#### Section I

## Notice of Development of Proposed Rules and Negotiated Rulemaking

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

## Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: RULE TITLE:

61B-23.00215 Ombudsman; Election Monitoring;

Monitor's Role; Scope and Extent

PURPOSE AND EFFECT: To amend Rule 61B-23.00215, F.A.C., in order to ensure all election monitors are competent and free of conflicts of interest.

SUBJECT AREA TO BE ADDRESSED: The proposed rulemaking amends Rule 61B-23.00215, F.A.C., in order to ensure all election monitors are competent and free of conflicts of interest.

RULEMAKING AUTHORITY: 718.5012(10), F.S.

LAW IMPLEMENTED: 718.1255, 718.5012(10), F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Rikki Taylor, Government Analyst, Division of Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1415.

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

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### **Board of Architecture and Interior Design**

RULE NO.: RULE TITLE:

61G1-13.004 Pre-licensure Education Requirements PURPOSE AND EFFECT: The purpose of the new rule is to provide licensees with the pre-licensure education requirements for wind mitigation techniques.

SUBJECT AREA TO BE ADDRESSED: New rule text.

RULEMAKING AUTHORITY: 481.213(6) FS.

LAW IMPLEMENTED: 481.219(3)(c) 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: Amanda Ackermann, Executive Director, Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, FL 32399-0790, (850)717-1400 or by electronic mail – Amanda. Ackermann@myfloridalicense.com.

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

### Section II Proposed Rules

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### **Division of Hotels and Restaurants**

RULE NO.: RULE TITLE:

61C-1.002 Licensing and Inspection Requirements PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendments is to update and revise Rule 61C-1.002, F.A.C., to clarify existing language, incorporate forms by reference, and remove unnecessary language.

SUMMARY: The proposed rulemaking amends Rule 61C-1.002, F.A.C., to adopt updated application forms that were impacted by: the removal of language stating the division would issue and mail printed license copies; the addition of language providing instructions for customer self-printing of licenses through the DBPR website; and other minor form changes.

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 economic review conducted by the agency.

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: 509.032, 509.241, 509.2112, F.S.

LAW IMPLEMENTED: 213.0535, 509.032, 509.221, 509.241, 509.242, 509.251, 559.79, 509.2112, 509.013, F.S.

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: Michelle Keith, Sr. Management Analyst II, Division of Hotels & Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1290.

#### THE FULL TEXT OF THE PROPOSED RULE IS:

- 61C-1.002 Licensing and Inspection Requirements.
- (1) No Change.
- (2) To apply for licensure, an applicant must submit the appropriate application and the required fee, pursuant to section 509.251, F.S., and rule 61C-1.008, F.A.C., to the division. Any license fee received by the division is non-refundable once the establishment commences operation.
  - (a) License Applications.
- 1. Public lodging establishments, except vacation rentals and timeshare projects, required to be licensed by the division, under chapter 509, F.S., must submit DBPR HR-7027, Application for Public Lodging Establishment License (http://www.flrules.org/Gateway/reference.asp?No=Ref-09612), incorporated herein by reference and effective 2020 December 2018 August.
- 2. Vacation rentals and timeshare projects required to be licensed by the division under chapter 509, F.S., must submit DBPR HR-7028, Application for Vacation Rental or Timeshare Project License (http://www.flrules.org/Gateway/reference.asp?No=Ref-
- \_\_\_\_06283), incorporated herein by reference and effective 2020 December 2015 December 1.
- 3. Public food service establishments required to be licensed by the division under chapter 509, F.S., must submit one of the following applications, as appropriate to the establishment.
- a. DBPR HR-7007, Application for Public Food Service Establishment License (http://www.flrules.org/Gateway/reference.asp?No=Ref-08358), incorporated herein by reference and effective 2020 December 2017 June.
- b. DBPR HR-7030, Application for Public Food Service Establishment License with Plan Review (http://www.flrules.org/Gateway/reference.asp?No=Ref-08359), incorporated herein by reference and effective 2020 December 2017 June.
- c. DBPR HR-7031, Application for Mobile Food Dispensing Vehicle License with Plan Review (http://www.flrules.org/Gateway/reference.asp?No=Ref-

 $\frac{08360}{\text{December } 2017 \text{ June}}$ .

