor and his or her supervisor.

(b)(f) ~~Community-bBased cCare lead agencies participating in the aAttestation mModel for licensure must enter into a Memorandum of Agreement with the Regional Licensing office. The "Memorandum of Agreement for Adoption of Attestation Model for Family Foster Home Licensing,"~~; CF-FSP 5356, ~~July 2017 March 2013~~, is incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-03570> and www.dcf.state.fl.us/publications.

(4)(3) ~~Initial Licensing Unified Home Study. A staff person, certified pursuant to Section 402.40, F.S., from the supervising agency shall perform a thorough assessment of each prospective licensed out-of-home caregiver and document this assessment in a the Unified Home Study section of Florida Safe Families Network (FSFN). The assessment which shall include, at a minimum:~~

(a) Demographics, including:

1. Names, dates of birth, addresses, and contact numbers for the caregiver(s), other household members, including biological children, and non-resident children of caregivers;

2. Verification of Social Security information;

3. Names, date of birth, and type of placement of all children who are currently placed in the home (by the Department or another agency) or who exited the home within one year from initiation of the UHS.

(b) Verification of background checks.

(c) Employment. Description of the current employment status for each parent, including occupation, place of employment, work hours and flexibility of schedule in case of emergencies, medical or school appointments for children.

(d) Financial Capacity and Income. Description and documentation of the applicant's current financial capacity and how the impact of the additional children in the home will be addressed.

(e) Child Care. Describe child care arrangements, including transportation to and from the child care provider, if applicable.

(b) Pre-service Experience;

1. Dates of parent preparation pre-service training and a description of the applicant's participation in the classes;

2. Applicant's motivation to foster and his or her commitment to the foster care experience including how other family members and extended family feel about the decision to foster.

(c) Chronology of events. Include dates of home visits and persons interviewed;

(d) Home and Neighborhood:

1. Physical description of the home, including the number of bedrooms and bathrooms, type and number of available beds and current sleeping arrangements, storage space for children's personal belongings, living area, dining area and other interior space. Interior and exterior photographs must be included. Interior photographs shall include all common living areas, the child's bedroom and bathroom, and the storage space for the child's personal belongings.

2. A description of the home, including location and verification of operating fire extinguishers and smoke detectors, storage of medications, cleaning supplies, toxins and safety nets for trampolines. The description shall also include the storage of alcoholic beverages, location of burglar bars, fireplaces, handrails on stairways and space heaters, if applicable.

3. Water Safety. A description of the outdoor area, including swimming pools, canals, ponds, lakes, streams, septic tanks and other potential water hazards and documentation of the counselor's discussion with the applicant regarding the requirements for supervision and how the applicant will ensure safety and adequate supervision.

(e) Animals. Provide a description of any household pets, exotic pets, or livestock residing on the premises. The immunization of animals as required by Section 828.30, F.S., shall be verified. Descriptions shall include observations of the care, behavior, and/or maintenance and safety plan relating to each animal. The applicant shall have measures in place to assure safety of children from any potentially dangerous animals, and this information shall be documented in the home study, if applicable;

(f) Social History.: A description of the following shall be included:

1. Background and Family History. Background and family history, including education, types of discipline used in the family, the family's willingness and ability to use appropriate discipline as described in the Partnership Plan for Children in Out of Home Care", CF FSP 5226, February 2013, incorporated by reference and available at, family values, and any prior residences in or out of Florida.

2. Marital Status and Other Significant Relationships.

3. Medical History. Medical history including physical and mental health treatments for all household members shall be assessed. This assessment shall include any debilitating, communicable or progressive diseases or conditions. The applicant must supply recent medical and mental health reports and evaluations upon request of the supervising agency or department. Health concerns relating to the applicant and household members, including any history of alcohol or other substance abuse, shall be documented in the home study.

a. Current smoking and alcohol use by household members;

b. Any history of alcohol or substance abuse.

4. Parenting experience of each applicant. All of the applicant's children shall be identified whether they reside in the home or not. If the applicant has parenting experience with children other than their biological or adopted children, circumstances under which this experience was acquired shall be discussed. This section should also include a description of the experience, as opposed to just listing the identities of the applicant's children or the children they may have parented.

5. Family Life. Document observations of family members' personalities and their interpersonal relationships. Describe family activities, hobbies and interests and civic involvement including how children placed in the home will participate in these activities, as well as family vacations. For each child living in the home, describe the child's school, grades, achievements and interests. Describe each child's relationship with the applicant and siblings in the home, as well as his or her feelings about having a foster child in the home.

6. Religion. Assess and document the family's attitudes regarding seeking medical treatment, celebrating holidays or birthdays, and respecting the religious beliefs of the child's family of origin.

7. Child Care. Describe child care arrangements, including transportation to and from the child care provider, if applicable.

(f) Assessment and Unified Home Study details, including the following:

1. Current or past experiences with child abuse or neglect, alcohol and/or substance abuse, alcohol and/or substance abuse treatment or domestic violence.

2. Any health or mental health conditions, including medication(s).

3. How the caregiver(s) is (are) able to participate in a professional team supporting the child by sharing necessary information with other professionals on the team and maintaining the confidentiality of the child and caregiver as required by law, regulation and professional ethics; participating in planning activities, court hearings, staffings and other key meetings.

4. How the caregiver(s) is (are) willing and able to make a loving commitment to the child(ren)'s safety and well-being by:

a. Providing supervision and positive methods of discipline;

b. Encouraging the child in his or her strengths and respecting the child's individuality and likes and dislikes;

c. Providing opportunities to develop the child's interests and skills;

d. Maintaining awareness of the impact of trauma on behavior;

e. Involving the child in family and community activities;

f. Providing transportation to child care, and extracurricular activities, and school (if requested by the community-based care lead agency. This request shall not be made to circumvent the requirements of the Every Student Succeeds Act (ESSA), Pub.L. 114-95.);

g. Ensuring the child's safety by employing safety measures, including in the household, for transportation—and with pets.

i. Transportation. The licensed out-of-home caregiver shall have transportation available 24 hours a day. All vehicles used to transport children shall be in safe condition and equipped with seat belts for each child transported as required by Section 316.614, F.S., and car seats as required by Section 316.613, F.S. Vehicles shall be smoke free, including e-cigarettes and vapor smoke, when children are being transported. The licensed out-of-home caregiver shall ensure safety equipment is utilized.

ii. Animals. Provide a description of any household pets, exotic pets, or livestock residing on the premises. The vaccination of animals as required by Section 828.30, F.S., shall be verified. Descriptions shall include observations of the care, behavior, and/or maintenance and safety plan relating to each animal. The applicant shall have measures in place to assure safety of children from any potentially dangerous animals, and this information shall be documented in the home study, if applicable;

5. How the caregiver(s) is (are) willing and able to respect and honor any child's culture, religion and ethnicity; meet any child's special physical or psychological needs; support any child's individual situation. If the caregiving family's religion, culture, or other factors will impair their ability to meet the needs of certain children, an explanation of what the family's

limitations are, and how limitations could impact children placed in their home.

6. How the caregiver(s) is (are) willing and able to commit to maintaining any child they accept in their home until such time as it is in the child's best interest to leave the home. An explanation of any problems a long-term commitment may present for the caregiver.

7. How the caregiver(s) will address challenges in caring for a child, including available supports and resources. These challenges may include, for example, fire setting, sexual reactive behaviors, mental health, substance abuse, and reactive attachment behaviors, and may potentially require a safety plan.

8. How the caregiver(s) is (are) willing and able, when applicable, to participate in transition planning for any child, and maintaining a relationship with any child after he or she leaves the home.

9. How the caregiver(s) is (are) willing and able to assist the caregiver(s) from which the child was removed in improving their ability to care for and protect the child and to provide continuity for the child after reunification.

10. How the caregiver(s) is (are) willing and able to assist any child in family time/visitation and other forms of communication with family members, when applicable.

11. How the caregiver(s) will:

a. Maintain records that are important to any child's well-being, including child resource records, medical records, school records, photographs, and records of special events and achievements.

b. Ensure that these records are made available to other partners in the child welfare system and to the child and family, as applicable.

12. The caregiver(s) is (are) willing and able to advocate for children in their care, as needed, with the child welfare system, the court, and community agencies, including schools, child care, health and mental health providers, and employers.

13. A description of previous parenting experience, if applicable.

14. How the caregiver(s) is (are) willing and able to participate fully in any child's medical, psychological and dental care, including providing transportation to and from, attending appointments and communicating with professionals.

15. How the caregiver(s) is (are) willing and able to support any child's school success by:

a. Participating in school activities and meetings, including disciplinary and/or Individualized Education Plan (IEP) meetings.

b. Assisting with school assignments, supporting tutoring programs, meeting with teachers and working with an Educational Surrogate, if one has been appointed, and

encouraging any child's participation in extra-curricular activities.

c. For any child who has a disability or is suspected of having a disability, attending Educational Surrogate Parent training, if needed or recommended by the court, and thereafter advocating for the child(ren) in the school system.

d. Maintaining any child(ren) in the school of origin, unless it is not in the child(ren)'s best interest to do so, or maintaining any child(ren) in the school of origin until a logical juncture in the academic year, if not possible or not in the child(ren)'s best interest to remain in the school of origin for the remainder of the school year.

(g) Applicant's motivation to foster and his or her commitment to the foster care experience including how other family members and extended family feel about the decision to foster.

(h) Preservice training completion and home interview dates.

(i) Other Adult Household Members. The responsibilities the applicant(s) will expect the other adults in the household to have with children placed in the home.

(j) Temporary Backup Caregivers.

(k) Social History. A description of the following shall be included:

1. Background and Family History., Background and family history, including education, types of discipline used in the family, the family's willingness and ability to use appropriate discipline as described in the "Partnership Plan for Children in Out-of-Home Care," CF-FSP 5226, January 2015, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX>, family values, and any prior residences in or out of Florida.

2. Marital Status and Other Significant Relationships.

3. Medical History. Medical history including physical and mental health treatments for all household members shall be assessed. This assessment shall include any debilitating, communicable or progressive diseases or conditions. The applicant must supply recent medical and mental health reports and evaluations upon request of the supervising agency or department. Health concerns relating to the applicant and household members, including any history of alcohol or other substance abuse, shall be documented in the home study.

a. Current smoking and alcohol use by household members;

b. Any history of alcohol or substance abuse.

4. Parenting experience of each applicant. All of the applicant's children shall be identified whether they reside in the home or not. If the applicant has parenting experience with children other than their biological or adopted children, circumstances under which this experience was acquired shall be discussed. This section should also include a description of

the experience, as opposed to just listing the identities of the applicant's children or the children they may have parented.

5. Family Life. Document observations of family members' personalities and their interpersonal relationships. Describe family activities, hobbies and interests and civic involvement including how children placed in the home will participate in these activities, as well as family vacations. For each child living in the home, describe the child's school, grades, achievements and interests. Describe each child's relationship with the applicant and siblings in the home, as well as his or her feelings about having a foster child in the home.

6. Religion. Assess and document the family's attitudes regarding seeking medical treatment, celebrating holidays or birthdays, and respecting the religious beliefs of the child's family of origin.

(l) Home and Neighborhood:

1. Physical description of the home, including the number of bedrooms and bathrooms, type and number of available beds and current sleeping arrangements, storage space for children's personal belongings, living area, dining area and other interior space. Interior and exterior photographs must be included. Interior photographs shall include all common living areas, the child's bedroom and bathroom, and the storage space for the child's personal belongings, and any other area to which the child may have access.

2. A description of safety precautions in the home, including location and verification of operating fire extinguishers and smoke detectors, storage of medications, cleaning supplies, toxins and safety nets for trampolines. The description shall also include the storage of alcoholic beverages, location of burglar bars, fireplaces, handrails on stairways and space heaters, if applicable.

3. Water Safety. A description of the outdoor area, including swimming pools, canals, ponds, lakes, streams, septic tanks and other potential water hazards and documentation of the counselor's discussion with the applicant regarding the requirements for supervision and how the applicant will ensure safety and adequate supervision.

4. A completed "Foster Home Inspection Checklist," CF-FSP 5397, October 2017, incorporated by reference and available _____ at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX>.

(g) Transportation. The licensed out of home caregiver shall have transportation available twenty four hours a day. All vehicles used to transport children shall be in safe condition and equipped with seat belts for each child transported as required by Section 316.614, F.S., and car seats as required by Section 316.613, F.S. Vehicles shall be smoke free when children are being transported. The licensed out of home caregiver shall ensure appropriate safety equipment is utilized.

~~(h) Employment. Describe the current employment status for each parent, including occupation, current place of employment, work hours and flexibility of schedule in case of emergencies, medical or school appointments for children.~~

~~(i) Financial Capacity and Income. Describe and document the applicant's current financial capacity and how the impact of the additional financial responsibilities of fostering will be addressed.~~

~~(j) Other Adult Household Members. The responsibilities the applicant(s) will expect the other adults in the household to have with children placed in the home.~~

~~(m)(k) Summary and Recommendations:~~

~~1. Characteristics of Applicant. The applicant shall demonstrate the following characteristics:~~

~~a. A willingness to work with the supervising agency and all applicable parties including biological parents to work toward permanence for the child as established in the child's case plan and~~

~~b. An understanding and respect for the importance of preserving a child's family connections and relationships.~~

~~2. Summarize reference responses and follow up contacts, if applicable, as they relate to the applicant's suitability and potential success as a licensed out of home caregiver. Describe and assess the family's strengths and needs, taking into consideration all factors affecting the health, safety and welfare of children who might be placed in this home. A recommendation shall be made as to the suitability for licensure.~~

~~13. Recommendation for licensure shall describe the characteristics of children most appropriate for placement in the home. These characteristics shall include number of children, age, gender(s), types of behaviors, and special needs. Explore and address any limitations or concerns and under what conditions the prospective family would not be willing or able to accept a the child.~~

~~24. If recommending denial of licensure, the summary shall specify the licensing standards the applicant is unable to meet and attach all supporting documentation. The Department must notify the applicant regarding the appeal process pursuant to Chapter 120, F.S.~~

~~(n)(4) The Unified Hhome Sstudy shall be reviewed, and signed by the applicant, licensing counselor and his or her the counselor's supervisor. A copy of the Unified Hhome Sstudy shall be provided to the applicant.~~

~~(5)(4) Application File Packet Submission and Approval Process.~~

~~(a) The complete application file packet shall be submitted in accordance with the traditional or aAttestation mModel for licensure. A request for additional information shall be submitted by the Rregional Llicensing Aauthority within 10 business ten working days of receipt of the file packet.~~

(b) A traditional licensing application file packet shall consist of the following documentation:

1. "Application for License to Provide Out-of-Home Care for Dependent Children₁"; CF-FSP 5007, February 2013, incorporated by reference in subsection (1)(a) of this rule and available at www.dcf.state.fl.us/publications/ and www.dcf.state.fl.us/publications/;

2. "Release of Information₂"; CF-FSP 5090, February 2013, incorporated by reference in Rule 65C-13.023, F.A.C. and available at www.dcf.state.fl.us/publications/;

3. "Authorization for Release of Health and Medical Information for Prospective Foster or Adoptive Parents₂"; CF-FSP 5230, February 2013, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-03566> and www.dcf.state.fl.us/publications/ (as needed);

4. Licensing Unified Home Study;

5. Proof of Income, including:;

a. If the applicant is self-employed, verification of income and length of employment shall be obtained through the applicant's business license, date of incorporation, or IRS Form 1099.

b. If the applicant is not self-employed, verification shall be obtained via a letter of reference or other documentation from the applicant's employer that indicates the applicant's current employment and income. If current employment is less than two (2) consecutive years in duration, secondary employment references shall be obtained.

c. Documentation of any other legal verifiable income.

6. A "Partnership Plan for Children in Out-of-Home Care"; CF-FSP 5226, February 2013, incorporated by reference and available at www.dcf.state.fl.us/publications/.

7. Parent Preparation Pre-service Ttraining certificate;

8. Parent Preparation Pre-service or family biographical profile, which shall include be the demographic and narrative portions of the Unified Home Study as completed by the applicant(s);

9. Documentation of water safety training, if applicable. As a prerequisite to licensure, potential licensed out-of-home caregivers who have swimming pools or whose homes are adjacent to bodies of water unprotected by a barrier of at least four (4) feet will be required to complete a basic water safety course administered by the American Red Cross, YMCA or a trainer certified in water safety training. This requirement does not apply to homes with temporary wading pools or; portable pools with a depth of less than two (2) feet. ~~Standing water shall not remain in wading pools when not in use;~~

10. "Confidentiality Agreement₁"; CF-FSP 5087, February 2013, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications/;

11. Verification of ~~c~~Criminal ~~h~~History ~~s~~Screening for applicant and all ~~adult~~ household members as specified in subsection 65C-13.023(2), F.A.C., including:

a. "Affidavit of Good Moral Character," ~~CF 1649, February 2013~~, incorporated by reference in Rule 65C-13.023, F.A.C. and available at www.def.state.fl.us/publications/;

b. Local ~~L~~aw ~~e~~Enforcement check;

c. Civil ~~c~~Court records check;

d. Florida Department of Law Enforcement records check;

e. Federal Bureau of Investigation clearance letter;

f. Abuse history background check through the Florida Safe Families Network (FSFN).

g. Requests for abuse and neglect histories and civil court records from any other state in which the applicant or any other adult household member has resided during the past five (5) years.

