

Section I  
Notice of Development of Proposed Rules  
and Negotiated Rulemaking

NONE

Section II  
Proposed Rules

NONE

Section III  
Notice of Changes, Corrections and  
Withdrawals

NONE

Section IV  
Emergency Rules

NONE

Section V  
Petitions and Dispositions Regarding Rule  
Variance or Waiver

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 12/21/2018, the Department issued a Final Order granting FS Tenant Pool Trust d/b/a Fountainview, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 09/28/2018, and noticed in FAR Volume 44, Number 202. Petitioner demonstrated that its current temperature control measures and plan are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power during the variance period pending full implementation and that application of the Rule would create a substantial hardship.

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

doeapublicrecords@elderaffairs.org, 850-414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on December 21, 2018, the Florida Department of Elder Affairs, received a petition for emergency waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from Cresthaven East, LLC. Any interested person or other agency may submit written comments on the petition within 5 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, 850-414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 12/21/2018, the Department issued a Final Order granting HCP Lantana FL OpCo, LLC d/b/a Atria Meridian, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 09/28/2018, and noticed in FAR Volume 44, Number 202. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, 850-414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice:

On 12/21/2018, the Department issued a Final Order granting HCP Port Orange FL OpCo, LLC d/b/a Atria Port Orange, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 09/28/2018, and noticed in FAR Volume 44, Number 202. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, 850-414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

**DEPARTMENT OF ELDER AFFAIRS**

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 12/26/2018, the Department issued a Final Order granting Residential Plaza at Blue Lagoon, Inc. d/b/a Residential Plaza at Blue Lagoon, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 11/28/2018, and noticed in FAR Volume 44, Number 235. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, 850-414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

**DEPARTMENT OF MANAGEMENT SERVICES**

Division of Facilities Management

RULE NO.: RULE TITLE:

60H-1.017 Turnkey Lease

NOTICE IS HEREBY GIVEN that on December 18, 2018, the Department of Management Services, received a petition for waiver of rule 60H-1.017(1)(a), Florida Administrative Code (F.A.C.), from the Florida Department of Law Enforcement. Rule 60H-1.017(1)(a), F.A.C., requires an agency to conduct

one unsuccessful competitive procurement for existing space before then issuing another procurement for Turnkey Lease space.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Diane Wint, Agency Clerk, at 4050 Esplanade Way, Suite 160, Tallahassee, FL 32399 or diane.wint@dms.myflorida.com.

**Section VI**

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

**DEPARTMENT OF TRANSPORTATION**

The Florida Transportation Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 4, 2019, 10:00 a.m.

PLACE: 605 Suwannee Street, Tallahassee Florida 32399

Conference Bridge 850-414-4973-PIN# 223188

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Florida Department of Transportation Secretary Search Process and other general issues.

A copy of the agenda may be obtained by contacting: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399. 850-414-4105.

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: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399. 850-414-4105. 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 Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399. 850-414-4105.

**DEPARTMENT OF TRANSPORTATION**

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

DATES AND TIMES: January 9, 2019, 2:00 p.m. – 5:00 p.m. and January 10, 2019, 8:30 a.m. – 3:00 p.m.

PLACE: 605 Suwannee Street, Tallahassee Florida 32399.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Florida Department of Transportation Secretary Search

A copy of the agenda may be obtained by contacting: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399. 850-414-4105.

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: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399. 850-414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399. 850-414-4105.

**DEPARTMENT OF CHILDREN AND FAMILIES**

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

DATE AND TIME: January 8, 2019, 9:00 a.m.

PLACE: 1003 E. Palm Ave, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ongoing Hillsborough County Alliance business.

A copy of the agenda may be obtained by contacting: Ilka Suda, (813)337-5805.

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: Ilka Suda, (813)337-5805. 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).

**FISH AND WILDLIFE CONSERVATION COMMISSION**

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

DATE AND TIME: January 17, 2019, 9:00 a.m.

PLACE: Innisbrook, 36750 US Highway 19 N, Palm Harbor, FL 34684

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Boating Advisory Council to review and discuss boating-related topics and to take action, if needed. Such action may include discussion about working waterfronts, boating and navigation regulations.