- 4.a. Temporary public food service establishments required to be licensed by the division under Chapter 509, F.S., must complete DBPR Form HR 5021-029, Temporary Event Vendor Receipt, Application and Inspection (https://www.flrules.org/Gateway/reference.asp?No=Ref-
- \_\_\_\_\_04024), incorporated herein by reference and effective 2020 December 2014 March 24. The division will provide a copy of this application at the time of inspection.
- b. Pursuant to section 559.79(1), F.S., the application shall require the name, address and social security number of each person who owns 10 percent or more of the outstanding stock or equity interest in the licensed activity. The division shall keep the social security number of each person reported on the application confidential, except in accordance with section 559.79(3), F.S., and as provided in law with other governmental agencies.
- c. Pursuant to section 213.0535, F.S., the application shall require the federal employer identification number and sales tax identification number of the applicant. The division shall keep such numbers confidential except as provided in conjunction with the Registration Information Sharing and Exchange Program and as provided in law with other governmental agencies.
  - (3) through (4) No Change.
- (5) Public food service establishments, as defined in section 509.013(5), F.S., are licensed in accordance with the following classifications and requirements:
  - (a) Nonseating:
- 1. Permanent Permanent nonseating establishments are classified as those fixed public food service establishments for which the sole service provided is intended as take-out or delivery, or which do not otherwise provide accommodations for consumption of food by guests on the premises, or premises under the control of the operator. For the purposes of this section, establishments located at food courts and malls are classified in this manner as long as seating is not provided within the premises of the establishment itself.
- 2. Mobile food dispensing vehicle Mobile food dispensing vehicles are classified as any vehicle mounted public food service establishments which are self-propelled or otherwise movable from place to place and include self-contained utilities, such as gas, water, electricity and liquid waste disposal. The owner is responsible for acquainting all operators with the requirements of all applicable laws and rules. All mobile food dispensing vehicles required to have vehicle identification numbers shall submit this number to the division on the application for license. All mobile food dispensing vehicles required to have a commissary under rule 61C-4.0161, F.A.C., must submit DBPR HR-7022, Commissary

Notification, to the division upon application for plan review or application for a license, if plan review is not required.

- 3. Caterer Caterers are classified as any public food service establishments where food or drink is prepared for service elsewhere in response to an agreed upon contract for a function or event. The term includes catering kitchens. For the purpose of this rule, the term "caterer" does not include those establishments licensed pursuant to chapter 500 or 381, F.S., or any other location where food is provided or displayed for sale by the individual meal. A licensed public food service establishment that also provides catering services is not required to hold a separate catering license from the division. Caterers must meet all applicable standards of a public food service establishment as provided in rules 61C-1.004, 61C-4.010 and 61C-4.023, F.A.C. Separate independent caterers utilizing the equipment or premises of a licensed public food service establishment are deemed operators as defined by section 509.013(2), F.S., of such public food service establishment and subject to all applicable requirements of law and rule.
- 4. Temporary public food service establishments and vendors.
- a. Temporary public food service establishments are classified as those establishments operated at temporary food service events as defined in section 509.013(8), F.S. If upon inspection the temporary public food service establishment does not meet minimum sanitation standards as provided in chapters 61C-1 and 61C-4, F.A.C., food service operations shall be discontinued until corrections are complete and verified by the division.
- b. Public food service establishments that have a current license may operate one facility at a temporary event as part of the existing license. Each additional facility operated by the same licensee must acquire a separate temporary food service event license.
- 5. Vending machines Vending machines are classified as any self-service devices licensed pursuant to chapter 509, F.S., which, upon insertion of coin or token, or by other means, dispense unit servings of time/temperature control for safety (potentially hazardous) food, either in bulk or packaged, without the necessity of replenishing the device between each operation. All vending machine owners shall submit the serial number of each vending machine to the division on DBPR HR-7007, Application for Public Food Service Establishment License. The vending machine owner shall maintain an accurate and current list of vending machine locations with the corresponding serial number. This list shall be made available to the division upon request. The division shall coordinate with the vending machine owner to schedule inspections with the assistance of the owner or the owner's agent with the capability to open and demonstrate the machine.

- 6. Theme park food carts Theme park food carts are classified as mobile or stationary units which operate within the confines of a theme park or entertainment complex as an extension of or in association with a fixed public food service establishment. Such carts shall be licensed collectively by the entity which maintains and operates them. The entity which maintains and operates any food cart or group of food carts within a theme park or entertainment complex shall acquaint all operators with the requirements of all applicable laws and rules. The operator is required to notify the division immediately of any changes in the number of carts.
- 7. Culinary education programs Nonseating culinary education programs are culinary education programs as defined in section 381.0072(2), F.S., which offer, prepare, serve, or sell food to the general public and that do not otherwise provide accommodations for consumption of food by guests on the premises, or premises under the control of the establishment.

#### (b) Seating:

- 1. Permanent Permanent seating establishments are classified as those public food service establishments that provide and maintain accommodations for consumption of food on the premises of the establishment or under the control of the establishment. The operator of the establishment is responsible for providing the number of seats available to the public to the division prior to licensing. Prior to making any changes in the number of seats provided which may affect the license fee, fire safety, or the wastewater disposal system, the operator must report the change to the division by submitting DBPR Form HR 5021-103, Seating Change Evaluation (http://www.flrules.org/Gateway/reference.asp?No=Ref-00895), incorporated herein by reference and effective October 22, 2008, or any document obtained from the local authorities having jurisdiction that provides proof the operator obtained approval for the change. A change in the number of seats is not valid until approved by the division. License fees related to a seating change are not due until the license is renewed, unless the seating change is part of a license application.
- 2. Culinary education programs Seating culinary education programs are culinary education programs as defined in section 381.0072(2), F.S., which offer, prepare, serve, or sell food to the general public and that provide and maintain accommodations for consumption of food on the premises of the establishment or under the control of the establishment. The operator of the establishment is responsible for providing the number of seats available to the public to the division prior to licensing. Prior to making any changes in the number of seats provided which may affect the license fee, fire safety, or the wastewater disposal system, the operator must report the change to the division by submitting DBPR Form HR 5021-103, Seating Change Evaluation or any document obtained from the local authorities having jurisdiction that provides

proof the operator obtained approval for the change. A change in the number of seats is not valid until approved by the division. License fees related to a seating change are not due until the license is renewed, unless the seating change is part of a license application.