~~Abuse registry checks for the previous five years from any previous state of residence if the applicant or adult household members have resided in the State of Florida for less than five years.~~

12. References, including:

a. ~~The applicant(s) shall provide the names of Tthree (3) personal references who that are not related to the applicant(s) and who that shall have known the applicant(s) for at least two (2) years. Each of the three (3) personal references must provide information related to the applicant's parenting skills. References are to be verified either verbally or in writing by the supervising agency staff and documented in the Unified Home Study in FSFN.~~

~~b. The supervising agency shall obtain Aa current employment reference for each applicant. At a minimum, this reference shall include sufficient information to establish or corroborate the applicant's current employment and income. If current employment is less than two consecutive years in duration, secondary employment references shall be obtained.~~

~~b. The supervising agency staff shall make reasonable efforts to obtain Rreferences from the adult children of each applicant. These references shall address the applicant's suitability to become a licensed out-of-home caregiver. All unsuccessful attempts to solicit information shall be documented, and the overall impact of the missing information considered as a part of the recommendation to grant or deny a license.~~

~~cd. The supervising agency shall obtain Rreferences from school personnel of each school-age child residing in the home. References shall be documented in the Unified Home Study in FSFN.~~

~~de. The supervising agency shall obtain Rreferences from the child care provider of any preschool-age child residing in the home who is enrolled in a child care program. References shall be documented in the Unified Home Study in FSFN.~~

~~ef. References and documentation regarding any previous licensure as out-of-home caregivers.~~

13. Family Documents:

a. Documentation of legal Florida residency, proof of legal status in the United States (for non-citizens) for applicants not born in the United States (United States citizenship is not required);

b. Driver's license(s) reflecting a current address and complete driving records for any household members or other persons identified who may transport children;

c. Proof of vVehicle insurance.

14. Family Foster Home Safety Documentation:

~~a. Satisfactory home environmental health inspection report completed by Aa licensing specialist who has been trained by the Department state or other state entity, such as the local health department, in the areas of water supply, food holding temperature, plumbing, pest vermin and vector control, sewage, and garbage and rubbish disposal, shall complete the Foster Home Inspection Checklist, incorporated by reference in Rule 65C-13.025 ;~~

b. Radon testing results, when required by Section 404.056, F.S. applicable;

c. Fire inspection report (where required by local zoning laws);

d. Floor plan;

e. Evacuation and disaster preparedness plans; and

f. Documentation of pet vaccinations (if applicable);

~~g. Photographs of household members and pets.~~

15. All prospective, licensed out-of-home caregivers must complete ~~t~~The "Fire Arms Acknowledgement of Firearms Safety Requirements," form CF-FSP 5343, February 2015 2013, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications.

~~(6)(5) Unless otherwise outlined in an Attestation Memorandum of Agreement, CF-FSP 5356, March 2013, incorporated by reference in subsection (3)(b) of this rule and available at www.dcf.state.fl.us/publications/, the Regional Licensing Authority is responsible for ensuring that the licensing application file packet is complete and that all licensing requirements are met for the issuance of the license. If the child-placing agency is contracted with a community-based care lead agency, tThe licensing application file packet shall contain documentation of a review by the community-based care lead agency and the department's Regional Licensing Authority and a recommendation for approval or denial by the community-based care lead agency Regional Licensing Authority.~~

~~(7)(6) If the application file packet is approved, a license shall be issued to the applicant(s). The license shall include the name and address of the caregiver(s), the name of the~~

supervising agency, the licensed capacity, and the dates for which the license is valid. The Regional Managing Director or designee within upper level management shall sign the license. Any limitations shall be displayed on the license ~~if the home study indicates the necessity for such restrictions, such as specific age or gender preference. An initial license is valid for one year from the date of issuance unless the license is revoked or voluntarily relinquished.~~

~~(8)(7)~~ A copy of the license shall be provided by the Regional Licensing Authority to the community-based care lead agency or supervising agency. The community-based care lead agency or supervising agency is responsible for ensuring the license is sent to the foster parent.

~~(9)(8)~~ When the ~~D~~department determines that the application shall be denied, the ~~D~~department shall within 10 business days promptly notify the applicant and supervising agency by certified mail, identifying the reasons for the denial of the license, the statutory authority for the denial of the license, and the applicant's right of appeal pursuant to Chapter 120, F.S. The denial and reason(s) for denial shall promptly be recorded in FSFN the Florida Safe Families Network by the supervising agency.

~~(10)(9)~~ Voluntary withdrawal of an ~~Unless the applicant voluntarily withdraws the application by an applicant, the department shall be documented in FSFN and does not require formal action by the Department proceed with formal actions.~~ Rulemaking Authority 409.145(5), 409.175(5)(a), 435.01(2) FS. Law Implemented 409.145(2), 409.175(5)(a), (6)(a), (b), 435.04, FS. History--New 4-6-08 Amended 3-6-14, _____.

65C-13.026 Continuing Education.

(1) The supervising agency ~~shall may~~ require therapeutic and medical foster homes to comply with complete additional continuing education hours required by Children's Medical Services and the Agency for Health Care Administration based on the level of therapeutic and medical care they provide.

(2) Licensed out-of-home caregivers shall be offered continuing education opportunities by their supervising agency. ~~Continuing education opportunities shall be offered no less than quarterly and at times and places convenient to the licensed out-of-home caregiver.~~ For those licensed out-of-home caregivers unable to attend, other methods shall be developed for satisfying this requirement.

(a) Continuing education materials shall be approved by the supervising agency if they meet the requirements set forth in Section 409.175(14)(d), F.S. Continuing education materials must be approved prior to use.

(b) ~~Completion of Documentation of completed~~ continuing education requirements shall be documented on the provider training page in FSFN Florida Safe Families Network.

~~(3)(2)~~ Licensed out-of-home caregivers participating in required continuing education shall be reimbursed pursuant to section 409.175(14)(d), F.S. for mileage expense at a rate not to exceed the rate paid per mile to supervising agency personnel.

~~(4)(3)~~ If the absence of the caregiver during training would leave children without approved adult supervision, the supervising agency shall make arrangements for child care or shall reimburse the caregiver for child care purchased by the caregiver parents for children in his or her their care.

Rulemaking Authority 409.175(5)(a) FS. Law Implemented 409.175(5)(a) FS. History--New 4-6-08, Amended 3-6-14, _____

65C-13.027 Changes During the Licensed Year.

(1) Law Enforcement Involvement Requirements.

~~(a)~~ The licensed out-of-home caregiver shall report any household member's involvement with law enforcement to the supervising agency within one (1) business day of the occurrence. involvement with any household member. Law enforcement involvement includes arrests, incidents of domestic violence, driving infractions and any local law enforcement response to the home over the course of the licensed year.

(2) Household Circumstance Changes. In addition, the caregiver shall report to the community-based care lead agency within one (1) business day:

(a) Aa change in marital or relationship status, including reconciliation or separation:

1. When a licensed out-of-home caregiver marries, moves in with, or reconciles with an unlicensed spouse or partner, the unlicensed spouse or partner shall submit fingerprints within five (5) calendar days of residence for background screening, unless previously completed. The unlicensed spouse or partner shall also; attend parent preparation pre-service training, if not previously completed within the last five (5) years and meet all licensing requirements. The unlicensed spouse or partner shall have six (6) months from the date of marriage, moving in together, or reconciliation to complete pre-service training. Upon completion of pre-service training, the unlicensed spouse or partner shall complete and submit an "Application for License to Provide Out-of-Home Care for Dependent Children," incorporated by reference in Rule 65C-13.025, F.A.C. Failure to meet the licensing and background screening provisions which may threaten the safety of any child in care, or place the home in violation of the licensing standards, is grounds for denial or revocation of an application or license. During this evaluation period, the home remains licensed and previously placed children may remain in the home pending the outcome of the assessment. No new children shall be placed in the home until the application has been completed and approved. The supervising agency will update the Unified Home Study, including interviews with all children in the home,

verification of satisfactory background screening, and verification of income and expenses, and submit to the community-based care lead agency within 30 calendar days of marriage, moving in together, or reconciliation.

2. In cases of separation, divorce or death of a spouse or partner, the supervising agency shall update the Unified Home Study summary and assess its impact upon the children placed in the home. The Unified Home Study shall summarize the satisfaction of licensing requirements and shall include interviews with the children, if age appropriate, verification of income and expenses and the remaining caregiver's plan to meet all financial obligations. The updated Unified Home Study shall be completed in FSFN and submitted to the Regional Licensing Authority within 30 calendar days of the change of status for issuance of an amended license.

(b) A change in household composition, including plans for changes in sleeping arrangements;

(c) A change of physical address;

(d) Changes in financial situation, such as bankruptcy, repossessions and evictions;

(e) A physical or mental serious health issue that impacts the ability to provide care for the child, such as a debilitating injury or communicable disease regarding a household member;

(f) A change in contact information;

(g) A change in employment or significant change in work or school schedule to the supervising agency within 48 business hours of the change occurring. A significant change is defined as one that impacts the ability to provide care for the child, in work schedule occurs when a licensed caregiver's work schedule differs from the work schedule at initial licensure, and the new schedule causes the caregiver to seek child care. For example, a licensed caregiver's work schedule changes from part time to full time employment. The supervising agency shall notify the lead agency within 24 business hours of learning of any of these changes. Failure to do so may be reason to suspend, deny or revoke a license if the non-reported situation threatens the safety or well-being of any child in care or results in the non-conformity with licensing requirements stated in this rule.

(3)(b) The supervising agency shall assess and document the impact on the household immediately upon learning one of these events has occurred or is likely to occur. Changes in physical address require re-licensing.

(4)(e) All new household members age 18 and older shall be fingerprinted within five (5) business days of residence, and those fingerprints shall be submitted to the Florida Department of Law Enforcement within five (5) business days of the receipt of the fingerprints by the supervising agency. All household members shall meet the requirements for background screening.

(2) Significant Household Changes.

(a) The licensed out of home caregiver must also report the following significant household changes:

Within 10 calendar days from a licensed out of home caregiver marrying or reconciling with an unlicensed spouse or partner, the unlicensed spouse or partner shall complete an "Application for License to Provide Out of Home Care for Dependent Children", CF FSP 5007, July 2014, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-03561>, submit fingerprints within five calendar days of residence for background screening, unless previously completed, attend parent preparation pre service training, if not previously completed within the last five years, and meet all licensing requirements. The unlicensed spouse or partner shall have six months from the date of marriage or reconciliation to complete pre service training. Failure to meet the licensing and background screening provisions which may threaten the safety of any child in care, or place the home in violation of the licensing standards, are grounds for denial, suspension or revocation of an application or license. During this evaluation period, the home remains licensed and previously placed children may remain in the home pending the outcome of the assessment. No new children shall be placed in the home until the application has been completed and approved. The supervising agency will update the home study summary, including interviews with all children in the home, verification of satisfactory background screening, and verification of income and expenses, and submit to the lead agency within 30 days of any marriage or reconciliation.

(b) In cases of separation, divorce or death of a spouse, paramour, or partner, the supervising agency shall update the home study summary and assess its impact upon the children placed in the home. The home study summary update shall include interviews with the children, if age appropriate, verification of income and expenses and the remaining caregiver's plan to meet all financial obligations. The updated home study shall be submitted to the Regional Licensing Authority within 45 calendar days for issuance of an amended license

(c) New Household Member. When new members join the household, the supervising agency shall update the home study summary, address the changes in sleeping arrangements, and submit to the lead agency at the time the home is relicensed.

(5)(d) Once all licensing requirements have been met, the supervising agency shall update the home study summary and submit a new "Application for License to Provide Out-of-Home Care for Dependent Children," incorporated by reference in Rule 65C-13.025, F.A.C., request to the Regional Licensing Authority for the issuance of an amended license.

~~(6)(3)~~ Change of Location. A license is issued for a specific location and is not transferable. A licensed out-of-home caregiver shall notify the supervising agency no less than 30 calendar days prior to the expected date of the relocation. The supervising agency shall update the Unified Home Study summary ~~complete the relocation packet~~ for submission to the Regional Licensing Authority for issuance of an amended a license within 30 calendar days of the relocation.

(a) Within Region.

1. Changing location within the region shall require an “Application for License to Provide Out-of-Home Care for Dependent Children,” incorporated by reference in Rule 65C-13.025, F.A.C., CF FSP 5007, Revised July 2014, available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-03561>; a new Unified an updated Hhome Sstudy for the new location which contains a description of the home and neighborhood, school changes, sleeping arrangements, a satisfactory environmental health inspection of the new residence, the current floor plan, disaster plan, home emergency evacuation plan, fire inspection where required by local zoning laws and radon testing where applicable. A provisional license may be issued prior to the health inspection after the supervising agency conducts a safety assessment of the new location. This provisional license will expire within 90 days of issuance by the Regional Licensing Authority. No new children shall be placed in a home that is provisionally licensed.

2. The supervising agency shall obtain all required documentation and submit it to the community-based care lead agency and Regional Licensing Authority for review. The community-based care lead agency will submit all required documents to the Regional Licensing Authority to initiate the issuance of an amended a standard license. Noncontracted supervising agencies shall obtain all required documentation and submit it directly to the Regional Licensing Authority.

3. The supervising agency shall complete at least one (1) home visit as part of the updated licensing home study.

4. If approved, an amended license shall be issued and shall expire on the same date as the previous license.

5. If licensure of the new home is not recommended and there are children currently placed in the home, the primary case manager shall immediately assess whether begin assessing alternative placement is necessary options.

(b) Between Regions.

1. A licensed out-of-home caregiver who plans to move from one region to another and wishes to continue being licensed shall notify his or her their current supervising agency at least 30 thirty calendar days prior to the planned move. Coordination and responsibility for ensuring the transition of the license shall be as follows:

a. The supervising agency shall assist the licensed out-of-home caregiver in finding a supervising agency in the new region.

b. The current community-based care lead agency and supervising agency will work in partnership to secure a commitment from the receiving supervising agency in the new region to complete the requirements for licensing the new home re-licensing.

2. The current supervising agency shall send the new supervising agency a copy of the licensed out-of-home caregiver’s signed secure a release of information form from the family that is relocating, “Release of Information,” CF FSP 5090, February 2013, incorporated by reference in Rule 65C-13.023, F.A.C. and available at www.def.state.fl.us/publications/. Upon receipt, the new The current supervising agency shall then send the new supervising agency information to allow the agency to access the family’s information in FSFN. If the new supervising agency does not have access to FSFN, the current supervising agency shall provide a complete copy of the licensing file, including the new contact information for the out-of-home caregiver, to the new supervising agency.

3. The new supervising agency will contact the licensed out-of-home caregivers within five (5) business days immediately upon notification of the relocation to begin the licensing process.

4. When currently placed children are relocating with the out-of-home caregiver, the new supervising agency shall submit the home study and completed application file packet according to the regional licensing submission process within 30 calendar thirty days of notification of relocation.

~~5. Prior to submission of the home study and application packet, the new home remains unlicensed but a provisional license may be issued after the safety assessment is completed and received by the new Regional Licensing Authority and prior to the satisfactory home environmental health inspection report completed by a licensing specialist who has been trained by the state or local health department to conduct such inspections. This provisional license will expire within 90 days of issuance by the Regional Licensing Authority. No new children shall be placed in a home that is provisionally licensed.~~

~~56. The new Regional Licensing Authority in the new region shall request any additional documentation legally required to ensure that all minimum standards and out-of-home caregiver expectations are met within 10 business ten working days of receipt of the application file packet. If no additional information is legally required, the new license shall be issued within 10 business ten working days of receipt of the complete application file. packet. No additional children will be placed in the home until the new license is signed.~~

67. If the decision is made to deny the new application, the Regional Licensing Authority will notify the applicant and supervising agency by certified mail within five (5) business working days of the decision to deny, identifying the reasons for the denial of the license, the statutory authority for the denial of the license, and the applicant's right of appeal pursuant to Chapter 120, F.S. The denial and reason(s) for denial shall promptly be recorded in the FSFN Florida Safe Families Network by the supervising agency. If there are any children who that moved with the caregiver from the former region, the Regional Licensing Authority will notify the new supervising agency within 24 twenty-four hours of the decision to deny the application. The new supervising agency shall notify the former supervising agency and the contracted service provider responsible for courtesy supervision within 24 twenty-four hours of receiving the notice. All possible placement options, the possible risk to the children and their best interest shall be considered and a decision made regarding their placement within 24 twenty-four hours of receipt of the notification. The removal and placement of the children is the responsibility of the former supervising agency and the contracted service provider with primary responsibility for supervision of the children.