A copy of the agenda may be obtained by contacting: the FWC, Division of Law Enforcement, Boating and Waterways Section, 620 South Meridian Street, Tallahassee, Florida 32399-1600, or

by calling Precious Boatwright or Myeisha Dixon at (850)488-5600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Precious Boatwright at (850)488-5600.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

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

DATE AND TIME: January 15, 2019, 9:00 a.m.

PLACE: Innisbrook, 36750 US Highway 19 N, Palm Harbor, FL 34684

GENERAL SUBJECT MATTER TO BE CONSIDERED: First meeting of the Working Waterfronts Working Group, a committee of the Boating Advisory Council, to review and discuss working waterfronts-related topics.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Precious Boatwright at (850)488-5600.

**Section VII**

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has

received the petition for declaratory statement from Millie Larsen. The petition seeks the agency's opinion as to the applicability of 718.116 as it applies to the petitioner.

Whether section 718.116, Florida Statutes, authorizes a condominium association to not accept a request for an estoppel certificate made by unit owners.

A copy of the Petition for Declaratory Statement may be obtained by contacting: the Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030; (850) 488-1631; lscmhpublicrecords@myfloridalicense.com.

Please refer all comments to: Chevonne Christian, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Shores of Panama Resort Community Association, Inc. The petition seeks the agency's opinion as to the applicability of 718.404(2) as it applies to the petitioner.

1. Whether section 718.404(2), Florida Statutes, precludes commercial unit owners from voting for a majority of the board when the association's governing documents allow the commercial unit owners the same voting rights as the residential unit owners. 2. Whether commercial unit owners have the right to one vote for each open directorship per each commercial unit owned as contemplated by the governing documents or may the commercial unit owners vote for less than a majority.

A copy of the Petition for Declaratory Statement may be obtained by contacting: the Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030; (850) 488-1631; lscmhpublicrecords@myfloridalicense.com.

Please refer all comments to: Chevonne Christian, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202.

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

MOFFITT CANCER CENTER & RESEARCH INSTITUTE  
PROPOSAL FOR OWNER'S REPRESENTATIVE  
SERVICES - RFP 19-12-SSP  
REQUEST FOR QUALIFICATIONS FOR OWNER'S  
RESPRESENTATIVE SERVICES FOR THE H. LEE  
MOFFITT CANCER CENTER AND RESEARCH  
INSTITUTE, INC. TAMPA, FLORIDA RFP 19-12-SSP  
The H. Lee Moffitt Cancer Center and Research Institute, Inc. and its subsidiaries (collectively "Moffitt") is seeking qualifications from qualified and responsible parties interested in providing Owner's Representative Services for the Moffitt Cancer Center New Hospital Expansion as described in this

Request for Proposal (“RFP”). The RFP is the first step in the selection process of qualified entities to enter into a contract. The submission must be made in accordance with the instructions outlined in RFP 19-12-SSP.

General Information. The Moffitt Cancer Center is soliciting qualifications from Owner’s Representatives to provide services for the Moffitt Cancer Center New Hospital Expansion in accordance with the terms, conditions, and requirements set forth in this RFP, including any attachments hereto.

RFP Package: The RFP package - including the complete RFP instructions, which must be evaluated before submission of the Owners Representative response - can be found via the following link: <http://www.moffitt.org/supplieropportunities>. Submittals must be received no later than 2:00 p.m. on January 25, 2019, at [rfp@moffitt.org](mailto:rfp@moffitt.org). Telefacsimile (fax) and telephone submittals are not acceptable and will not be considered. Properly submitted proposals will not be returned to the respondent. Any plans and/or specifications will become the property of Moffitt.

**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 3:00 p.m., Thursday, December 20, 2018 and 3:00 p.m., Wednesday, December 26, 2018.