#### (c) Plan Reviews.

- 1. The operator of each public food service establishment to be newly constructed, remodeled, converted, or reopened after being out of business for more than 12 months shall submit properly prepared facility plans and specifications to the division for review and approval in accordance with the provisions of chapter 509, F.S., and rule chapters 61C-1 and 61C-4, F.A.C. Such plans must be approved by the division as meeting the sanitation and safety requirements provided in law prior to scheduling of an opening inspection and licensing. For remodeling, plan review submittal is not required if the division can otherwise determine that the intended remodeling will not have an impact on any sanitation and safety requirements provided in law or rule. Plan review is not required for applications for change of ownership when no interruption in operation or no change to the establishment occurs. Plan reviews for additional theme park food carts are not required if such units have been previously reviewed and approved and have no modifications from the originally approved model.
- 2. The plans and specifications shall indicate the general operation of the establishment; the intended menu items; location of employee and public bathrooms; proposed layout, including all work, guest, and employee areas and storage facilities; construction finishes of work areas; and equipment location, design and installation, including the type of proposed fixed equipment and facilities. Plans and specifications must be submitted by the owner, prospective operator or their designated representative along with DBPR HR-7005, Application Plan for Review (http://www.flrules.org/Gateway/reference.asp?No=Ref-08356), incorporated by reference herein and effective 2020 December 2017 June, or DBPR HR-7030, Application for Public Food Service Extablishment License with Plan Review. Plans and specifications, for mobile food dispensing vehicles must be submitted by the owner, prospective operator or their designated representative along with DBPR HR-7006, Mobile Dispensing Vehicle Plan Review **Application** (http://www.flrules.org/Gateway/reference.asp?No=Ref-08357), incorporated herein by reference and effective 2020 December 2017 June, or DBPR HR-7031, Application for Mobile Food Dispensing Vehicle License with Plan Review. The division shall grant or deny approval of the plans in writing pursuant to the provisions of chapter 120, F.S.

- 3. When the establishment's water source is a well or the sewer source is an onsite sewage treatment and disposal system, applicants for plan review must also submit proof of approval from the Department of Health.
- (d) A public food service establishment operating in conjunction with a public lodging establishment must obtain a separate public food service establishment license from the division, unless the only food served at the public lodging establishment is packaged or prepackaged as defined in the Food Code, as adopted by reference in rule 61C-1.001, F.A.C. In such cases, the establishment which prepares the food is subject to the licensing provisions of this chapter, unless otherwise exempt.
  - (6) through (9) No Change.

Rulemaking Authority 509.032, 509.241, 509.2112 FS. Law Implemented 213.0535, 509.032, 509.221, 509.241, 509.242, 509.251, 559.79, 509.2112, 509.013 FS. History—New 1-20-63, Amended 9-19-63, 5-20-64, 2-23-66, 8-9-68, 2-4-71, 10-18-71, Repromulgated 12-18-74, Amended 9-1-83, 10-1-83, Formerly 7C-1.02, Amended 1-30-90, 12-31-90, 2-27-92, 6-15-92, Formerly 7C-1.002, Amended 3-31-94, 3-15-95, 10-9-95, 9-25-96, 5-11-98, 9-9-03, 1-1-13, 7-4-13, 7-1-14, 11-20-14, 12-28-15, 2-24-16, 7-11-16, 12-28-16, 7-16-17, 9-2-18\_\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steven von Bodungen, Director, Division of Hotels and Restaurants, Department of Business & Professional Regulation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Halsey Beshears, Secretary, Department of Business & Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 9, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 4, 2020

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### **Division of Hotels and Restaurants**

RULE NO.: RULE TITLE:

61C-4.0161 Mobile Food Dispensing Vehicles and

Theme Park Food Carts

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendments is to update and revise Rule 61C-4.0161, F.A.C., to incorporate an updated form by reference. SUMMARY: The proposed rulemaking amends Rule 61C-4.0161, F.A.C., to incorporate an updated application form that was impacted by the removal of water and sewer reporting requirements, the removal of a commissary operations checklist and the removal of a section for the listing of additional commissaries.

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 economic review conducted by the agency.

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: 509.032, 509.221, F.S. LAW IMPLEMENTED: 509.032, 509.101, 509.211, 509.215, 509.221, F.S.

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: Michelle Keith, Sr. Management Analyst II, Division of Hotels & Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1290. DHR.rules@myfloridalicense.com

#### THE FULL TEXT OF THE PROPOSED RULE IS:

61C-4.0161 Mobile Food Dispensing Vehicles and Theme Park Food Carts.