(c) Out of State. The same process as outlined for a change between regions in region is to be followed. However, if the children are to move out of state with the licensed out-of-home caregiver, the primary case manager is required to initiate an Interstate Compact for the Placement of Children request pursuant to Section 409.401, F.S. ~~In any instance where the decision to relocate to another state is made or it is intended to send or bring the child to the receiving state, or the child and existing family unit have already been sent or brought to the receiving state, an ICPC-100A, Interstate Compact Placement Request, CF 0794, October 2005, incorporated by reference and available at www.def.state.fl.us/publications/, the required supporting documentation shall be prepared immediately upon the making of the decision, processed within five (5) business days by the sending agency's state compact administrator and transmitted to the receiving state compact administrator with notice of the intended placement date. The sending agency's state compact administrator shall request that the receiving state respond to the case within five (5) business days of receipt of the request and with due regard for the desired time for the child to be sent or brought to the receiving state. If the family unit and child are already present in the receiving state's compact administrator shall determine within five (5) business days of receipt of the 100A and complete home study request packet whether provisional approval shall be granted and provide the decision in writing to the sending state compact administrator by facsimile, mail, overnight mail or electronic transmission, if acceptable. If extenuating circumstances exist,~~

~~the case manager shall provide an explanation and documentation of the circumstances surrounding the move for consideration and processing by the Florida Interstate Compact for the Placement of Children Office.~~

~~(7)(4) Change of Supervising Agency.~~

(a) A currently licensed out-of-home caregiver wishing to change providers shall notify in writing his or her current supervising agency, file an "Application for License to Provide Out of Home Care for Dependent Children" CF FSP 5007, February 2013, incorporated by reference and available at www.def.state.fl.us/publications/, with the desired supervising agency.

(b) Within 15 calendar days of being notified of the requested change, the current supervising agency shall notify the Regional Licensing Authority. The desired supervising agency shall:

1. Request all information concerning the performance of the respective licensed out-of-home caregiver from the current supervising agency, including the agency's ~~their~~ recommendation for licensure;

2. Consider the application and advise the applicant in writing of whether it does or does not find the family appropriate for transfer to its ~~their~~ agency within 30 days of receipt of the application; and

3. Notify the sending agency and the Department of the determination.

4. If the family is found to be inappropriate for continued licensure, the supervising agency and Regional Licensing Authority shall deny the application, and the Department shall make the family aware of the appeal process. The denial and reason(s) for denial shall promptly be recorded in FSFN the Florida Safe Families Network by the supervising agency.

(c) Supervising agencies shall share all information concerning the performance of the respective licensed out-of-home caregiver, along with their recommendations, upon request.

(d) If the licensed out-of-home caregiver is accepted, the new supervising agency shall submit a new application packet according to the regional licensing submission process for issuance of the new license.

(e) If the request to change providers occurs during the licensure year, the new supervising agency need only submit an "Application for License to Provide Out-of-Home Care for Dependent Children," CF FSP 5007, Revised July 2014, incorporated by reference [Rule 65C-13.025, F.A.C.](http://www.flrules.org/gateway/reference.asp?NO=Ref-03561) and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-03561> and www.def.state.fl.us/publications/, and letter of acceptance in accordance with the regional licensing submission process.

(f) Upon notification, the Regional Licensing Authority shall have 15 calendar days to notify the licensed caregiver's requested supervising agency of the request to amend the license.

(g) The Regional Licensing Authority will issue an amended license to reflect the new supervising agency for the remainder of the established licensure year. The new supervising agency assumes all responsibility for the annual re-licensure activities.

Rulemaking Authority 409.175(5)(a) FS. Law Implemented 409.175(5)(a), (7) FS. History—New 4-6-08, Amended 3-6-14, _____.

65C-13.028 Re-Licensing.

(1) Requirements.

(a) Re-licensing procedures shall be initiated by the supervising agency and the re-licensing ~~file packet~~ shall be submitted to the licensing authority at least 30 calendar ~~thirty~~ days prior to expiration of the current license. However, if the attestation model is used, the relicensing file shall be submitted to the licensing authority at least 10 business days prior to expiration of the current license. The re-licensing process shall not be initiated more than 90 calendar ~~ninety~~ days prior to the expiration of the current license.

(b) Out-of-home caregivers requesting to be re-licensed shall complete the "Application for License to Provide Out-of-Home Care for Dependent Children," ~~CF-FSP 5007, February, incorporated by reference in Rule 65C-13.025, F.A.C. and available at www.dcf.state.fl.us/publications/.~~

1. Persons living together in a caretaking role, as determined by the supervising agency, shall both sign the application.

2. Persons shall be considered living together in a caretaking role if:

a. The person living in the home is the partner (paramour) of the primary caregiver; or

b. The person living in the home will have responsibility for caring for the children in the home and addressing their needs.

~~Any licensed out of home caregiver that requests an application either verbally or in writing for re-licensure shall be provided one.~~

(c) An applicant shall sign all required re-licensing documentation as requested.

(d) The supervising agency shall ensure the completion of the application process by completing ~~doing~~ the following:

1. Request a home environmental health inspection report to be completed by a licensing specialist who has been trained by the Department or other state entity, such as the state or local health department. Health inspections completed by the Department of Health ~~The request shall be requested made~~ 60 days in advance of the home's re-licensing due date to facilitate

the receipt of a satisfactory environmental health inspection report prior to the expiration of the license. For the homes that are issued a three-~~(3)~~-year license, the health inspection is not required annually; however, the home health inspection must be completed before the end of the three-~~(3)~~-year licensure period.

2. Direct the licensed out-of-home caregivers to obtain a radon test at the every fifth year for relicensing purposes, if required by Section 404.056, F.S. After two radon measurements with negative results, no further testing is required unless the home has significant structural changes.

(e) The supervising agency shall ensure that all required background screening has been completed pursuant to Rule 65C-13.023, F.A.C.

(f) References. The supervising agency responsible for completing the re-licensing home study shall obtain and review information about the home from the "Case Manager/Case Work Manager's Review of Foster Parent," ~~the Licensed Out-of-Home Caregiver's Performance~~, CF-FSP 5223, February 2015 ~~March 2013~~, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications/ and the "Quality of Licensed Caregiver's Home – Community Input," CF-FSP 5225, March 2007, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications/; The "Case Manager/Case Work Manager's Review of Foster Parent" and at least one "Quality of Licensed Caregiver's Home – Community Input" shall be completed for every child who has been placed for a minimum of 30 calendar days. for the case managers who have supervised children in the home during the previous licensing year. The supervising agency and case manager must staff and address in FSFN any issues raised by the case manager in the re-licensing home study.

(g) The supervising agency shall obtain ~~from the case managers~~ the completed "Exit Interview with Foster Child about Foster Parents" form, CF-FSP 5353, February 2015 ~~March 2013~~, incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications/. This form must be completed for every child when children over the age of five (5) who exits ~~exit~~ the home following a placement of 30 calendar ~~thirty~~ days or longer ~~more~~. The supervising agency will review the exit interviews and must address issues raised in the exit interviews in the relicensing summary. The re-licensing ~~file packet~~ must contain all applicable exit interviews. If exit interviews are not provided with the re-licensing ~~file packet~~, the supervising agency must document efforts made to secure the exit interviews, and the proper administrator of the community-based care lead agency and supervising agency shall be notified.

(h) The supervising agency shall obtain from the licensed out-of-home caregiver a completed “Foster Parent’s Review of the Case Worker/Care Manager” form, CF-FSP 5224, February 2015, incorporated by reference and <https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX> and www.dcf.state.fl.us/publications/, and review information from case managers who supervised children in the home during the previous licensing year. The supervising agency must address any issues raised by the licensed out-of-home caregiver with the case management staff and in the relicensing home study.

~~(i)(h)~~ Applicants for renewal shall provide the agency with:

1. Documentation of at least eight (8) hours of continuing education annually in service training; and

2. A current Updated driver’s license, driving record, and auto insurance coverage information, as applicable.

(2) Re-licensing Procedures.

(a) The supervising agency shall conduct a minimum of one (1) face-to-face visit in the home and interview all household members prior to re-licensure.

(b) The supervising agency shall review and discuss ~~the~~ “Partnership Plan for Children in Out-of-Home Care,” CF-FSP 5226, February 2013, incorporated by reference in Rule 65C-13.025, F.A.C., and available at www.dcf.state.fl.us/publications with the applicants, and document the date of the discussion in FSFN.

(c) The licensing counselor shall inspect the entire premises of the home, including all interior and exterior areas, for continued compliance with ~~initial~~ licensing standards. A narrative shall be included in the Physical Environment section of the Unified Home Study.

(d) Vehicles used for transporting children shall be observed for seatbelt compliance and any obvious safety hazards documented and addressed in a corrective action plan, if necessary. Observations, including compliance, shall be included in the Unified Home Study.

(e) Fire drill logs shall be reviewed and discussed to ensure continued compliance with ~~initial~~ licensing standards. The evacuation plan and disaster preparedness plan shall be reviewed and discussed.

(3) Re-licensing Unified Home Study. As a part of the re-licensing application ~~file packet~~, the supervising agency shall make a thorough assessment and evaluation of each licensed out-of-home caregiver and document this evaluation using the Unified Home Study module in FSFN.

(a) The updated home study shall include all of the assessments required for an initial licensing home study as specified in Rule 65C-13.025, F.A.C. In addition, the updated home study shall include an assessment of fostering experiences over the past licensing year, including: at a minimum:

~~(a) Demographics: Names, Dates of Birth, Address, and contact numbers;~~

~~(b) In-Service Training. List all applicable training, including dates, number of hours and topics. Identify expiration date for water safety training as applicable;~~

~~(c) Chronology. Dates of home visits and persons interviewed;~~

~~(d) Family Composition and Description. Note any changes in household composition, employment, family members, arrests, divorce or separations, serious illness or medical conditions in detail. Any new household member shall be interviewed and a written summary provided;~~

~~(e) Home and Neighborhood. Any changes to the physical environment, addition of a pool or remodeling, fencing, physical surroundings, and sleeping arrangements, maintenance of both interior and exterior conditions of home, surrounding outdoor area and continued availability of safe play areas for children, shall be documented;~~

~~(f) Animals. Any new animals such as dogs, cats or exotic pets that could potentially cause harm to a child should be discussed as in the initial licensing home study. Animals requiring rabies vaccination under Section 828.30, F.S., must be vaccinated for rabies and their vaccinations current at the time of re-licensure;~~

~~(g) Licensed out of home caregiver’s fostering experience. Documentation of the licensed out of home caregiver’s experiences with staff and providers and his or her statements regarding services received by the child shall be completed. The licensed out of home caregiver’s experience over the previous licensing year and the family’s feelings of how fostering has affected their relationships or lifestyle shall be discussed;~~

~~1.(h) Discipline. Description of how the licensed out-of-home caregiver has managed behavior with children placed in the home;~~

~~2.(i) Family life.~~

~~(i)1- Documentation of the licensed out-of-home caregiver’s support and integration of children into the family, such as attendance at and involvement with children’s activities, ensuring children have reliable transportation to school, social events, medical appointments, and inclusion in other family activities. The supervising agency will describe the licensed out-of-home caregiver’s attentiveness to the provision of clothing and allowances to the children in his or her ~~their~~ care;~~

~~(ii)2- Documentation of the level of cooperation of licensed out-of-home caregivers with the children’s families, including visitation for ~~any~~ children placed in the home during the previous licensing year. Describe how the family has worked with the supervising agency and other service providers;~~

~~(iii)3- Documentation of the licensed out-of-home caregiver’s compliance with proper administration and~~

monitoring of medication, and cooperation with medical directives and appointments;

~~(iv)4.~~ Documentation of the maintenance of school and resource records for each child in placement.

~~(j) Child care. Assess and document the current arrangements for child care and after school care;~~

~~(k) Transportation Safety.~~

~~1. The licensed out of home caregiver shall have transportation available twenty four hours a day. All vehicles used to transport children shall be in safe condition, in compliance with applicable motor vehicle laws of the state, and equipped with seat belts and approved car seats for children as required by law. Vehicles shall be smoke free when children are being transported. The licensed out of home caregiver shall have the ability to safely transport the number of children in his or her own care. The licensed out of home caregiver shall ensure appropriate safety equipment is utilized.~~

~~2. The licensed out of home caregiver shall have all vehicles insured.~~

~~(l) Employment, Financial Capacity and Income. Any change in financial status or employment shall be addressed;~~

~~(m) Safety. Assess and document continuing compliance with initial licensing standards as they relate to the safety of the home;~~

~~(n) Other Adult Household Members. Documentation of the responsibilities the applicant(s) will expect the other adults in the household to have with children placed in the home.~~

~~(o) Background Screening. The results of all background screening information shall be obtained, reviewed and assessed for each individual in the home who is older than twelve years of age.~~

~~3.(p) History of Placement Activity. Placement activity during the previous licensing year shall be identified and discussed. If the family requested that a child be moved, the reasons and circumstances must be addressed. The narrative must provide detail about each child who has left the home and address how the family has worked with each child;~~

~~4.(q) Youth Exit Interviews. An exit interview, "Exit Interview with Foster Child About Foster Parents", ~~CF FSP 5353, March 2013, incorporated by subsection (1)(g) of this rule, _____ reference _____ and _____ available _____ at <https://www.flrules.org/gateway/reference.asp?NO=Ref-03569> and www.def.state.fl.us/publications must be conducted and assessed with every child age ~~ages~~ five (5) through 18 ~~eighteen~~ who lived in the home for 30 days or longer;~~~~

~~5.(r) Staff Feedback. A summary of feedback from lead and/or supervising agency staff members as it relates to the family's continued suitability and performance as a licensed out-of-home caregiver;~~

~~6.(s) Investigations, Special Condition Referrals, Concerns or Complaints. A summary assessment of investigations and~~

special condition referrals, incident reports, accidents and complaints during the previous licensing period ~~must be included ; and~~

~~7.(t) Summary. All forms and information obtained as a part of the relicensing process shall be summarized in a written narrative. The narrative should include the characteristics of children for whom the family is most appropriate, including number of children, age, gender, special needs and behaviors. A summary of the family's ability to continue the provision of foster care services shall be completed and encompass the following:~~

~~1. A recommendation concerning the appropriateness of continued licensure including a professional development plan.~~

~~2. An on-going continuing education needs assessment;~~

~~(b) The Unified Home Study shall be completed, reviewed, and approved in FSFN. The home study shall also be signed and dated by the counselor responsible for completing the study and the counselor's supervisor. The licensed out-of-home caregiver shall be offered an opportunity to sign the home study and must be provided a copy. The signature pages shall be uploaded as an attachment to the Unified Home Study in FSFN.~~

~~3. If re-licensure is not recommended, the applicant must be made aware of the appeal process by the Regional Licensing Authority. Attempts must be made to assist the licensed out of-home caregiver in overcoming identified deficiencies. The denial of re-licensure and reason(s) for denial shall promptly be recorded in the FSFN Florida Safe Families Network by the supervising agency.~~

~~4. The home study shall be reviewed, signed and dated by the counselor responsible for completing the study and the counselor's supervisor. The licensed out of home caregiver shall be offered an opportunity to sign the home study and must be provided a copy;~~

~~(4) Re-licensing Process~~

~~(a) A supervising agency shall conduct an annual re-licensing evaluation of the agency's licensed homes in order to make a recommendation, prior to licensing expiration, to the Department regarding renewal of the family's license.~~

~~(b)(a) If the region does and community-based care lead agency do not participate in the attestation model for license, the Regional Licensing Authority shall determine if the re-licensing application file packet is complete and notify the community-based care lead agency in writing of the need for any additional materials or information within 10 business working days of receipt of the re-licensing file packet. The community-based care lead agency must submit the necessary materials or information to the Regional Licensing Authority within 10 business ~~ten working~~ days of receipt of the written notice. A license cannot be issued until all information has been received ~~in order to ensure the safety and well being of children.~~~~

(c)(b) If approved, a license shall be issued to the applicant no later than 10 business ten working days from receipt of the complete re-licensing file packet.

(d)(e) If the completed file packet of materials was received prior to the expiration of the existing license then, upon approval, the renewal date of licensure shall begin on the day the existing license expires.

(e)(d) If the submitted application file packet is not complete at the time the existing license expires, the renewal date of licensure shall be the actual date of approval by the Regional Licensing Authority. No child shall be placed or remain in an unlicensed setting.

(f)(e) A copy of the license shall be provided by the Regional Licensing Authority to the community-based care lead agency for dissemination to the supervising agency or directly to the supervising agency if the agency does not contract with the community-based care lead agency. The supervising agency is responsible for sending the license to the family.