<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
5J-5.001	12/21/2018	1/10/2019
5J-5.002	12/21/2018	1/10/2019
5J-5.003	12/21/2018	1/10/2019
5J-26.001	12/21/2018	1/10/2019
40B-2.301	12/20/2018	1/9/2019
64-4.013	12/21/2018	1/10/2019
64-4.023	12/21/2018	1/10/2019
64B-7.001	12/21/2018	1/10/2019
68B-14.0035	12/26/2018	1/15/2019
69O-125.003	12/20/2018	1/9/2019
69O-137.002	12/21/2018	1/10/2019

<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
60FF1-5.009	7/21/2016	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
69L-3.009	12/5/2018	**/**/*****

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Workforce Services

Notice of Funding Availability

The Florida Department of Economic Opportunity (DEO) announces the availability of funding under the Everglades Restoration Agricultural Community Employment Training Program. DEO will make \$1.5 million available for the purposes set forth in section 446.71(3), Florida Statutes.

The application process is governed by Chapter 73B-6, Florida Administrative Code. The application cycle begins on January 3, 2019, and ends at the close of business on February 18, 2019. Applicants must use the appropriate application form found on DEO’s website at [www.floridajobs.org/ERACETP](http://www.floridajobs.org/ERACETP).

Applications may be emailed or mailed to DEO. If emailed, please email the application to [ERACETP@deo.myflorida.com](mailto:ERACETP@deo.myflorida.com) DEO is not responsible for any emailed application that DEO does not receive due to any technical issues, and the applicant should take all necessary steps to ensure DEO has received the application. Mailing address: Everglades Restoration Agricultural Community Employment Training Program, Department of Economic Opportunity, 107 East Madison Street, Caldwell Building, MSC G229, Tallahassee, Florida 32399. Applications must be received by the close of business on the last day of the application cycle to be considered for funding. Only completed applications will be considered.

If you have questions, please contact Danielle McNeil at 850-245-7498 or [EvergladesTrainingProgram@deo.myflorida.com](mailto:EvergladesTrainingProgram@deo.myflorida.com).

**BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT**

**NOTICE OF RULEMAKING FOR THE PURPOSE OF SOLID WASTE FACILITY FEES OF THE BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT**

A public hearing will be conducted by the Babcock Ranch Community Independent Special District (“District”) on January 24, 2019, at 1:00 p.m., at 14750 State Road 31, Punta Gorda, Florida 33982. The public hearing will be a rulemaking

hearing and will provide an opportunity for the public to address the proposed fees and charges related to the District’s provision of solid waste services and amendments to the Babcock Ranch Waste Management Policies Manual. The purpose and effect of the rule setting such fees is to provide sufficient revenue to meet expenses and provide services related to the District’s operation of a solid waste disposal facility. Prior notice of rule development for the rulemaking hearing was published in the Florida Administrative Register on December 27, 2018. The proposed fees are as follows:

Non-Residential Services

Additional Services:

- Lid replacement \$55.00 (per pair)
- Relocated container \$47.00 (per move)

The customer will be charged the replacement cost for damages caused by the customer.

A copy of the proposed rule, including the Waste Collection Rates and Fees Schedule and Babcock Ranch Waste Management Policies Manual may be obtained by contacting the District Manager, Craig Wrathell, at Wrathell, Hunt & Associates, LLC, 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431 or by calling (561) 571-0010 during normal business hours.

Specific legal authority for the rule includes section 120.054, Florida Statutes, and Chapter 2007-306, Laws of Florida, as amended. Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provided by section 120.541(1), Florida Statutes, must do so in writing within twenty-one (21) days after publication of this notice.

**A HEARING WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:**

**TIME AND DATE:** JANUARY 24, 2019 at 1:00 p.m.

**PLACE:** 14750 State Road 31, Punta Gorda, Florida 33982

The public hearing may be continued to a date, time, and place to be specified on the record at the hearing. If anyone chooses to appeal any decision of the Board with respect to any matter considered at the public hearing, such person will need a record of the proceedings and should accordingly ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which such appeal is to be based. At the hearing, one or more Supervisors may participate in the public hearing by telephone. Any person requiring special accommodations at the hearing because of a disability or physical impairment should contact the District Office at (561) 571-0010 at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service at 1-800-955-8770, for aid in contacting the District Office.

Craig Wrathell, Manager

**Section XIII  
Index to Rules Filed During Preceding  
Week**

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.