- (1) No Change.
- (2) Mobile food dispensing vehicles shall meet the following additional requirements:
- (a) Food serving openings shall not be larger than necessary for the particular operation conducted and shall be kept closed at all times except when food is actually being served.
- (b) Waste containers shall be provided for the deposit of food scraps, food wrappings, cups, napkins and discarded single-service articles.
- (c) Mobile food dispensing vehicles shall operate from an approved commissary that meets all applicable requirements of this rule. The commissary must be provided with potable water and adequate facilities for disposal of liquid and solid waste.

The mobile food unit must report to the commissary to store or replenish supplies, clean utensils and equipment, or dispose of liquid and solid waste. Mobile food dispensing vehicles must report to their commissary at least once daily.

- (d) When a service area is provided at the commissary for cleaning and servicing mobile food units, the service area shall be physically separated from other food operations; shall be equipped to furnish potable water in accordance with applicable provisions of chapters 62-550 and 62-555, F.A.C.; and shall provide facilities for the drainage and disposal of liquid wastes in accordance with applicable provisions of chapter 64E-6 or 62-601, F.A.C., and the local building authority having jurisdiction. The surface of the servicing area shall be constructed of a smooth nonabsorbent material such as concrete or machine laid asphalt and shall be maintained in good repair, kept clean and be graded to drain.
- (e) The owner of each mobile food dispensing vehicle shall notify the division of each commissary they intend to utilize for support services before using the commissary by submitting DBPR HR-7022, COMMISSARY NOTIFICATION (https://www.flrules.org/Gateway/reference.asp?No=Ref-09574), incorporated herein by reference and effective 2020 December 2018 June.
- (f) Mobile food dispensing vehicles shall not obtain water from or dispose of wastewater at a private residence or prepare food; store food products, equipment or utensils; or conduct warewashing or any other activities related to the public food service in a private residence. The exterior of the vehicle may be washed in any location, provided the wastewater does not create a sanitary nuisance.
- (g) Self-sufficient mobile food dispensing vehicles are exempt from paragraphs (2)(c) and (2)(e) of this rule.
- (3) through (9) No Change.

  Rulemaking Authority 509.032, 509.221 FS. Law Implemented 509.032, 509.101, 509.211, 509.215, 509.221 FS. History—New 2-21-91, Formerly 10D-13.0291, 7C-4.0161, Amended 3-31-94, 9-25-96, 5-11-98, 7-2-98, 2-12-08, 8-12-08, 6-13-10, 11-1-12, 7-4-13, 1-6-15, 4-29-15, 7-29-18,

NAME OF PERSON ORIGINATING PROPOSED RULE: Steven von Bodungen, Director, Division of Hotels and Restaurants, Department of Business & Professional Regulation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Halsey Beshears, Secretary, Department of Business & Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 9, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 4, 2020

## Section III Notice of Changes, Corrections and Withdrawals

#### AGENCY FOR HEALTH CARE ADMINISTRATION

#### **Health Facility and Agency Licensing**

RULE NO.: RULE TITLE:

59A-35.110 Reporting Requirements; Electronic

Submission

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 45 No. 180, September 16, 2019 issue of the Florida Administrative Register.

The following sections of the proposed rule will be changed to read:

59A-35.110 Reporting Requirements; Electronic Submission

- (1) No change.
- (2) Electronic submission of information.
- (a) The following required information must be submitted electronically through the Agency's Single Sign On Portal located at

https://apps.ahca.myflorida.com/SingleSignOnPortal:

1. Nursing homes:

Adverse incident reports must be submitted electronically to the Agency within 15 calendar days after the occurrence of the incident as required in Section 400.147, F.S. on Nursing Home Adverse Incident, AHCA Form 3110-0010 OL, April 2017, which is hereby incorporated by reference and available at: https://www.flrules.org/Gateway/reference.asp?No=Ref-08777, and through the Agency's adverse incident reporting system which can only be accessed through the Agency's Single Sign On Portal located at: https://apps.ahca.myflorida.com/SingleSignOnPortal.

- 2. Assisted living facilities:
- Adverse incident reports must be submitted electronically to the Agency within 1 business day after the occurrence of the incident, and within 15 calendar days after the occurrence of the incident as required in Section 429.23, F.S., on Assisted Living Facility Adverse Incident, AHCA Form 3180-1025 OL, April 2017, which is hereby incorporated by reference available at: https://www.flrules.org/Gateway/reference.asp?No=Ref-08778, and through the Agency's adverse incident reporting system which can only be accessed through the Agency's Single On **Portal** located Sign https://apps.ahca.myflorida.com/SingleSignOnPortal.