(g)(f) If the supervising agency or Regional Licensing Authority determines that the out-of-home caregivers have not satisfactorily met the standards for continued licensure, the licensing authority shall consult with the rRegional lLegal cCounsel, community-based care lead agency and supervising agency; concerning the appropriate course of action.

(h)(g) If the Regional Licensing Authority denies the application for re-licensure, the applicant shall be notified in writing within 10 business days of the determination, identifying the reasons for the denial, the statutory authority for the denial and the applicant's right of appeal pursuant to Chapter 120, F.S. The applicant shall be afforded the opportunity to withdraw the application. If the applicant elects to withdraw the application, this must be documented in FSFN, and the applicant does not voluntarily withdraw the application, the Regional Licensing Authority shall proceed with formal actions.

(i)(h) Licensed out-of-home caregivers meeting the criteria of Section 409.175, F.S., may be issued a license for longer than one (1) year, but no longer than three (3) years. During the three (3)-year period the licensing counselor shall annually conduct a minimum of one (1) face-to-face visit in the home. The licensing agency shall complete submit local law enforcement screenings, abuse registry checks, FBI and FDLE clearance based on the five (5) year renewal date and other documentation outlined in this rule section and notify submit it to the Regional Licensing Authority with a Provider Note in FSFN statement certifying that the family continues to meet all licensing requirements annually.

(5) Three-Year License. Section 409.175, Florida Statutes, and subsection 65C-13.028(4)(h), Florida Administrative Code, grant the authority to licensing agents to issue a license for up

to three years to a family foster home (this includes medical or therapeutic foster homes) meeting specific criteria. A family foster home shall not be issued a 3-year license unless meet the following criteria are met to be considered for a three year license:

(a) The family has been licensed for at least the three (3) previous consecutive years or longer.

(b) The family has not been the subject of a report of child abuse or neglect with verified findings of maltreatment or a foster care referral leading to a corrective action plan, with findings of maltreatment and is recommended by the assigned Child Placing Agency and the lead agency for a three year license.

(c) The family is in good standing with the Department as evidenced by the following:

1. The family has not been placed on a performance improvement plan/corrective action plan during the last three (3) years.

2.(d) The family has clear background checks. An exemption from disqualification pursuant to Section 435.07, F.S., shall not be considered a clear background check.

(e) The home is not licensed for more than five children.

(f) The family has no infractions of good moral character.

(g) The number and frequency of placements that result in disruptions will be considered and used in the decision as to whether to issue a three year license.

(6) Documentation. A licensing Unified Home Study addendum brief, yet concise summary shall be that is completed annually, using the Unified Home Study module in FSFN will replace the Re-licensing Summary for Licensed Homes for Dependent Children. The addendum This summary must address all changes that have occurred in the household during the licensing year and allow foster parents to discuss any issues, concerns or triumphs they experienced during the licensing period. The addendum summary shall include:

(a) Youth exit interviews, and case manager reviews and foster parent reviews;

(b) Documentation of at least eight (8) hours (annually) of continuing education in-service training;

(c) Documentation of updated water safety training, if applicable;

(d) Background screening, pursuant to Rule 65C-13.023, F.A.C., which includes local law enforcement records checks completed prior to the one (1) year expiration date on existing checks, abuse history checks, and FDLE re-screening, if applicable;

(e) Pet vaccinations, if applicable;

(f) Documentation of driver's license(s) and vehicle insurance; and

(g) Updated evacuation and disaster preparedness plan if changes in the layout of the home or means of egress have occurred.

~~(h) The annual health inspection is waived for three year licensed homes and only occurs at the expiration of the three year licensing period.~~

(7) Applicants Previously Licensed or Approved in another State, or Region.

(a) If the applicants were licensed previously in another state or outside the region in which they are seeking licensure, the supervising agency shall make a written request to the previous licensing agency for a reference, copies of the initial and previous licensing studies, closing summaries, information about any complaints, foster care referrals, or concerns expressed regarding the prospective family's parenting ability, reason for closure, and the results of their background screening and abuse history check.

(b) The written request and all information received from the originating state, or region shall be included in the application file packet. All attempts to obtain the information shall be documented.

(c) Applicants who have previously completed a departmentally approved pre-service training curriculum in the past five (5) years, and who can provide proof of completion, shall not be required to complete pre-service training except portions of the training curriculum that have been updated since their previous completion. Applicants who completed pre-service training in another state shall may be exempt from pre-service training if the curriculum meets the content requirements established in Section 409.175, F.S., for is the same as an approved version of pre-service training offered in Florida. Supervising agencies shall submit a copy of the curriculum to the Regional Licensing Authority for review and approval if the previously completed training is not an approved curriculum in Florida. The Regional Licensing Authority shall approve training curriculum that meets the required hours and content requirements specified in Section 409.175(14)(b)1.-7., F.S.

(8) Re-opening of Previously Licensed Out-of-Home Caregivers within the Region.

(a) If the applicants were licensed previously in the same region where they are currently seeking licensure, the supervising agency shall obtain and review information from the previous supervising agency which describes the applicants' performance and history as licensed out-of-home caregivers. All attempts to obtain the information from the prior agency shall be documented.

(b) Applicants shall complete all initial licensing requirements with the exception of pre-service training, if previously completed within five (5) years.

(c) All information received from the originating supervising agency shall be included in the application file packet.

(d) Required background screening for previously licensed out-of-home caregivers shall be completed no more than 90 calendar days prior to the submission of the application.

~~(e) The requirements in Rule 65C-13.028(4), F.A.C., shall be met. If the application packet is approved, a license is issued to the applicant(s). The license shall include the name and address of the caregiver(s), the name of the supervising agency along with the licensed capacity and the dates for which the license is valid. The regional administrator or designee in upper level management shall sign the license. Any limitations shall be displayed on the license if the study indicates the necessity for such restrictions, such as specific ages or gender preference.~~

~~(f) A copy of the license shall be provided by the Regional Licensing Authority to the supervising agency.~~

~~(g) If the Regional Licensing Authority denies the application for re-licensure and the applicant does not voluntarily withdraw the application, the Regional Licensing Authority shall proceed with formal actions. The denial of re-licensure and reason(s) for denial shall promptly be recorded in the Florida Safe Families Network by the supervising agency. Rulemaking Authority 409.145(5), 409.175(5)(a) FS. Law Implemented 409.145(2), 409.175(5)(a), (6)(b) FS. History-New 4-6-08, Amended 3-6-14,_____.~~

65C-13.029 Licensed Out-of-Home Team Member Roles. Rulemaking Authority 409.175(5)(a) FS. Law Implemented 409.175(5)(a) FS. History-New 4-6-08, Amended 3-6-14, Repealed.

65C-13.030 Standards for Licensed Out-of-Home Caregivers.

(1) Requirements.

(a) All licensed out-of-home caregivers shall comply with Rules 65C-28.003(1), (3)-(4), 65C-28.009(2), 65C-28.018(1), and 65C-28.019, F.A.C.

~~(b)(a) Placement capacity requirements shall comply with Section 409.175(3), F.S. There shall be no more than five children in a licensed home, including the licensed out-of-home caregiver's children unless an over capacity exception has been approved.~~

~~(b) There shall be no more than two children under the age of two years in a home, including the licensed out of home caregiver's children unless exception has been approved.~~

~~(c) There shall be no more than two children placed in a therapeutic family foster home unless an exception has been approved.~~

~~(c)(d) Each licensed out-of-home caregiver shall sign a "Partnership Plan for Children in Out-of-Home Care," CF-FSP 5226, February 2013, incorporated by reference in Rule 65C-~~

13.025, F.A.C. and available at ~~www.def.state.fl.us/publications~~. The agreement shall be reviewed, and discussed with a licensing counselor prior to initial licensure and again at each re-licensure. The document must be signed by a representative from the supervising agency, the potential or licensed out-of-home caregiver, and at placement by the case manager.

(d) The child's resource record (CRR) shall be maintained by the licensed out of home care giver. The CRR is a standardized record developed and maintained for every child entering out-of-home care that contains copies of the basic legal, demographic, available and accessible educational, and available and accessible medical and psychological information pertaining to a specific child, as well as any documents necessary for a child to receive medical treatment and educational services. Where medical or educational information is not available and accessible, written documentation of the efforts made to obtain the information must be in the file. The CRR shall be housed where the child is placed and shall accompany the child to every health encounter and shall be updated as events occur.

(2) Food and Nutrition.

(a) Licensed out-of-home caregivers shall provide nutritionally balanced meals and age appropriate snacks daily.

(b) Licensed out-of-home caregivers are expected to provide for any special dietary needs of children placed in their home. The licensed out of home caregiver shall be sensitive to the parent's input regarding special dietary needs.

(c) Licensed out-of-home caregivers shall not withhold food as a means of discipline or punishment.

(3) Discipline.

(a) Licensed out-of-home caregivers shall discipline children with kindness, consistency, and understanding, and with the purpose of helping the child develop responsibility and self-control.

(b) Licensed out-of-home caregivers shall use positive methods of discipline. Acceptable methods of discipline include: reinforcing acceptable behavior, expressing verbal disappointment of the child's behavior, loss of privileges, grounding, restricting the child to the house or yard, sending the child out of the room and away from the family activity, and redirecting the child's activity.

(c) Licensed out-of-home caregivers shall not subject children to cruel, severe, or unusual forms of discipline.

(d) Licensed out-of-home caregivers shall not use corporal punishments of any kind.

(e) Licensed out-of-home caregivers shall not delegate discipline or permit punishment of a child by another child or by another adult not in a caregiver role.

(f) Licensed out-of-home caregivers shall not withhold meals, clothing, allowance or shelter as a form of discipline.

(g) Licensed out-of-home caregivers shall not ridicule or punish a child for bed-wetting or other lapses in toileting.

(h) No child shall be mechanically restrained or locked in any enclosure, room, closet, bathroom or area of the house or premises, for any reason.

(i) Licensed out-of-home caregivers shall not threaten a child with removal, or with a report to authorities or prohibit visitation with family and significant others as consequences for unacceptable behavior.

(j) Licensed out-of-home caregivers will seek the assistance of the child's case manager or therapist for behavior problems.

~~(4)(e)~~ Placement of a child in a home licensed by the Agency for Persons with Disabilities (APD) shall be approved by the Agency for Persons with Disabilities prior to placement. A home licensed by the ~~APD Agency for Persons with Disabilities~~ may be utilized for placement of children eligible for both programs without obtaining a separate license if the child is receiving Supplemental Security Income (SSI).

~~(5)(f)~~ Licensed Out-of-Home Caregivers Providing Child Care.

1. Licensed out-of-home caregivers contracting with a community-based care lead agency are authorized by Section 409.988(2)(c) ~~409.1674~~, F.S., to provide child care as a Licensed Family Day Care Home, as defined in Section 402.302, F.S., and may be dually licensed. ~~A dually licensed family foster care for more than five children, including biological, foster, and adopted children. Therapeutic or Medical Family Foster Homes shall not be dually licensed.~~

2. All licensing standards and requirements for family foster homes and family day care homes shall be met and maintained.

3. Licensed out-of-home caregivers shall limit their hours of operation as a Family Day Care Home ~~to as follows:~~

a. ~~Hours of operation shall only occur between 6:00 a.m. and 7:00 p.m.;~~

b. ~~Based on the premise that the foster care maintenance assistance is for the care of a foster child for a twenty four hour period and includes the provision of daily supervision for the foster child,~~

4. ~~The~~ out-of-home caregiver shall not be paid both the foster care board rate and child care subsidy for the same child;

5. A family foster home providing child care under this section shall be inspected a minimum of twice per year, ~~at least~~ once by daycare licensing staff and once by the supervising agency's licensing specialist. The inspection is to assess the impact of the child care operation on the children in care fostering experience;

~~6d.~~ Where family foster homes are also licensed as a Family Day Care Home, the ~~Department~~ shall ~~make every~~

~~effort to~~ coordinate inspections with a licensing counselor from the child-care licensing program; and

7e. Complaint investigations shall be conducted in conjunction with a representative from child care licensing.

~~(6)(2)~~ Caregiver Personal Standards.

(a) A licensed out-of-home caregiver shall be a stable, responsible, and mature individual who is at least 21 ~~twenty-one~~ years of age.

(b) At least one (1) licensed out-of-home caregiver in the home shall be able to effectively communicate with any children placed in the home and with the supervising agency.

(c) A licensed out-of-home caregiver shall not operate the home as an adult boarding or rooming home or an adult daycare facility.

(d) Child care. Child care for children in licensed out-of-home care shall be in a licensed early education or child care program chosen by the caregiver(s). These providers must be participating in the school readiness program through the local early learning coalition. Examples of licensed early education or child care programs include according to the following order:

1. Gold Seal accredited child care providers or providers participating in a quality rating system;
2. Licensed child care providers;
3. Public school providers; and
4. License exempt child care providers, including religious exempt, registered, and non-public schools.

~~These providers must be participating in the school readiness program through the local early learning coalition.~~

~~If there is no available Gold Seal accredited child care provider or space for the child at the Gold Seal provider, then the caregiver shall chose a licensed child care provider. If a licensed child care provider has no availability, the caregiver shall chose a public school provider. If there is no availability at a public school provider, the caregiver shall chose a license exempt child care provider as required by this subparagraph.~~

(e) The cost of child care shall be assumed by the licensed out-of-home caregiver to the extent that subsidized child care is unavailable.

~~(7)(3)~~ Physical Environment.

(a) ~~The home shall be inspected by a licensing specialist who has been trained by the state or local health department, to conduct such inspections. The home must receive a satisfactory inspection result for water supply, food holding temperature, plumbing, vermin and vector control, sewage, and garbage and rubbish disposal, prior to initial licensing and annually prior to re-licensing.~~

~~1. Water Supply. When water is accessible to those in care, the water temperature shall not exceed 120 degrees Fahrenheit to avoid scalding. Adequate hot water shall be provided at a minimum of 100 degrees Fahrenheit.~~

~~a. Routine Testing. Licensed out of home caregivers not served by a municipal water supply shall test the water and submit bacteriological water test results to the local county health department:~~

~~(I) Before license approval;~~

~~(II) At least every 12 months;~~

~~(III) Upon relocation;~~

~~(IV) Before having the well placed in service after construction, repair, or modification; or~~

~~(V) After an emergency situation, such as a flood, that may introduce contaminants to the system.~~

~~b. Test results must be negative for bacteriological contamination.~~

~~c. Positive test results require the facility to use potable water from a source approved by law for the purpose of drinking, cooking, and oral contact, until test results are negative. In addition, wells that test positive shall be disinfected, flushed, and tested for bacterial contamination.~~

~~d. Laboratory test results must be submitted to the local county health department, in writing, by the testing laboratory.~~

~~e. Testing can be obtained through the local county health department or a certified independent laboratory.~~

~~2. Food Holding Temperature. Food storage equipment shall be provided to keep all potentially hazardous foods at safe temperatures, 41 degrees Fahrenheit or below or 140 degrees Fahrenheit or above. Refrigeration units used for the storage of potentially hazardous foods shall be provided with a numerically scaled indicating thermometer accurate to plus or minus 3 degrees Fahrenheit. The thermometer shall be located in the warmest or coldest part of the units as may be applicable and of such type and so situated that the temperature can be easily and readily observed by the licensed out of home caregiver and any inspector.~~

~~3. Vector Control.~~

~~a. Effective control measures shall be utilized to minimize the presence of rodents, flies, cockroaches, and other vectors and vermin on the premises. Effective measures shall include any method or device or the application of any substance to prevent, destroy, repel, mitigate, curb, control any pest in, on, or under the structure or lawn.~~

~~b. The creation, maintenance, or causing of any condition capable of causing vectors and vermin will not be permitted. The home shall be effectively maintained rodent proof and rodent free. All outside openings shall be effectively sealed or screened with 16 mesh screening or equivalent, to prevent entry of insects, rodents, or other vectors and vermin.~~

~~4. Sewage. Any home not on a municipal sewage system and having an onsite sewage treatment and disposal system or septic tank, shall meet applicable standards in Chapter 64E-6, Florida Administrative Code.~~

~~5. Garbage and Rubbish Disposal. All garbage, trash, and rubbish from the kitchen area shall be collected daily and placed in garbage receptacles. Garbage or trash containing diapers or any odor-causing agent shall also be collected daily and placed in garbage receptacles. Garbage or trash consisting only of paper items must be collected weekly and placed in garbage receptacles. Garbage shall be removed from garbage receptacles frequently enough to prevent a sanitary nuisance, as defined in Chapter 386, F.S. Wet garbage shall be collected and stored in impermeable, leak-proof, fly-tight containers pending disposal. All containers, storage areas, and surrounding premises shall be kept clean and free.~~

~~(b) Family foster homes located in counties designated by the Department of Community Affairs Florida Radon Protection Map Categories as "intermediate" or "Elevated Radon Potential" areas shall be tested to determine the level of indoor radon as required in Section 404.056, F.S. Radon levels shall be at a level which does not affect the safety and well-being of children in the homes. Re-testing of licensed family foster homes for radon gas shall take place as required in Section 404.056, F.S.~~