- b. Liability claim reports required pursuant to Section 429.23(5), F.S., and Rule 59A 36.017, F.A.C.
  - 3. through 5. No change.
- 6. For the purposes of this rule, the following applies for submitting adverse incident reports:
- a. A business day means any day other than a Saturday, Sunday, or legal holiday as designated in section 110.117, F.S.
- b. A preliminary (1-Day) report is deemed late when submitted more than 1 business day after the day of the incident.
- c. <u>Nursing Homes, Hospitals, and Ambulatory Surgical</u> <u>Centers:</u> A full report (15- Day) is deemed late when submitted more than 15 calendar days after the day of the incident.
- d. Assisted Living Facilities: A full report (15-Day) is deemed late when submitted more than 15 calendar days after the day of the incident or more than 3 business days after the Agency issues the reminder pursuant to section 429.23(5), F.S., whichever is later.
- <u>e.</u> <del>d.</del> Assisted Living Facilities and Nursing Homes that submit reports deemed late may be fined up to \$50 per day late not to exceed \$500.
  - (b) through (c) No change.

Rulemaking Authority 395.0197, 408.806, 408.813, 408.819, <u>429.23</u>, F.S. Law Implemented 408.806, 408.813, 408.810, <u>429.23</u>, 395.0197, F.S. History—New 7-14-10, Amended 11-13-17,\_\_\_\_\_\_\_.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### **Building Code Administrators and Inspectors Board**

RULE NO.: RULE TITLE: 61G19-6.019 Null and Void

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 46 No. 176, September 9, 2020 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the board at a public meeting held October 9, 2020. The changes are as follows:

#### 61G19-6.019 Null and Void.

Any person desiring licensure from Null and Void status shall submit a completed Form BCAIB 9, Application to Reinstate Null and Void Certification, effective July 2012, adopted and incorporated by reference <a href="herein">herein</a> in Rule 61 35.008, Building Code Administrators and Inspectors Department Forms, and available

http://www.flrules.org/Gateway/reference.asp?No=Ref-03357.

Rulemaking Authority <u>455.271(6)(a)</u> <u>455.203, 455.213, 455.2179</u> FS. Law Implemented <u>455.271(6)(a)</u> <u>455.213(1), 455.217(2), 455.271, 468.609, 468.613, 468.627(5)</u> FS. History–New \_\_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Krista B. Woodard, Executive Director, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee, FL 32399-0783, or by electronic mail – Krista.Woodard@myfloridalicense.com.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### Florida Real Estate Commission

RULE NOS.: RULE TITLES:

61J2-3.010 License Reactivation Education for Brokers

and Sales Associates

61J2-3.020 Post-licensing Education for Active and

Inactive Broker and Sales Associate

Licensees

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 46 No. 139, July 17, 2020 issue of the Florida Administrative Register has been withdrawn.

## FISH AND WILDLIFE CONSERVATION COMMISSION

| RULE NOS.: | RULE TITLES:                           |
|------------|--|
| 68-5.002   | Definitions                            |
| 68-5.004   | Conditional Non-native Species         |
| 68-5.005   | Possession of Conditional Non-native   |
|            | Species                                |
| 68-5.006   | Prohibited Non-Native Species          |
| 68-5.007   | Possession of Prohibited Non-Native    |
|            | Species                                |
| 68-5.008   | Amnesty for Persons Relinquishing Non- |
|            | Native Pets                            |
|            | NOTICE OF CORRECTION                   |

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 46 No. 179, September 14, 2020 issue of the Florida Administrative Register.

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

DATE AND TIME: During the Commission's regular meeting February 25-26, 2021, 8:00 a.m. to 5:00 p.m., each day.

PLACE: Communications media technology. More information on how to connect will be available at http://myfwc.com/about/commission/commission-meetings.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting the ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

### Section IV Emergency Rules

#### **NONE**

## Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-27.002 Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

NOTICE IS HEREBY GIVEN that on October 22, 2020, the Department of Law Enforcement, received a petition for permanent waiver of subsection 11B-27.002(4), F.A.C. from Monica Jannet Cadenas. Petitioner wishes to waive that portion of the rule that states: (4)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dana Kelly, Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850)410-7676.

## DEPARTMENT OF ENVIRONMENTAL PROTECTION RULE NO.: RULE TITLE:

62-699.310 Classification and Staffing of Domestic Wastewater or Water Treatment Plants and Water Distribution Systems

The Department of Environmental Protection hereby gives notice: that a Final Order was issued on November 24, 2020, granting the Sateke Village Utilities Homeowners Association's Petition for a Variance. The Petition was filed pursuant to Section 120.542, F.S., and was received on October 30, 2020. Notice of receipt of this Petition was published in the Florida Administrative Register on November 10, 2020. The petitioner requested a variance from subparagraph 62-699.310(2)(a)1, F.A.C, at Sateke Village wastewater treatment facility to reduce staffing requirements to 2 visits per week on nonconsecutive days for a total of 1 hour per week rather than the required 1 hour per day, 5 days per week and one visit each weekend for a facility with total nutrient limits and a permitted

capacity under 0.010 MGD. No public comments were received. The Final Order, File No. FLA012682-007; OGC Case No. 20-1484, granted the variance to subparagraph 62-699.310(2)(a)1., F.A.C., based on a showing that Petitioner demonstrated that a strict application of the rule would result in substantial hardship to Petitioner and because Petitioner demonstrated that the purpose of the underlying statute will be achieved by other means.

A copy of the Order or additional information may be obtained by contacting: Allison Chancy, (407)897-2968, Allison.Chancy@FloridaDEP.gov; Department of Environmental Protection, Central District, 3319 Maguire Boulevard, Orlando, Florida 33803; during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays.

### Section VI Notice of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF LEGAL AFFAIRS

The Statewide Council on Human Trafficking announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 9, 2020, 11:00 a.m. until conclusion

PLACE: Teleconference Number- 1-866-899-4679, Passcode: 569-239-189, or

https://global.gotomeeting.com/join/569239189

GENERAL SUBJECT MATTER TO BE CONSIDERED: Joint meeting between Services & Resources and Legislative and Special Initiatives committees.

A copy of the agenda may be obtained by contacting: Lynn Guyton at Lynn.Guyton@myfloridalegal.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 7 days before the workshop/meeting by contacting: the Office of the Attorney General Ashley Moody at (850)414-3300. 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: Lynn Guyton at Lynn.Guyton@myfloridalegal.com or by telephone at (850)414-3300.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Technical Advisory Committee (known as Technical Working Group) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 8, 2020, 2:00 p.m.

PLACE: The meeting will be conducted via Zoom web conferencing. Attendees may join the web conference by visiting

https://us02web.zoom.us/j/87906867378?pwd=UkpISTAwdD Ezbk5pMWdvcjh5YkpKQT09 and entering Meeting ID: 879 0686 7378 and Passcode: 363035. For audio only, please dial (301)715-8592 and enter Meeting ID: 879 0686 7378 and Passcode: 363035.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CRAFT Foundation Technical Working Group will conduct a meeting to discuss and execute matters including, but not limited to, the review and recommendation of CRAFT Cycle Two participant applications and other issues.

A copy of the agenda may be obtained by contacting: Tamara Wood at 1(863)698-9276.

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: Tamara Wood at 1(863)698-9276. 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: Tamara Wood at 1(863)698-9276.

#### REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Central Florida Regional Planning Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 9, 2020, 9:00 a.m.

PLACE: Please join my meeting from your computer, tablet or smartphone. https://global.gotomeeting.com/join/782815597

You can also dial in using your phone. (571)317-3122, Access Code: 782-815-597

New to GoToMeeting? Get the app now and be ready when your first meeting starts: https://global.gotomeeting.com/install/782815597

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Central Florida Regional Planning Council (CFRPC) and/or its subcommittees, being conducted virtually.

Please join my meeting from your computer, tablet or smartphone. https://global.gotomeeting.com/join/782815597 You can also dial in using your phone. (571)317-3122, Access

Code: 782-815-597

New to GoToMeeting? Get the app now and be ready when your first meeting starts: https://global.gotomeeting.com/install/782815597

A copy of the agenda may be obtained by contacting: Kathryn Hall at 1(863)534-7130 ext. 129 or at khall@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: Kathryn Hall at 1(863)534-7130 ext. 129 or at khall@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.

#### METROPOLITAN PLANNING ORGANIZATIONS

Martin Metropolitan Planning Organization

The Local Coordinating Board for the Transportation Disadvantaged (LCB-TD) announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2020, 10:00 a.m.

PLACE: John F. and Rita M. Armstrong Wing of the Blake Library, 2351 SE Monterey Road, Stuart, Florida 34996

GENERAL SUBJECT MATTER TO BE CONSIDERED: Transportation Disadvantaged System Review.

To provide comments without attending the meeting due to COVID-19, email written comments to LCB-TD-PublicComment@martin.fl.us. Please include the item number you'd like to comment on in the email subject line and your name in the body of the email. You can also mail public comments to Ricardo Vazquez, MPO Associate Planner, 3481 SE Willoughby Boulevard, Suite 101, Stuart, FL 34994. Comments received at this email address or by mail prior to the conclusion of the public comment portion of the applicable matter will be read into the record at the public meeting.

A copy of the agenda may be obtained by contacting: www.martinmpo.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: Ricardo Vazquez, Associate Planner (Title VI/Non-discrimination Contact) at (772)223-7983 or rvazquez@martin.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Ricardo Vazquez at (772)223-7983, by email at rvazquez@martin.fl.us, or submit your question via mail to 3481 SE Willoughby Blvd., Suite 101, Stuart, FL 34994.

#### WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, December 9, 2020, 1:00 p.m., Governing Board Workshop, Biscayne Bay

PLACE: This workshop will be conducted via Zoom, a media technology free for the public to use. A link will be provided on the District's website at www.SFWMD.gov/meetings.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop will provide the Governing Board, public, and stakeholders with an update on the ecological conditions and water quality conditions of Biscayne Bay, including the urbanized watershed. This will include discussion of the programs and projects that are designed to improve the condition and function of these systems.