~~(a)(e) Outdoor Area.~~

~~1. The exterior of the home and premises shall be free from objects, materials, and conditions which constitute a danger to children. All garbage and trash shall be covered and removed regularly. There shall not be large, potentially dangerous items stored in the safe outdoor play area, such as old refrigerators, stacks of lumber and unregistered vehicles or boats.~~

~~2. The home shall have a safe outdoor play area on the property or within reasonable walking distance. All outdoor play equipment shall be kept in good repair. If the home is located on a busy street, there shall be a safety plan for supervision. There shall not be large, potentially dangerous items stored in the safe outdoor play area, such as old refrigerators, stacks of lumber and unregistered vehicles or boats.~~

~~(b)(d) Water Safety and Supervision.~~

~~1. The level of supervision for children in close proximity to any body of water, including swimming pools, shall be made by the licensed out-of-home caregiver pursuant to Section 39.4091(2)(c), F.S. Children shall be supervised visually at all times when they are in close proximity to any body of water. Children shall never be left alone with access to swimming pools and bodies of water.~~

~~2. Children who are placed in licensed homes which are adjacent to any body of water or that have swimming pools shall be instructed in water safety regardless of as appropriate for their age or swimming capability.~~

~~3. Wading pools shall be set up and maintained according to the manufacturer's instructions. Wading pools shall be~~

~~emptied and stored when not in use and shall be filled with clean water before each use.~~

~~4. All pools above or in ground shall be equipped with at least one (1) of the following life saving devices: ring buoy; rescue tube; flotation device with a rope; or a shepherd's hook of sufficient length to cover the area.~~

~~(c)(e) In Ground Swimming Pools.~~

~~1. Swimming pools shall comply with the requirements of the Residential Pool Safety Act, Section 515.27, F.S. Homes with swimming pools licensed prior to the enactment of the Residential Pool Safety Act shall be considered to have met this requirement. Homes with existing pools shall have a barrier on all sides at least four feet high. The barrier may consist of the house plus a fence on the remaining sides or fence enclosing the pool.~~

~~2. All access through the barrier shall have at least one (1) of the following safety features: alarm, key lock, self-locking doors, bolt lock or another lock that is not accessible to children. Any exterior door leading from the house to the pool area shall have at least two (2) of the safety features.~~

~~3. When the swimming pool is not in use, all entry points shall be locked.~~

~~4. Swimming pools, in ground and above ground, shall be equipped with one of the following life saving devices: ring buoy; rescue tube; flotation device with a rope; or a shepherd's hook of sufficient length to cover the area.~~

~~(d)(f) Above Ground Pools.~~

~~1. If the sides of an above ground pool are at least four (4) feet tall, they may be used as the barrier for that pool.~~

~~2. Above ground pools with steps or ladders shall have them secured, locked, or removed when the pool is not in use.~~

~~3. If the pool cannot be emptied after each use, the pool shall have a working pump and filtering system.~~

~~4. Hot tubs and spas not adjoined to an in ground pool shall be required to have a safety cover that is locked when not in use.~~

~~(e) Other Bodies of Water.~~

~~1. Children shall be in line of sight supervision at all times when in the proximity of any body of water.~~

~~2. Children who are placed in a licensed home that is adjacent to any body of water shall be instructed in water safety regardless of age or swimming capability.~~

~~(e)(h) Interior Environment.~~

~~1. The home shall have sufficient space and furnishings to accommodate the number of people living in the home and be accessible to all members of the family.~~

~~2. Each child shall be provided with adequate storage space for personal belongings and a designated space for hanging clothes in or near the bedroom occupied by the child.~~

~~3. Bath and toilet facilities shall be clean and in good working order with a door for privacy.~~

4. The door of each bathroom shall have a lock.

5. The home shall be clean and free of hazards to the health and physical well-being of the family.

6. Each family foster home shall have a working telephone in the home that is accessible at all times. Emergency telephone numbers shall be displayed prominently in the home. Licensed out-of-home caregivers shall ~~immediately~~ notify the supervising agency within one (1) business day if their telephone number changes.

7. All toys and equipment shall be in safe condition and kept clean and sanitary.

8. All rooms used by children shall be at a comfortable temperature. Rooms shall be dry and well ventilated.

9. All doors and windows used for ventilation shall be screened.

10. Rooms used by children shall be clean and well lit.

11. Homes shall be ~~free of tobacco~~ smoke free, including e-cigarettes and vapor smoke.

~~(f)(4)~~ (f)(4) Sleeping Arrangements and Personal Space.

1. All sleeping areas shall be in bedrooms separate from the public areas of the house. Children's bedrooms shall have ~~adequate~~ space that allows for walking, personal storage, and sleeping for the number of children sleeping in the room.

2. An adult shall be ~~within hearing distance and~~ accessible to the rooms where children under six (6) years of age are sleeping.

3. Each child shall be provided with a clean, ~~comfortable,~~ permanent bed and mattress of his or her ~~their~~ own. The bed shall be of sufficient size to ~~comfortably~~ accommodate the child.

4. Infants shall have their own crib which shall be maintained in good and safe condition and have a clean ~~and comfortable~~ mattress that fits snugly in the crib frame. Cribs shall not have drop sides or be placed close to windows with curtains or cords in which the child might become entangled.

5. Bunk beds shall be safe and sturdy. Bunk beds shall be equipped with safety rails on the upper tier for a child under the age of 10 ~~ten~~ or for any child whose physical, mental, or emotional condition indicates the need for such protection. Beds bunked higher than two tiers must have a manufacturer sticker of safety and must not be placed under or near ceiling fans. Children five (5) years old and younger may not sleep on the third tier of a three-tiered bunk bed.

6. A licensed out-of-home caregiver shall provide each child with clean linens. ~~A child shall not be required to sleep on linens soiled by urine or excrement.~~ Waterproof mattress covers should be provided for all beds and cribs as developmentally appropriate and necessary of children experiencing enuresis or encopresis. ~~Plastic garbage bags must not be used as mattress covers.~~

7. Children of any age shall not sleep on a living room sofa, cot or foldaway bed as a regular sleeping arrangement ~~except in extenuating circumstances.~~

8. The entry to a child's bedroom shall not be located so as to require the child to pass through another bedroom or bathroom in order to enter their bedroom.

9. ~~A child shall~~ Children may never share a bed with an adult or other child, regardless of age.

~~10. Children may not share a bed.~~

~~10+1.~~ Children over 36 ~~thirty-six~~ months of age shall not share a bedroom with a child of the opposite gender ~~sex~~ unless efforts are being made to maintain a sibling group. In instances where efforts are being made to maintain a sibling group ~~or maintain a viable placement,~~ the foster family, licensing agent and case manager shall work together in determining arrangements for the safety and best interests of the children involved. Rationale for any decision made for children over the age of 36 ~~thirty-six~~ months to share a bedroom shall be documented in FSFN Florida Safe Families Network.

~~11+2.~~ Children over the age of 12 ~~twelve~~ months shall not share a bedroom with an adult, except in the following circumstances:

a. ~~The only exception to this would be if~~ When one of the children sharing a bedroom reaches his or her 18th

~~eighteenth~~ birthday and the out-of-home caregiver and the supervising agency approve the ~~this~~ sleeping arrangement; ~~- This exception applies only to the circumstances described above and not to any new placements in the home.~~

b. When it is deemed to be medically necessary as documented by a health care provider;

c. When a teen parent is sharing a bedroom with his or her child;

d. When a child is transitioning past his or her first birthday; or

e. When the adult is a former dependent child who is sharing a room with a sibling.

~~12+3.~~ Infants 12 ~~twelve~~ months of age or younger may share a bedroom with an adult provided the infant sleeps in his or her ~~their~~ crib.

~~14. Children over the age of 12 twelve months may share a bedroom with an adult when it is deemed to be medically necessary. A doctor's note shall be placed in the licensing file of the supervising agency. For children transitioning past their first birthday exceptions may be approved in consultation with the child's case manager and the licensing agency.~~

~~(g)(j)~~ (g)(j) Family Foster Home Safety.

~~1. The licensed out of home caregiver shall make every effort to identify and immediately correct any hazard to the safety of children while in the home or while being transported.~~

12. All poisonous chemicals shall be in a locked location. ~~Hooks, child safety latches and other baby proof devices do not~~

~~qualify as locked storage for poisonous chemicals. Cleaning materials shall be made inaccessible to children.~~

~~23. Each licensed home shall have a first aid kit available and accessible to all caregivers.~~

~~34. All medications shall be stored in a location that is locked and inaccessible to children. Hooks, child safety latches and other baby proof devices do not qualify as locked storage for medications.~~

~~45. Alcoholic beverages shall be stored in a location out of reach of children.~~

~~56. Storage of guns shall comply with the requirements of CF FSP 5343, the "Acknowledgement of Firearms Safety Requirements," effective February 2013, which is hereby incorporated by reference in Rule 65C-13.025, F.A.C. and available ~~online at~~<https://www.flrules.org/gateway/reference.asp?NO=Ref-03567> and www.def.state.fl.us/publications/.~~

~~7. Animals requiring vaccinations shall be current in all vaccinations. All animals shall be well cared for and maintained. The licensed home shall have a secure method to restrict children's access to potentially dangerous animals.~~

~~(h)(k) Fire Safety.~~

~~1. All homes shall comply with Chapter 69A-41, F.A.C.~~

~~24. The home shall be safe from fire hazards. All combustible items shall be stored away from sources of heat. Exits, stairways and hallways shall be free of obstacles that would hamper an emergency evacuation. The home shall have at least two (2) exits. All doors with locks shall be capable of being opened from the inside.~~

~~32. All equipment such as Heating and cooling units, washers, dryers, refrigeration systems, stoves and hoods shall be properly installed, vented and maintained, as determined during the assessment of the physical environment of the home or the health inspection.~~

~~43. Each bedroom shall have at least two (2) means of exit in case of emergency. Bedrooms above ground level must have a means of escape that will allow for safe exit. If the child's bedroom is equipped with burglar bars, the caregiver shall demonstrate that the burglar bars can be released to allow exit. A key placed near a window does not qualify as an approved emergency release method. Age-appropriate training on opening of the burglar bars shall be provided to each child upon placement.~~

~~54. The licensed out-of-home caregiver shall have an evacuation plan posted in a conspicuous place in the home. The plan shall specifically provide for the safe exit of children who are incapable of understanding the plan or participating in drills. This plan should be shared with all children as appropriate to their age and level of understanding upon placement in the home.~~

65. Fire drills shall be conducted a minimum of two (2) times per a year. The licensed out-of-home caregiver shall maintain a log of fire drills conducted, including the date, beginning and ending time, specific location and participants' names.

76. Each floor in the home shall have a fully charged, unexpired 2A10BC fire extinguisher. One (1) of the fire extinguishers shall be adjacent to the kitchen. There shall also be at least one (1) operating smoke alarm on each floor. There shall be a smoke alarm in each bedroom area.

87. The home shall not be heated by un-vented gas-fired space heaters or oil heaters unless they are equipped with an oxygen depletion sensor and the home has a carbon monoxide alarm. All gas-fired devices shall be equipped with an automatic pilot gas shut-off control. All electrical wiring shall meet required building codes.

98. All fireplaces, space heaters, steam radiators, and hot surfaces shall be shielded against accidental contact. Access by children under six (6) years of age shall be restricted by a barrier.

109. Extension cords shall not extend from one room to another with the exception of situations involving emergency loss of power due to a natural or manmade disaster. Multiple electric outlet adapters shall not be used for more than two (2) extensions at one (1) time.

114. Volatile materials shall not be stored where water heaters are located or near other sources of heat. Attic space shall not be used for the storage of volatile materials.

~~(i)(4) Transportation Safety.~~

~~1. The licensed out of home caregiver shall have transportation available twenty four hours a day. All vehicles used to transport children shall be in safe condition, in compliance with applicable motor vehicle laws of the state, and equipped with seat belts and approved car seats for children as required under Section 316.613, F.S. Vehicles shall be smoke-free when children are being transported. The licensed out of home caregiver shall have the ability to safely transport the number of children in his or her care.~~

~~2. The licensed out of home caregiver shall have all vehicles insured. The licensed out of home caregiver shall not allow children to be transported by any person not possessing a valid driver's license or auto insurance.~~

~~3. The licensed out of home caregiver shall not have driving violations less than five years old which relate to driving under the influence of alcohol or drugs on file with the Department of Highway Safety and Motor Vehicles. A copy of the licensed out of home caregiver's driving record shall be provided to the licensing authority at the time of initial licensure and at each re-licensure.~~

~~4. The licensed out-of-home caregiver shall not transport children in vehicles such as truck beds, motorcycles, or any~~

other high-risk method of transportation. The licensed out-of-home caregiver shall comply with ~~follow~~ Chapter 316, F.S., related to transportation of children.

~~(j)(m)~~ Disaster Plans.

1. Each licensed out-of-home caregiver shall have a current written plan for evacuation in the event of a natural or man-made disaster.

2. The plan shall include where the family intends to go and information as to how the family may be reached and must be shared with the supervising agency.

Rulemaking Authority 409.145(5), 409.175(5)(a) FS. Law Implemented 409.145(2), 409.175(5)(a) FS. History—New 4-6-08, Amended 7-21-10, 3-6-14, _____.

65C-13.031 Terms of a License.

~~(1) It is unlawful for any person to make a willful or intentional misstatement on any license application or other document filed in connection with an application for a license. An applicant who makes such willful or intentional misstatements shall have his or her license denied or revoked.~~

~~(1)(2) The Regional Licensing Authority shall request in writing any additional information legally required for the purposes of making a licensing determination within 10 business ten working days of receipt of an application file packet. The Regional Licensing Authority shall grant or deny an initial license application within 10 business ten working days of receipt of a complete application file packet. The decision on whether to grant or deny the initial license application shall be based on whether the applicant has submitted a completed application file or attestation and has a favorable home study in accordance with Rule 65C-13.025(4)-(5), F.A.C.~~

~~(3) Initial licenses shall only be issued to persons who have met all licensing requirements.~~

~~(2)(4) A license is issued to specific caregivers for a specific location and is not transferable to any other person or location. Offices, conference rooms and other non-home-like settings shall not be licensed for are not appropriate for licensing or placement of children in care.~~

~~(3)(5) The license shall reflect the name of the licensee, the licensee's physical address, city and county, the name of the supervising agency and the license number along with its beginning and expiration dates. An initial license is valid for one year from the date of issuance unless the license is revoked or voluntarily relinquished.~~

~~(6) A license for renewal may be issued for longer than one year but no longer than three years providing that the applicant:~~

~~(a) Has maintained a license with the Regional Licensing Authority for three consecutive years;~~

~~(b) Is in good standing with the supervising agency and the Regional Licensing Authority;~~

~~(e) Has not been the subject of a report of child abuse or neglect with any findings of maltreatment.~~

~~(4)(7) The Regional Licensing Authority reserves the right to reduce a licensure period at any time. If When the Regional Licensing Authority determines that a reduction in the licensure period of a three (3)-year license is warranted based on a licensing violation, it shall promptly notify the supervising agency and the applicant in writing, identifying the reasons for the reduction in the licensure period and; the statutory authority for the reduction this action and the applicant's right of appeal pursuant to Chapter 120, F.S.~~

~~(5)(8) Authorized licensing staff of the Regional Licensing Authority or supervising agency may make unannounced inspections of a licensed family foster home. The inspection may include examination of all rooms and areas on the property and interviews of all household members.~~

~~(6)(9) All licenses shall be signed by the regional managing director administrator or designee in upper level management.~~

~~(10) Provisional License.~~

~~(a) Provisional licenses are non renewable and the duration shall not exceed twelve months. Provisional licenses shall not be issued without the submission of a corrective action plan to the Regional Licensing Authority identifying the deficiencies and time frames for correcting the deficiencies prior to the expiration of the provisional license.~~

~~(b) No license shall be issued if there is a failure to comply with background screening requirements.~~

~~(c) Under no circumstances shall new or additional children be placed in a family foster home which has been issued a provisional license.~~

~~(d) A provisional license may be suspended if periodic inspection made by the supervising agency indicates insufficient progress has been made toward corrective action plan compliance.~~

~~(7)(11) License Modifications.~~

~~(a) Modifications shall be made to a license at the request of the licensed out-of-home caregiver following assessment of licensing staff, or as a result of corrective measures.~~

~~(b) Modifications which alter information set forth on the existing license shall result in the issuance of a new license. This new license shall expire on the same date as on the existing license.~~

~~(c) If a request for modification occurs within 90 ninety days of the expiration of the license, the supervising agency may choose to conduct all activities consistent with re-licensure. The new license shall be valid for one (1) year from the new date of issuance.~~

~~(12) Record Confidentiality. Any information made confidential by Section 409.175, F.S., shall be exempt from release unless otherwise ordered by the court. This confidentiality and exemption also applies to records~~

~~maintained by community based care providers acting as contractors for the department.~~

~~(8)(13) File Retention.~~

(a) ~~The Regional Licensing Authority and supervising agency shall retain maintain a central file in the region for every family foster home licensed. The file shall include, at a minimum:~~

1. ~~All initial and subsequent licensing documentation, as well as all other licensing related activities, including documentation of background screening requirements;~~
2. ~~Complaint investigation information;~~
3. ~~Waivers and exceptions; and~~
4. ~~Other additional documentation obtained regarding the licensed home; and-~~

5. A termination summary for homes which are closed, and the reason for closing. The termination summary should be entered into a Provider Note in FSFN.