The public and stakeholders will have an opportunity to view and comment on the workshop by utilizing the link available at www.SFWMD.gov/meetings, which will go live at approximately 1:00 p.m. on December 9, 2020.

All of this workshop will be conducted via media technology. The Governing Board may take official action at the workshop on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the workshop pursuant to Section 120.525, Florida Statutes.

A copy of the agenda may be obtained by contacting: The agenda containing information on this workshop will be posted to the District's website www.SFWMD.gov/meetings, seven days prior to the workshop. Or, you can email Rosie Byrd at rbyrd@sfwmd.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 seven days before the workshop/meeting by contacting: Rosie Byrd, District Clerk, at rbyrd@sfwmd.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: Rosie Byrd, District Clerk, at rbyrd@sfwmd.gov.

#### WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Thursday, December 10, 2020, 9:00 a.m., Governing Board Monthly Meeting

PLACE: This meeting will be conducted via Zoom, a media technology free for the public to use. A link will be provided on the District's website at www.SFWMD.gov/meetings.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Governing Board of the South Florida Water Management District will discuss and consider District business, including regulatory and non-regulatory matters.

The public is advised there will be a public hearing at this meeting regarding Adopt Amendments to Rules 40E-10.021, 40E-10.031, and 40E-10.061, Florida Administrative Code, for the prospective Everglades Agricultural Area Reservoir Water Reservation.

The public and stakeholders will have an opportunity to view and comment on the meeting by utilizing the link found on the District's website at www.SFWMD.gov/meetings, which will go live at approximately 9:00 a.m. on December 10, 2020.

This meeting will be conducted via media technology.

The Governing Board may take official action at the meeting on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

A copy of the agenda may be obtained by contacting: The agenda containing information on these meetings will be posted to the District's website www.SFWMD.gov/meetings, seven days prior to the meeting. Or, you can email Rosie Byrd at rbyrd@sfwmd.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 seven days before the workshop/meeting by

contacting: Rosie Byrd, District Clerk, at rbyrd@sfwmd.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: Rosie Byrd, District Clerk, at rbyrd@sfwmd.gov.

#### REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority The Tampa Bay Water, a Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2020, 9:30 a.m.

PLACE: This meeting will be conducted as a hybrid virtual meeting. At least a quorum of the Board will be physically present at Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763, and others may participate through video conferencing via Zoom. Interested parties may attend the meeting in-person (though audience seats are limited); or attend the meeting via the following link: www.tampabaywater.org/livemeeting; or by teleconference after contacting Krista Simon at (727)791-2347 or ksimon@tampabaywater.org to obtain the teleconference dialing instructions. Interested parties may provide public comment in person or by submitting written comments to ksimon@tampabaywater.org by 5:00 p.m. on December 11, 2020, to be read into the meeting record by the Agency clerk, or via teleconference during the public comment portion of the meeting, after contacting Krista Simon by one of the methods identified above to obtain the teleconference dialing instructions.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting.

A copy of the agenda may be obtained by contacting: Records Department, (727)796-2355.

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: Records Department, (727)796-2355. 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: Records Department, (727)796-2355.

#### DEPARTMENT OF VETERANS' AFFAIRS

The Florida Veterans Foundation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 8, 2020, 11:00 a.m.

PLACE: Dial-in number (US): (425)436-6334, Access code: 145479#

International dial-in numbers: https://fccdl.in/i/lew2, Online meeting ID: lew2

Join the online meeting: https://join.freeconferencecall.com/lew2.

For additional assistance connecting to the meeting text 'Call Me' to the Dial-In number above and you will be called into the conference. Message and data rates may apply.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislative Session Update, Heroes Concert for the Homeless, and President's Contract.

A copy of the agenda may be obtained by contacting: Lew Wilson, President, (850)488-4181.

For more information, you may contact: Lew Wilson, President, (850)488-4181.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Committee on Continuing Professional Education announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 15, 2020, 10:00 a.m.

PLACE: Teleconference, Dial-In-Number: 1(888)585-9008, Conference Room Number: 624-410-563

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee on Continuing Professional Education will meet to discuss items relating to CPE credits.

A copy of the agenda may be obtained by contacting: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

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: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607. 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: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

## DEPARTMENT OF ENVIRONMENTAL PROTECTION Division of Recreation and Parks

The Florida Department of Environmental Protection, Division of Recreation and Parks, announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 15, 2020, 9:00 a.m. – 11:00 a.m. ET, Presentation will begin shortly after 9:00 a.m., followed by opportunity for public comment

PLACE: This public meeting will be conducted virtually via media technology free for public use.

Please register for the Ichetucknee Springs State Park public meeting at:

https://attendee.gotowebinar.com/register/6890436372704972 302

After registering, you will receive a confirmation email containing information about joining the webinar.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To advise the general public, recreational user groups, environmental organizations, and local government stakeholders on proposed changes to recreational uses on the upper Ichetucknee River within the boundaries of Ichetucknee Springs State Park. Presentation and discussion will focus on recent recovery of submerged aquatic vegetation and management strategies to ensure continued protection.