~~(b) Supervising agencies shall maintain a file on every active licensed home. The file shall include, at a minimum, all initial and subsequent licensing documentation as well as all other licensing related activities including documentation of background screening requirements. Central These files must be maintained in a secure location and when requested, be made available for monitoring or auditing purposes.~~

(c) An electronic version of the licensing file shall be maintained by the supervising agency in the electronic filing cabinet located in Florida Safe Families Network. The supervising agency ~~in partnership with the lead agency~~ shall develop a policy that addresses the destruction of paper files; this policy must be reviewed and approved by Rregional Llicensing Authority administrator.

(d) ~~Central fFiles of prospective licensed out-of-home caregivers who do not become licensed shall be retained by the supervising agency for a period of five (5) years.~~

(e) ~~Central fFiles of licensed out-of-home caregivers shall be maintained for 20 twenty years after closure.~~

(f) ~~Central fFiles of applicants who are denied licensure shall be maintained for a period of 20 twenty years after the issuance of the denial or final denial order date, whichever is later.~~

Rulemaking Authority 409.175(5)(a) FS. Law Implemented 409.175(5)(a) FS. History—New 4-6-08, Amended 3-6-14,_____.

65C-13.032 Over-Capacity Assessments and Exceptions.

(1) Capacity.

(a) A recommendation shall be made by the supervising agency for the licensed capacity in each family foster home based on:

1. An evaluation of the skills, experience and support network of the prospective licensed out-of-home caregiver;
2. The physical space in the home; and

3. The needs of the children served.

(b) The total number of children in the home shall not exceed five (5) children, including the out-of-home caregiver's own children, unless an assessment is completed and approval given pursuant to Section 409.175(3)(b), F.S. and in accordance with subsection (2) of this rule. the home is being licensed as a child specific license for a sibling group larger than five.

~~(c) There shall be no more than two (2) infants under 24 twenty four months in a licensed home, including the out-of-home caregiver's own children, unless an assessment is completed and approval given in accordance with subsection (2) of this rule.~~

(2) Placement. The total number of children placed in each family foster home shall be based on the recommendation of the supervising agency, using the following criteria:

- (a) ~~The needs of each child in care;~~
- (b) ~~The ability of the licensed out of home caregiver to meet the individual needs of each child, including any of the out of home caregiver's own children living in the home;~~
- (c) ~~The amount of safe space;~~
- (d) ~~The ratio of active and appropriate adult supervision to the number of children; and~~
- (e) ~~The background, experience, and skill of the licensed out of home caregivers.~~

(2)(3) Approval of Over-Capacity Assessments for Over Five (5) Children or More than Two (2) Infants.

(a) Assessment approvals for more than five (5) children or more than two (2) infants under 24 twenty four months of age shall be given ~~prior to placement~~ by the supervisor in writing or via electronic method prior to placement for the following situations and shall be approved personally and in writing the next business day by the Regional Managing Director Administrator or the Chief Executive Officer for the cCommunity-bBased cCare lLead aAgency or their designee. ~~The following circumstances require an assessment:~~

1. ~~To accommodate a sibling group. This may be a sibling group with some of the children already in the home as well as a sibling group being placed for the first time;~~
2. ~~To accommodate a child or sibling group needing placement who has previously lived in the home;~~
3. ~~To allow a teen parent in care to have his or her child or children placed in the same home.~~
4. ~~If denial of the placement would be contrary to the child's best interest.~~

(b) The assessment of each child in the home and of the child being placed in the home shall be completed by the placement staff.

1. The assessment shall include:
 - a. The medical, mental, physical and behavioral needs of each child;

b. A clear, concise explanation of why the over-capacity waiver should be approved including the reason it has been determined that this is the most appropriate available placement;

c. A description of any special services or support systems which may be necessary to assure the well-being of the child being placed;

d. A description of how this home can physically accommodate the additional child. Accommodations shall include a bed, adequate closet space and room for personal possessions and adequate privacy;

e. Information concerning how the needs of any particularly vulnerable child currently in placement can be adequately protected;

f. Placement needs and risk factors for children who have been sexually victimized or who are sexually aggressive;

g. Verification that there are no active complaints, licensing standards in violation, active abuse reports or foster care referrals for the proposed placement; and

h. The duration of the waiver; ~~Initial~~ assessment approval shall not exceed 30 days. Subsequent approvals for the same child or children may be approved for ~~(90)~~ day extensions personally and in writing by the Regional Managing Director Administrator or by the Chief Executive Officer of the Community-Based Care Lead Agency Chief Executive Officer or their designees.

2. Requirements for the Assessment.

a. The placement staff shall provide to the case manager a copy of the completed assessment within five (5) business working days of the child's placement.

b. The written and approved assessment shall be placed in the licensing file of the out-of-home caregiver.

c. The licensing counselor shall conduct a home visit with the licensed out-of-home caregiver within seven (7) calendar days of a child's placement to ensure that all ~~appropriate~~ services identified by the case manager are in place to support the out-of-home caregiver.

~~(3)~~(4) Over-Capacity Exception and Age Differential Approvals.

(a) Written approval of the exception shall be obtained prior to placement when the licensed capacity and recommended ages of children are exceeded. The exception shall be approved by the supervisor in writing or via electronic method and shall be approved personally and in writing the next business day by the Regional Managing Director or the Chief Executive Officer for the ~~Community-Based Care Lead Agency~~ or their designee.

(b) An initial approval shall not exceed 90 ~~thirty~~ calendar days ~~except when the approval is used to accommodate a sibling group larger than five or with more than two infants~~

~~under 24 months of age. Subsequent approvals for the same child may be approved for 180-day extensions.~~

(c) The approval for the over-capacity exception shall automatically expire when the total number of children in the home is at or below the licensed capacity.

~~(d) An approval may be issued for one hundred eighty calendar days if it is issued to accommodate a sibling group larger than five or more than two infants under 24 months of age. Subsequent approvals may be approved for a one hundred eighty day extension.~~

~~(d)~~(e) All child placements shall be recorded in the Florida Safe Families Network (FSFN) by the supervising agency within 48 ~~forty eight~~ hours of placement. When such a placement causes a home to exceed a total of five (5) children, the approval shall be recorded as a ~~on the~~ provider licensing screen note in FSFN.

Rulemaking Authority 409.175 FS. Law Implemented 409.175(3)(a), 409.175(3)(b)-(c), 409.175(5)(a)4., FS. History—New 4-6-08, Amended 3-6-14, _____.

65C-13.033 Babysitting, Overnight Care, Extended Overnight Care and Other Supervision Arrangements

~~(1) All persons who provide respite care in their own homes shall be licensed and attend pre-service training pursuant to Section 409.175, F.S. Respite providers already licensed without having been through pre service training shall be excluded from the requirement for training under this rule.~~

~~(2) A licensed out-of-home caregiver is entitled to paid respite. Six hours or more shall constitute a paid respite day. Each licensed out-of-home caregiver may receive up to twelve paid respite days per year.~~

~~(3) Supervising agency approval shall be obtained prior to the respite period if reimbursement is sought.~~

~~(4) Babysitting and Other Short Term Home Based Care~~

~~(a) Babysitters shall be at least sixteen years of age or older except for youth age 14-15 who have completed a recognized babysitting course. The local Community Based Care (CBC) lead agency has the authority to approve the educational course on babysitting.~~

~~(1)~~(b) The licensed out-of-home caregiver is responsible for ensuring that individuals providing babysitting are suitable ~~and appropriate~~ for the age, developmental level and behaviors of the children. The licensed out-of-home caregiver shall use a reasonable and prudent parent standard, as defined in Section 39.4091(2)(c), F.S., in choosing the babysitters or assessing a child's ability to stay home alone.

~~(2)~~(e) The licensed out-of-home caregiver is responsible for ensuring babysitters receive instructions an orientation that cover eovers protocol for handling emergencies, including telephone numbers for the licensed out-of-home caregiver, case

manager and physician. The discipline policy and confidentiality policy shall be clearly explained.

~~(3)(4)~~ Babysitting does not have to occur in a licensed setting.

(4) If the alternate care being provided for the child meets the definition of "child care" as defined in Section 402.302, F.S., the child care personnel must meet the standards set forth in Section 402.305(2), F.S.

(5) Extended overnight care.

(a) Families shall take children in their care on family vacations and trips whenever possible. Caregivers shall notify the child welfare professional in advance of all overnight stays exceeding three (3) nights.

(b) The following procedures apply when the caregiver parent must be absent for more than three (3) nights 48 hours and the child cannot reasonably accompany him or her them:

1. Foster parents will be allowed to select families or individuals who are well known to them to care for the children in their absence. At the time of licensing and relicensing, licensed caregivers shall identify the families or individuals who provide temporary alternate care for the children in their care.

2. Except in emergency circumstances, the adults in these families must have criminal and child abuse background checks including fingerprinting. In emergency circumstances, a the CBC or designee will perform a local law abuse background check and a child abuse background check within 24 hours of the family or individual taking responsibility for the child(ren). A full background screening will be initiated the next business day. Foster parents are strongly encouraged to identify and screen multiple persons to provide care in emergency situations. Such persons shall be recorded in the Unified Home Study module in Florida Safe Families Network (FSFN).

3. ~~The foster parent will certify to the CBC or CBC designee that the home is safe and free from hazards considering the age, maturity and developmental level of the child.~~

~~4. The CBC shall develop a process for approving these supervision arrangements and the case manager will be informed of the arrangements.~~

~~(6) General Provisions. All care providers shall be furnished with written information on the children in their care including:~~

~~(a) Telephone numbers for the case manager in case of an emergency;~~

~~(b) Medical authorization and instructions on seeking medical care;~~

~~(c) Medications, instructions for administering, and the log for recording proper administration of the medications;~~

~~(d) Physicians' name and telephone number(s);~~

~~(e) School;~~

~~(f) Medicaid number; and~~

~~(g) Medical, physical or behavioral concerns~~

Rulemaking Authority 39.4091(4), 409.175(5)(a) FS. Law Implemented 39.4091(2), 409.175(5)(a) FS. History—New 4-6-08, Amended _____

65C-13.034 Foster Care Referrals and Investigations.

(1) The Regional Licensing Authority maintains responsibility for ensuring ~~appropriate~~ follow-up actions are taken on all foster care referrals and investigations. The supervising agency shall ensure that all licensed out-of-home caregivers are notified of foster care referrals. Licensed out-of-home caregivers shall be notified of investigations by the child protective investigator.

(2) The Regional Licensing Authority, community-based care lead agency and supervising agency have the right to inspect the entire premises of the licensed out-of-home caregiver at any time.

(3) Foster Care Referrals. Upon receipt by the child protection investigation unit of a foster care referral regarding a foster home ~~by the child protection investigation unit~~, the foster care referral shall be immediately forwarded to the appropriate supervising agency licensing staff. ~~If the foster care referral is regarding a family foster home, the referral shall be immediately forwarded by the child protection investigator to the supervising agency.~~ The licensing staff receiving the foster care referral shall:

(a) Respond to the foster care referral and document any needed actions within 48 forty eight hours.

(b) ~~The supervising agency shall~~ Prepare a written corrective action plan to correct the deficiencies that are a result of a foster care referral. The plan shall be developed by the supervising agency in conjunction with the licensed out-of-home caregivers and shall be approved by the Regional Licensing Authority.

(c) Make a call to the Abuse Hotline ~~if there are suspicions of abuse or neglect, a call shall be made to the Abuse Hotline.~~

(4) Investigations. When the supervising agency or ~~R~~regional ~~L~~icensing ~~A~~uthority is notified of an investigation, a staffing shall be coordinated according to local protocol. If licensing violations are found which do not pose an immediate threat to the health, safety or well-being of the child, the supervising agency shall prepare a written corrective action plan to correct the deficiencies. The plan shall be developed by the supervising agency in conjunction with the licensed out-of-home caregivers and shall be approved by the Regional Licensing Authority.

Rulemaking Authority 409.175(5)(a) FS. Law Implemented 409.175(5)(a) FS. History—New 4-6-08, Amended 3-6-14, _____.

65C-13.035 Administrative Actions, Appeals and Closures.

(1) General Information. ~~All licensing action negatively impacting an out of home caregiver, including a denial, suspension or revocation, is subject to the procedures set forth in Section 120.60, F.S. The Department is the Regional Licensing Authority for all family foster homes and has final authority to approve or deny for approval, denial or suspension of any license.~~

(a) ~~The denial or, revocation, or suspension of a license shall promptly be recorded in the Florida Safe Families Network (FSFN) by the Regional Licensing Authority supervising agency.~~

(b) The Regional Licensing Authority shall notify the community-based care lead agency and supervising agency immediately of negative action taken regarding a license.

(2) Documentation Requirements Prior to Administrative Action.

(a) Before making a determination that a license shall be denied, ~~suspended~~ or revoked, the following shall be documented in the licensing file:

1. All qualifying abuse reports and all reports of licensing violations and the outcome of the investigation;

2. List of all deficiencies or conditions, other than abuse or neglect of the children, which compromise the safety or well-being of the children;

3. The length of time and frequency of the noncompliance with the licensing requirements or deficiencies in caring for children;

4. The date of written notification to the licensee as to the deficiency and time given to the licensee to correct the deficiency;

5. The licensing staff's efforts to help the licensee come into compliance; and

6. Barriers, if any, which prohibit the licensee from correcting the deficiencies;

~~(b)7-~~ All license revocations and denials shall comply with requirements of Chapter 120, F.S.; ~~and~~

~~(c)8-~~ All documentation shall be reviewed with the ~~Department's~~ legal counsel. The notice of revocation or denial shall not be sent to the out-of-home caregiver without approval of both the ~~Department's~~ legal counsel and the Regional Licensing Authority.

(3) Denial of Initial Licensure.

(a) The Regional Licensing Authority shall have 90 ninety days following receipt of a complete application packet to grant or deny the application in accordance with Section 120.60, F.S., and notify the supervising agency of the decision.

(b) If the ~~Regional Licensing Authority supervising agency~~ determines that the applicant should not be licensed, the supervising agency shall notify the applicant ~~shall be notified~~ in writing within 10 business ~~ten working~~ days of the determination, identifying the reasons for the denial, the

statutory authority for the denial and the applicant's right of appeal pursuant to Chapter 120, F.S. The applicant shall be afforded the opportunity to withdraw the application. If the applicant elects to withdraw the application, this must be documented in writing in the licensing file.

(c) If the applicant does not withdraw the application, the supervising agency shall provide to the Regional Licensing Authority ~~sufficient~~ information to support the recommendation of the denial. When the Regional Licensing Authority determines that the license should be denied, they shall notify the applicant in writing within 10 business ~~ten working~~ days of the decision, identifying the reasons for the denial, the statutory authority for the denial and the applicant's right of appeal pursuant to Chapter 120, F.S.

(4) Administrative Action for Existing Family Foster Homes.

(a) If licensing violations are found such that the child's physical, mental, or emotional health is or has been adversely impacted as a result of the violation ~~significantly impaired~~ or is in danger of being adversely impacted ~~significantly impaired~~, the licensing counselor shall consult with his or her supervisor and the child's case manager for an immediate review of the safety of any children in the home and a call shall be made to the Abuse Hotline.

(b) If licensing violations are found which do not pose an immediate threat to the health, safety or welfare of the children, the supervising agency shall prepare a written corrective action plan to correct the deficiencies. The plan shall be developed by the supervising agency in conjunction with the licensed out-of-home caregivers and shall be approved by the Regional Licensing Authority.

(c) Written notification shall be sent to the licensed out-of-home caregiver that specifies the deficiency, expected corrective action, time frame for completion, and that failure to comply within the time frame specified shall result in the license being ~~suspended, denied, or~~ revoked. The approved corrective action plan shall be put in writing by the supervising agency and signed by the licensed out-of-home caregiver.

(d) Corrective action plans are created for licensed out-of-home caregivers who have the ability to understand and correct the infraction. Corrective action plans are not created for licensed out-of-home caregivers who have previously committed licensing violations and were unable to benefit from remedial efforts. In these cases, the supervising agency shall work with the licensing authority, the ~~Department's~~ legal counsel and community-based care lead agency to determine whether action should be taken to ~~suspend, deny or~~ revoke the license.

(e) Failure of the licensed out-of-home caregiver to timely comply with the corrective action plan shall ~~may~~ result in

~~suspension~~, denial of re-licensure, and/or revocation of the license.

(f) The licensed out-of-home caregiver shall be given notice if the supervising agency determines that it cannot recommend re-licensure.

(g) If the licensed out-of-home caregiver disagrees with the supervising agency's recommendation, he or she may still request renewal of the license. The supervising agency shall accept the application and refer the licensed out-of-home caregiver's file to the Regional Licensing Authority with a recommendation for denial.

(h) A decision to revoke, ~~suspend~~, or deny further licensure is made after a review is done in conjunction with the Department's legal counsel, supervising and lead agencies. ~~Written notification by certified mail shall be provided to the licensee.~~ The notice must be delivered via personal service or certified mail. The notice shall include the statutory and rule violations that were found ~~and, shall~~ advise of the action to be taken, and the right to challenge the action through an administrative proceeding as provided in Chapter 120, F.S.

(5) Voluntary Closures.

(a) The supervising agency shall conduct an exit interview with licensed out-of-home caregivers who are closing. This interview is an opportunity to explore any recommendations for improvement that the licensed out-of-home caregiver may be willing to share.

(b) The supervising agency shall document the reason for closure and whether re-licensing would be recommended in FSFN.

(c) If re-licensing would not be recommended, the licensing file shall ~~clearly~~ document the reasons re-licensing would is not be recommended appropriate.

(d) If the closure is voluntary and in lieu of revocation or denial of a license, the supervising agency shall document the reason for the denial in FSFN.

Rulemaking Authority 409.175(5)(a) FS. Law Implemented 409.175(5)(a), (6) FS. History—New 4-6-08, Amended 3-6-14, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Courtney Smith
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mike Carroll
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 10/24/17
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 11/29/16

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NOS.: RULE TITLES:
65C-14.003 Application and Licensing
65C-14.010 Safety, Sanitation and Food Service Requirements

PURPOSE AND EFFECT: The Department intends to amend Rules 65C-14.003, .010, F.A.C. to require licensed child-caring agencies to have written disaster preparedness and evacuation plans in the event of a natural or man-made disaster.

SUMMARY: The rules will require licensed child-caring agencies to submit a written disaster preparedness and evacuation plan with the initial licensing application packet and an updated plan at re-licensure. The plan must include where the agency intends relocate the children and caregivers in the case of a disaster and how the facility caregiving staff can be reached.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department used a checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory costs associated with this rule that exceeds the criteria in section 120.541(2)(a), F.S. Based upon this analysis, the Department has determined that the proposed rule is not expected to require legislative ratification.

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: 409.175(5)(a), FS.

LAW IMPLEMENTED: 409.175(5)(a)2., 409.175(6), 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: Jodi Abramowitz. Jodi can be reached at (850)717-4470 or Jodi.abramowitz@myflfamilies.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

65C-14.003 Application and Licensing.

(1) License application packets for a residential child-caring agency shall include:

(a) through (d) No change.

(e) Disaster preparedness and evacuation plan. The written plan shall include the components required in Rule 65C-14.010(11), F.A.C.

(2) through (5) No change.

Rulemaking Authority 409.175(5)(a) FS. Law Implemented 409.175(6) FS. History—New 7-1-87 Amended 9-19-90, 2-17-93, Formerly 10M-9.005, Amended 10-20-16,_____.

65C-14.010 Safety, Sanitation, and Food Service Requirements.

(1) through (10) No change.

(11) Disaster Preparedness and Evacuation Plan.

(a) Each licensed child-caring agency shall have a current written disaster preparedness and evacuation plan for each facility in the event of a natural or man-made disaster. The plan shall include:

1. The location to which the agency intends to relocate the children and caregivers;

2. Emergency contact information for caregivers and the director of the agency;

3. A process for notifying the community-based care lead agency when relocation is necessitated; and

4. A list of emergency supplies that shall be maintained at each facility.

(b) The disaster preparedness and evacuation plan shall be updated at re-licensure and whenever any changes are made during the licensure year.

(c) Each licensed child-caring agency shall follow the directives of its local emergency management center.

Rulemaking Authority 409.175(5)(a) FS. Law Implemented 409.175(5)(a)2. FS. History—New 7-1-87, Formerly 10M-9.019, Amended 6-3-12, 10-20-16,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Xiomara Turner

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mike Carroll

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 24, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 31, 2017

Section III
Notice of Changes, Corrections and
Withdrawals

NONE

Section IV
Emergency Rules

DEPARTMENT OF HEALTH

RULE NO.: 64ER17-7
RULE TITLE: Registration as Medical Marijuana Treatment Centers for Qualified 2015 Applicants.

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC, HEALTH, SAFETY, OR WELFARE: Pursuant to Chapter 2017-232, § 14, at 45, Laws of Florida, the Department is not required to make findings of an immediate danger to the public, health, safety, or welfare.

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES:

The Department of Health is directed by Chapter 2017-232, § 14, at 45, Laws of Florida, to adopt emergency rules to implement section 381.986, Florida Statutes.

SUMMARY: Emergency rule 64ER17-7 supersedes the Department’s emergency rule 64ER17-3 which was filed and effective on September 28, 2017 and published in the September 29, Vol. 43, No. 189 version of the Florida Administrative Register. Emergency rule 64ER17-7 clarifies the provision of section 381.986(8)(a)2.a., Florida Statutes.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Courtney Coppola at Courtney.Coppola@flhealth.gov.

THE FULL TEXT OF THE EMERGENCY RULE IS

64ER17-7 Registration as Medical Marijuana Treatment Centers for Qualified 2015 Applicants.

This emergency rule supersedes the emergency rule 64ER17-3 which was filed and effective on September 28, 2017.

For the purposes of implementing s. 381.986(8)(a)2.a., F.S., the following words and phrases shall have the meanings indicated:

Application – an application to be a dispensing organization under former s. 381.986, F.S. (2014), that was timely submitted in accordance with Rule 64-4.002(5) of the Florida Administrative Code (2015).

Final Ranking – an applicant’s aggregate score for a given region as provided in the column titled “Final Rank” or the applicant’s regional rank as provided in the column titled “Regional Rank” within the November 2015 Aggregated Score Card, incorporated by reference and available at <http://www.floridahealth.gov/programs-and-services/office-of-medical-marijuana-use/medical-marijuana-treatment-centers/dispensing-application-process/index.html>, as the final rank existed on November 23, 2015.

Highest Final Ranking – the final rank with the highest point value for a given region, consisting of an applicant’s aggregate score as provided in the column titled “Final Rank” or the applicant’s regional rank as provided in the column titled “Regional Rank” within the November 2015 Aggregated Score Card, as the final rank existed on November 23, 2015.

Within One Point – for the aggregate score under the column “Final Rank” one integer (i.e., whole, non-rounded number) carried out to four decimal points (i.e., 1.0000) or for the regional rank under the column “Regional Rank” one whole number difference, by subtracting an applicant’s final ranking from the highest final ranking in the region for which the applicant applied.

Qualified 2015 Applicant – an individual or entity whose application was reviewed, evaluated, and scored by the department and that was denied a dispensing organization license under former s. 381.986, F.S. (2014) and either: (1) had one or more administrative or judicial challenges pending as of January 1, 2017; or (2) had a final ranking within one point of the highest final ranking in the region for which it applied, in accordance with Rule 64-4.002(5) of the Florida Administrative Code (2015).

Region – the Northwest, Northeast, Central, Southwest, or Southeast region of Florida, individually, as each existed on November 23, 2015, in accordance with Rule 64-4.001(9) of the Florida Administrative Code (2015).

Reviewed, Evaluated, and Scored – the review, evaluation, and scoring conducted by the department during the July 2015 through November 23, 2015 application cycle, of applications submitted to the department by applicants under former s. 381.986, F.S. (2014).

To be considered for registration as a medical marijuana treatment center in accordance with s. 381.986(8)(a)2.a., F.S., qualified 2015 applicants must file a request for registration with the department’s Office of Medical Marijuana Use. Rulemaking Authority 381.986(8)(k) FS. Law Implemented 381.986(8)(a)2.a. FS History–New 10-30-17.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: October 30, 2017

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201: Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice:

On October 31, 2017, the Southwest Florida Water Management District has issued an order granting a variance.

Petitioner's Name: Highgate Park Homeowners Association, Inc. – File Tracking No. 17-4251

Date Petition Filed: May 2, 2017

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought:
Lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register:
May 5, 2017

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting:

Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, ext. 2298, water.variances@watermatters.org. (R2017024).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice:

On October 31, 2017, the Southwest Florida Water Management District has issued an order granting a variance.

Petitioner's Name: Bayridge Homeowners Association, Inc. – File Tracking No. 17-4266

Date Petition Filed: August 22, 2017

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought:
Lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register:
August 28, 2017

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, ext. 2298, water.variances@watermatters.org. (R2017048).

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 25, 2017, the Agency for Health Care Administration, received a petition for October 25, 2017, the Agency for Health Care Administration received a Petition for Variance from Rule 59AER17-1, F.A.C., from Presbyterian Retirement Communities, Inc. d/b/a Westminster Communities of Bradenton Westminster Manor. The Petition has been assigned Agency case number 2017013039. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 25, 2017, the Agency for Health Care Administration, received a petition for Variance from Rule 59AER17-1, F.A.C., from Presbyterian Retirement Communities, Inc. d/b/a Westminster Towers. The Petition has been assigned Agency case number 2017013044. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 25, 2017, the Agency for Health Care Administration, received a petition for Variance from Rule 59AER17-1, F.A.C., from Presbyterian Retirement Communities, Inc. d/b/a Westminster Oaks. The Petition has been assigned Agency case number 2017013042. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 25, 2017, the Agency for Health Care Administration, received a petition for Variance from Rule 59AER17-1, F.A.C., from Palm Garden of Pinellas LLC, d/b/a Palm Garden of Pinellas. The Petition has been assigned Agency case number 2017012546. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the amended petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 25, 2017, the Agency for Health Care Administration, received a petition for Amended for Variance from Rule 59AER17-1, F.A.C., from Palm Garden of Jacksonville LLC, d/b/a Palm Garden of Jacksonville. The Petition has been assigned Agency case number 2017012541. The Petition seeks a variance from Rule

59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the amended petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 16, 2017, the Agency for Health Care Administration, received a petition for Variance from Rule 59AER17-1, F.A.C., from Seaside Health and Rehabilitation Center. The Petition has been assigned Agency case number 2017012882. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the amended petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 26, 2017, the Agency for Health Care Administration, received a petition for an Amended for Variance from Rule 59AER17-1, F.A.C., from Heritage Park Health and Rehabilitation Center. The Petition has been assigned Agency case number 2017012962. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 26, 2017, the Agency for Health Care Administration, received a petition for an Amended for Variance from Rule 59AER17-1, F.A.C., from Flagler Health and Rehabilitation Center. The Petition has been assigned Agency case number 2017012961. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the amended petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 25, 2017, the Agency for Health Care Administration, received a petition for Variance from Rule 59AER17-1, F.A.C., from Palm Garden of Sun City Center LLC, d/b/a Palm Garden of Sun City Center. The Petition has been assigned Agency case number 2017012637. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the amended petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 26, 2017, the Agency for Health Care Administration, received a petition for Amended for Variance from Rule 59AER17-1, F.A.C., from Florida Baptist Retirement Center. The Petition has been assigned Agency case number 2017012887. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the amended petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 26, 2017, the Agency for Health Care Administration, received a petition for an Amended for Variance from Rule 59AER17-1, F.A.C., from Debarry Health and Rehabilitation Center. The Petition has been assigned Agency case number 2017012960. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the amended petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 26, 2017, the Agency for Health Care Administration, received a petition for an Amended for Variance from Rule 59AER17-1, F.A.C., from Arcadia Health and Rehabilitation Center. The Petition has been assigned Agency case number 2017012891. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to

implement the rule. Interested persons or other agencies may submit written comments on the amended petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 26, 2017, the Agency for Health Care Administration, received a petition for Variance from Rule 59AER17-1, F.A.C., from Bay Breeze Senior Living and Rehabilitation Center. The Petition has been assigned Agency case number 2017012890. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the amended petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on October 23, 2017, the Agency for Health Care Administration, received a petition for Variance from Rule 59AER17-1, F.A.C., from Lake Worth Enterprise, LLC, d/b/a Oasis Health and Rehabilitation Center. The Petition has been assigned Agency case number 2017012725. The Petition seeks a variance from Rule 59AER17-1 F.A.C. requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1,

Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-13.070 Developmental Disabilities Individual Budgeting Waiver Services

NOTICE IS HEREBY GIVEN that on October 18, 2017, the Agency for Health Care Administration, received a petition for Variance from or Waiver of Rule 59G-13.070 (“Petition”) on behalf of the Petitioner, A.G. Rule 59G-13.070 of the Florida Administrative Code (“Rule”), which applies to all providers of Developmental Disabilities Individual Budgeting Waiver services who are enrolled in the Florida Medicaid program, requires that all providers of Developmental Disabilities Individual Budgeting Waiver services enrolled in the Florida Medicaid program be in compliance with the provisions of the Florida Medicaid Developmental Disabilities Individual Budgeting Waiver Services Coverage and Limitations Handbook, July 2017 (“Handbook”). The Petitioner seeks a variance from or waiver of limited provisions of the Rule, which incorporates the Handbook by reference. The Petitioner seeks a variance from or waiver of the Handbook provision, page 2-97, Limitations and Exclusions, which limits behavior assistant services to a maximum of 32 quarter-hours per day. Interested persons or agencies may submit written comments on the Petition within 14 days after publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard J. Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 3, Tallahassee, Florida 32308, Richard.shoop@ahca.myflorida.com, (850)412-3689.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on October 31, 2017, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, Paragraph 61C-4.010(1), Florida Administrative Code, and Paragraph 61C-4.010(6), Florida Administrative Code from Diomar Catering located in Hialeah. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

State Board of Education

The Blind Services Foundation announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 15, 2017, 3:00 p.m.

PLACE: Teleconference number:1(888)670-3525, participant code1242528392#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

A copy of the agenda may be obtained by contacting The Division of Blind Services, 325 West Gaines Street, Turlington Building, Room 1114, Tallahassee, FL 32399, (850)245-0329, email: Selena.Sickler@dbs.fldoe.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 7 days before the workshop/meeting by contacting: The Division of Blind Services, 325 West Gaines Street, Turlington Building, Room 1114, Tallahassee, FL 32399, (850)245-0329, email Selena.Sickler@dbs.fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Division of Blind Services, 325 West Gaines Street, Turlington Building, Room 1114, Tallahassee, FL 32399, (850)245-0329, email Selena.Sickler@dbs.fldoe.org.

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Indian River State College Treasure Coast Public Safety Complex announces a public meeting to which all persons are invited.

DATE AND TIME: December 6, 2017, 10:00 a.m.

PLACE: Treasure Coast Public Safety Training Complex, 4600 Kirby Loop Road, Fort Pierce, FL 34981

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public meeting for the Region XI Council will provide updates on training classes and any other issues involving the Region. A copy of the agenda may be obtained by contacting The Indian River State College Treasure Coast Public Safety Complex.

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning
The Office of Early Learning - Child Care Executive Partnership Program announces a public meeting to which all persons are invited.

DATE AND TIME: November 6, 2017, 1:30 p.m. – 2:30 p.m. ET (or until business concludes)

PLACE: online via GoToWebinar - register at <https://attendee.gotowebinar.com/register/6626620627411231> 489 or in person at the Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board action and review items relating to the Child Care Executive Partnership (CCEP) Program.

A copy of the agenda may be obtained by contacting: Ashley.Mitchell@oel.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 3 days before the workshop/meeting by contacting: Ashley.Mitchell@oel.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: Ashley.Mitchell@oel.myflorida.com.

DEPARTMENT OF LAW ENFORCEMENT

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

DATE AND TIME: November 15, 2017, 10:00 a.m.

PLACE: Ocala Hilton, 3600 Southwest 36th Avenue, Ocala, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Domestic Security Oversight Council will conduct a quarterly meeting to provide direction and recommendations with respect to terrorism prevention, preparation, protection, mitigation, and response and recovery initiatives by state and local agencies. At 10:00 a.m. ET, the full council will hold an “open” meeting. All Council members and interested personnel may attend the meeting. At the conclusion of the full meeting, the Domestic Security Oversight Council will hold its “closed” meeting to address prioritized funding requests and intelligence updates.

A copy of the agenda may be obtained by contacting: Sunny Newman, Office of Policy Development and Planning, Florida Department of Law Enforcement, Government Analyst II, P.O.

Box 1489, Tallahassee, FL 32302, Work: (850)410-8435; sunnynewman@fdle.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 10 days before the workshop/meeting by contacting: 850) 410-8435, (voice) or (850) 656-9597, (TDD). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Faith-Based and Community-Based Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: November 6, 2017, 1:00 p.m. – 5:00 p.m.

PLACE: Rosen Centre Hotel - Salon 5/6, 9840 International Drive, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: Advisory Council members will meet to conduct regular business of the Florida Faith-Based and Community-Based Advisory Council.

A copy of the agenda may be obtained by contacting: Frenchie Yon, Governor’s Office of Adoption and Child Protection, (850)717-9261 or frenchie.yon@eog.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 24 hours before the workshop/meeting by contacting: Frenchie Yon, Governor’s Office of Adoption and Child Protection, (850)717-9261 or frenchie.yon@eog.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).

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: Frenchie Yon, Governor’s Office of Adoption and Child Protection, (850)717-9261 or frenchie.yon@eog.myflorida.com.

REGIONAL PLANNING COUNCILS

West Florida Regional Planning Council

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

DATE AND TIME: Wednesday, November 8, 2017, 5:30 p.m.

PLACE: The Sheraton Bay Point Resort, 4114 Jan Cooley Drive, Panama City Beach, FL 32408

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the West Florida Regional Planning Council Board. The WFRPC reception will be immediately after at 6:00 p.m.

A copy of the agenda may be obtained by contacting: Staff at (850)332-7976.

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: Staff at (850)332-7976. 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: Staff at (850)332-7976.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Central Florida Regional Planning Council (CFRPC) announces a public meeting to which all persons are invited.

DATE AND TIME: November 16, 2017, 9:30 a.m.

PLACE: Hardee County Health Department Conference Room, 115 K.D. Revell Road, Wauchula, FL 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting of the Local Emergency Planning Committee (LEPC) and/or its subcommittees, to discuss provisions of the Emergency Planning Community Right-to-Know program. Items pertaining to the State Emergency Response Commission (SERC) may also be discussed.

A copy of the agenda may be obtained by contacting: Chuck Carter, Program Manager, at (863)534-7130 or at ccarter@cfrpc.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 3 days before the workshop/meeting by contacting: Chuck Carter, Program Manager, at 863-534-7130 or at ccarter@cfrpc.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).

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.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: November 13, 2017, 9:00 a.m.

PLACE: 200 6th Avenue South, St Petersburg, Florida 33701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Forum to discuss a legislative action plan to aide local governments in recovery following a major storm event.

A copy of the agenda may be obtained by contacting: Wren Krahl, Wren@tbrpc.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 4 days before the workshop/meeting by contacting: Wren Krahl, Wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, Wren@tbrpc.org.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

The Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 14, 2017, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Workshop/Public Hearing and Committee Meetings. Consider Suwannee River Water Management District business.

A copy of the agenda may be obtained by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only) or on the District's website at www.mysuwanneeriver.com., when published.

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: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only). 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.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 14, 2017; Committee Meetings will begin at 9:00 a.m. followed by the Governing

Board meeting scheduled to begin at 11:00 a.m. or following the Committee Meetings whichever is later.

PLACE: District Headquarters, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Lori Griffith, 4049 Reid Street, Palatka, FL 32177, or by phone at (386)329-4470, or by visiting the District's website at sjrwmd.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: District Clerk at (386) 329-4500. 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

Division of Volunteer and Community Services

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

DATE AND TIME: November 16, 2017, 1:30 p.m.

PLACE: Florida Department of Elder Affairs, 4040 Esplanade Way, 235M, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Dementia Cure and Care Initiative (DCCI) State-Wide Advisory Council. The goals of DCCI are to engage communities across the state to be more dementia friendly, promote better care for Floridians affected by dementia, and support research efforts to find a cure. The vision of DCCI is to see all Florida communities engaged in providing better care for those affected by dementia while we work towards a cure. This meeting of the Advisory Council will focus on the continued expansion of DCCI throughout the state.

A copy of the agenda may be obtained by contacting: Christine Sherrill, Department of Elder Affairs, (850)414-2028, sherrillc@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 3 days before the workshop/meeting by contacting: Christine Sherrill, Department of Elder Affairs, (850)414-2028, sherrillc@elderaffairs.org. If you are hearing or

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

For more information, you may contact: Christine Sherrill, Department of Elder Affairs, (850)414-2028, sherrillc@elderaffairs.org.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

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

DATE AND TIME: November 7, 2017, 10:00 a.m. ET

PLACE: 4050 Esplanade Way, Conference Room 380K Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: BID OPENING- ITB No.: 13-84131600-W, Accidental Death & Dismemberment Statutory Death Benefits.

A copy of the agenda may be obtained by contacting: Stephanie Wyland, (850)488-1985.

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: Stephanie Wyland, (850)488-1985. 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: Stephanie Wyland, (850)488-1985, Stephanie.Wyland@dms.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

The Florida Real Estate Commission announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, November 14, 2017, 8:30 a.m., ET; meeting will reconvene Wednesday, November 15, 2017, 8:30 a.m., ET

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission. Topics include proposed legislation affecting Chapter 475, Part I, F.S., Chapter 61J2 rule discussion to include the annual rules review for the Annual Regulatory Plan, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, disciplinary actions and real estate applications. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: Mike Davis at michael.davis@myfloridalicense.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: Division of Real Estate, (407)481-5662. 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

Board of Clinical Laboratory Personnel

The Board of Clinical Laboratory Personnel announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2017, 9:00 a.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business to include licensure and discipline.

A copy of the agenda may be obtained by contacting: <http://floridasclinicallabs.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 7 days before the workshop/meeting by contacting Anthony.Spivey@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).

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: Anthony.Spivey@flhealth.gov

DEPARTMENT OF HEALTH

Board of Optometry

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

DATE AND TIME: November 17, 2017, 9:00 a.m.

PLACE: Telephone conference number 1(888)670-3525, participant code 7342425515

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business, to include licensure.

A copy of the agenda may be obtained by contacting: <http://floridasoptometry.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 7 days before the workshop/meeting by contacting Anthony.Spivey@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).

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: Anthony.Spivey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

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

DATE AND TIME: November 8, 2017, 8:00 a.m.

PLACE: Telephone conference number 1(888)670-3525, participant code 7342425515

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting.

A copy of the agenda may be obtained by contacting: [http://floridaspodiatricmedicine.gov.](http://floridaspodiatricmedicine.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 7 days before the workshop/meeting by contacting The Board of Podiatric Medicine. 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: Kelly.Woodard@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

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

DATE AND TIME: December 8, 2017, 9:00 a.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business to include licensure and discipline.

A copy of the agenda may be obtained by contacting: <http://floridaspodiatricmedicine.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 7 days before the workshop/meeting by contacting Anthony.Spivey@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).

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: Anthony.Spivey@flhealth.gov.

NORTHWEST FLORIDA AREA AGENCY ON AGING

The Northwest Florida Area Agency on Aging, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: November 9, 2017, 4:00 p.m.

PLACE: 5090 Commerce Park Circle, Pensacola, FL 32505

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2018 OAA Bid Appeal Resolution

A copy of the agenda may be obtained by contacting: Amber McCool, (850)494-7101.

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: Amber McCool, (850)494-7101. 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: Amber McCool, (850)494-7101.

FLORIDA COMMISSION ON ACCESS TO CIVIL JUSTICE

The Florida Commission on Access to Civil Justice Resource Evaluation Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, November 3, 2017, 9:00 a.m. – 10:00 a.m., Eastern Time

PLACE: Phone conference number: 1(888)376-5050, participant code: 231166132

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will be discussing matters related to funding access to civil justice initiatives.

A copy of the agenda may be obtained by contacting: Francisco-Javier Digon-Greer, 1(800)342-8060, extension 5793, email: flaccessjustice@flabar.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 24 hours before the workshop/meeting by contacting: Francisco-Javier Digon-Greer, 1(800)342-8060, extension 5793, email: flaccessjustice@flabar.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Francisco-Javier Digon-Greer, 1(800)342-8060, extension 5793, email: flaccessjustice@flabar.org.

ENTERPRISE FLORIDA, INC.

The Enterprise Florida, Inc. and the Florida Defense Support Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 16, 2017, 9:00 a.m. EST – 11:00 a.m. EST

PLACE: Holiday Inn Orlando East – UCF Area, 1724 N. Alafaya Trail, Orlando, Florida 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss proposed actions that will assist in preserving, protecting and enhancing Florida’s military installations and missions.

A workshop on Cybersecurity will take place after the meeting, from 11:00 AM EST – 12 Noon EST.

A copy of the agenda may be obtained by contacting: Michelle Griggs, (850)298-6640, mgriggs@enterpriseflorida.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 1 days before the workshop/meeting by contacting: Michelle Griggs, (850)298-6640, mgriggs@enterpriseflorida.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: Terry McCaffrey, (850)878-4578, tmccaffrey@enterpriseflorida.com.

ENTERPRISE FLORIDA, INC.

The Enterprise Florida, Inc. and the Florida Defense Alliance announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 15, 2017, 08:30 a.m. EST – 04:30 p.m. EST

PLACE: Holiday Inn Orlando East – UCF Area, 1724 N. Alafaya Trail, Orlando, Florida 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss proposed actions that will assist in

preserving, protecting and enhancing Florida’s military installations, missions, and quality of life for Florida’s military community.

A copy of the agenda may be obtained by contacting: Michelle Griggs, (850)298-6640, mgriggs@enterprise-florida.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 1 day before the workshop/meeting by contacting: Michelle Griggs, (850)298-6640, mgriggs@enterprise-florida.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: Michelle Griggs, (850)298-6640, mgriggs@enterprise-florida.com

SUNSHINE STATE ONE CALL OF FLORIDA

The Sunshine State One Call of Florida, Inc., d/b/a Sunshine 811 announces a public meeting to which all persons are invited.

DATES AND TIMES: November 16 & 17, 2017

PLACE: 11 Plantation Road, DeBary, FLorida 32713

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee Meetings

Thursday, November 16, 2017

1:00 p.m. – 5:00 p.m.

- Lunch provided at the call center for meeting participants and Sunshine 811 employees beginning at 12:00 noon.

Board of Directors Meeting

Friday, November 17, 2017

8:30 a.m. – 5:00 p.m.

- Lunch provided at the call center for meeting participants and Sunshine 811 employees beginning at 12:00 noon.

A copy of the agenda may be obtained by contacting: November 16 & 17, 2017: www.sunshine811.com/agenda

For more information, you may contact: Lori Budiani, Executive Assistant: (386)575-2002

QCAUSA

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

DATE AND TIME: November 14, 2017, 4:00 p.m. to 7:00 p.m.

PLACE: South Shore Regional Library, 15816 Beth Shields Way, Ruskin, FL 33573

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will be holding a construction open house regarding the upcoming US 301 widening project from SR 674 (Sun City Center Boulevard) to Balm Road in Sun City Center, Florida.

Later this month, the FDOT’s contractor, will begin widening US 301. When complete, the six-lane divided road with raised medians, paved shoulders, 5’ sidewalk along the west side and 12’ multi-use path on the east side of the roadway will increase mobility and enhance safety in this fast-growing area of Hillsborough County.

There will be no formal presentation; therefore, we encourage anyone interested in the project to drop in at their convenience during the above listed hours to review the project display boards and talk with project staff.

A copy of the agenda may be obtained by contacting: Alene Harris, FDOT Construction Project Manager, at (813)612-3200, or email: alene.harris@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: Maricelle Venegas, Community Outreach Specialist, at (813)975-6204. 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: Alene Harris, FDOT Construction Project Manager, at (813)612-3200, or email: alene.harris@dot.state.fl.us

THE VALERIN GROUP, INC.

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

DATE AND TIME: November 9, 2017, 5-7 p.m.

PLACE: Leesburg Community Building-East Room, 109 East Dixie Avenue, Leesburg, FL 34748

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public hearing is being held regarding plans to improve safety in the area of State Road (S.R.) 25/U.S. 27 at the intersection of Howard Road.

The project addresses operational and safety concerns in the area by converting the full median opening to a southbound directional median opening. Also proposed is the addition of a designated northbound directional median opening for U-Turns to the north of this intersection. This modification reduces traffic conflict points at the intersection, improving safety.

The public hearing will be 5-7 p.m. Thursday, November 9, 2017, at the Leesburg Community Building – East Room, 109 East Dixie Avenue, Leesburg, FL 34748. There will be an open house at 5 p.m. during which staff will be available to discuss the project and answer questions, followed by the formal hearing presentation at 6 p.m., after which participants may provide their verbal comments to all present.

Participants may provide verbal comments directly to a court reporter before and after the formal presentation. Written comments can be submitted at the hearing, sent by mail to Dave

Mixon, Florida Department of Transportation, District Five Traffic Operations, 719 S. Woodland Boulevard, M.S. #562, DeLand, FL 32720, or emailed to Dave.Mixon@dot.state.fl.us, no later than November 20, 2017. All comments written and oral will become part of the project’s public record.

The draft project documents and other information will be available for public review from October 19, 2017 to November 20, 2017 at the Leesburg Public Library, 100 East Main Street, Leesburg, FL 34748, Monday-Thursday 9:00 a.m. to 8:00 p.m., Saturday 9:00 a.m. to 5:00 p.m.

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 Jennifer.Smith2@dot.state.fl.us.

A copy of the agenda may be obtained by contacting: There is no agenda

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: Kelly Hiden, Public Involvement Coordinator by phone at (407)508-0839, or via email at kelly@valeringroup.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: Dave Mixon at (386)943-5DOT, or email Dave.Mixon@dot.state.fl.us.

SCALAR CONSULTING GROUP INC.

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

DATE AND TIME: Wednesday, November 8, 2017, 5:30 p.m. – 7:30 p.m., open house format

PLACE: Susan H. Johnson Auditorium (at Wolf High-Technology Center), 2400 SE Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Public Information Workshop is being held to allow interested persons to learn about the proposed improvements to SR 5/US-1 (Federal Highway) in Martin County, Florida. Financial Project ID: 437838-1-32-01.

The purpose of this project is to extend the pavement life and upgrade the bicycle and pedestrian facilities for the portion of the SR 5/US-1 roadway between SE Heritage Boulevard to North of SE Salerno Road. Improvements include:

- Milling and resurfacing of all travel lanes, turn lanes and shoulders.
- Introduction of 7-foot buffered bicycle lanes.

- Addressing pavement failures at the US-1/Cove Road and US-1/Salerno Road intersections.
- Sidewalk and pedestrian ramp upgrades to meet the Americans with Disabilities Act (ADA) standards.
- Upgrading the signing and pavement markings to current FDOT and MUTCD design standards.
- Upgrading pedestrian signal heads at multiple signalized intersections to countdown-type signal heads.
- Upgrading the traffic controller cabinets at all signalized intersections to bring facilities up to current standards.

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 Adrienne Brown, Florida Department of Transportation District Four Title VI Coordinator by phone at (954)777-4190 or by email at adrienne.brown@dot.state.fl.us.

A copy of the agenda may be obtained by contacting: Mr. Anson Sonnett, PE, at (954)777-4474 or toll free at (866)336-8435, extension 4474, or by email at anson.sonnett@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: Mr. Anson Sonnett, PE, at the Florida Department of Transportation, District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, by phone at (954)777-4474 or toll free at (866)336-8435, extension 4474, or by email at anson.sonnett@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: Mr. Anson Sonnett, PE, FDOT Project Manager, at (954)777-4474 or toll free at (866)336-8435, extension 4474, or by email at anson.sonnett@dot.state.fl.us.

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

NONE

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

NONE

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State

Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8:00 a.m., Wednesday, October 25, 2017 and 3:00 p.m., Tuesday, October 31, 2017. An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
5B-40.0055	10/27/2017	11/16/2017
34-8.002	10/30/2017	11/19/2017
34-8.008	10/30/2017	11/19/2017
34-8.009	10/30/2017	11/19/2017
34-8.202	10/30/2017	11/19/2017
34-8.208	10/30/2017	11/19/2017
34-8.209	10/30/2017	11/19/2017
53ER17-70	10/26/2017	10/28/2017
53ER17-71	10/26/2017	10/28/2017
53ER17-72	10/26/2017	10/28/2017
62-621.250	10/27/2017	11/16/2017
64ER17-7	10/30/2017	10/30/2017
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
40C-2.101	8/2/2017	**/**/****
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.100	12/19/2016	**/**/****
69L-7.501	12/19/2016	**/**/****

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid
State Plan Amendment

The Agency for Health Care Administration is requesting an amendment to the Medicaid State Plan for prescribed drugs and preventative services. This amendment updates the coverage limitations for vaccines and immunizations related to covered legend drugs, preventative services and preventative services for pregnant women. This amendment will not have a federal fiscal impact. The effective date for this amendment will be October 1, 2017.

Interested parties may contact the following staff for further information: Kym Holcomb, Medicaid Policy, located at 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, by telephone at: (850)412-4251 or by e-mail at: Kym.Holcomb@ahca.myflorida.com.

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.