A copy of the agenda may be obtained by contacting: Daniel Alsentzer, Planning Managr, Ichetucknee Springs State Park, PH# (850)694-1538 or email FLStateParkPlanning@floridadep.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Daniel Alsentzer, as listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### DEPARTMENT OF HEALTH

Division of Environmental Health

The Bureau of Radiation Control announces a public meeting to which all persons are invited.

DATE AND TIME: December 8, 2020, 10:00 a.m. ET

PLACE: The meeting will take place via teleconference. The teleconference link will be available here prior to the meeting: http://www.floridahealth.gov/environmental-health/radiation-control/advisory-council.html.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Routine meeting of the Advisory Council on Radiation Protection to discuss and make recommendations on, or issues relating to, the following: radiation protection; radiation exposure and dose; national organizations and professional societies/associations, including their standards. recommendations, registrants and certificate holders; radiation requirements of federal agencies; radiation machines; radioactive materials including medical radioisotopes; radiation procedures and practices; radiologic technologists, radiologist assistants, specialty technologists, medical physicists, and other radiation-related personnel including their titles, duties, scopes of practice and supervision; educational programs and training courses; authorized operator/user/physicist requirements; response preparedness; emergency and radiation incidents/accidents; environmental monitoring; food irradiation; radiation therapy; fees; forms; license, certification, registration, and examination; 64E-3, 64E-4, and 64E-5, F.A.C.; Chapters 404 and 468, Part IV, F.S., including the implementation of legislation affecting these Chapters; the Bureau of Radiation Control, including it's Internet site; and other business.

A copy of the agenda may be obtained by contacting: Brenda Andrews, Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850)901-6568, or brenda.andrews@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Brenda Andrews, Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, 32399-1741, (850)245-4266, email: brenda.andrews@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).

For more information, you may contact: Brenda Andrews, Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, 32399-1741, (850)245-4266, email: brenda.andrews@flhealth.gov.

#### DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health, Bureau of Chronic Disease Prevention announces a telephone conference call to which all persons are invited. DATE AND TIME: December 11, 2020, 11:00 a.m. – 12:00 Noon

PLACE: Conference Call Only: 1(877)309-2073, access code: 482-002-397#

To attend via webinar, please use this link: https://global.gotomeeting.com/join/482002397

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Diabetes Advisory Council (DAC) Quarterly Meeting.

"This call will be recorded. By staying on the line, you are agreeing to be recorded."

A copy of the agenda may be obtained by contacting: Jennifer Sousa, MPH, Health Systems Administrator, Florida Department of Health, (850)245-4367.

For more information, you may contact: Jennifer Sousa, MPH, Health Systems Administrator, (850)245-4367.

#### FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: December 16, 2020, 10:00 a.m. ET

PLACE: via webinar and telephone

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Review Committee Meeting will convene for the Applications submitted in response to Florida Housing Finance Corporation's Request for Applications No 2020-101 "Elderly Housing Community Loan" and to submit a recommendation to Florida Housing's Board of Directors.

A copy of the agenda may be obtained by contacting: Joey Evans, at joey.evans@floridahousing.org or (850)488-4197.

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: Joey Evans, at joey.evans@floridahousing.org or (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

The Department of Financial Services, Division of State Fire Marshal announces a public meeting to which all persons are invited

DATE AND TIME: Tuesday, December 8, 10:00 a.m.

PLACE: State Fire Marshal Conference Room, Third Floor Atrium Building, 325 John Knox Road, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Florida Fire Safety Board. Anyone wishing to attend may attend in person or by telephone conference call. Those attending by telephone conference call should dial (850)413-1558.

Once you have dialed the initial number you will be prompted to enter the Participant Access PIN Code which is 3880272 (and press # after the code). The connection will be available 5 to 10 minutes before 10:00 a.m.

A copy of the agenda may be obtained by contacting: Consina Griffin-Greaux, Division of State Fire Marshal, Bureau of Fire Prevention, Regulatory Licensing Section, 200 East Gaines Street, Tallahassee, FL 32399-0342, or by calling her at (850)413-3643.

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: Consina Griffin-Greaux at the number listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### FISH AND WILDLIFE CONSERVATION COMMISSION

The Fish & Wildlife Foundation of Florida announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 8, 2020, 2:00 p.m. – 3:30 p.m.

PLACE: Live teleconference. Public comments will be accepted via call-in number. The call-in number to provide public comment will be provided upon request. Public comment will be taken on a first call/first serve basis utilizing a call-in number.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance & Audit Committee of the Fish & Wildlife Foundation of Florida will be reviewing the operating budget, investment, financial reports, and staff compensation of the Foundation.

A copy of the agenda may be obtained by contacting: Mr. Will Bradford, 620 S. Meridian St, Tallahassee, FL 32399, (850)404-6129.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the ADA Coordinator, at (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: Mr. Will Bradford, 620 S. Meridian St, Tallahassee, FL 32399, (850)404-6129.

#### DEPARTMENT OF MILITARY AFFAIRS

The Florida National Guard Foundation announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 15, 2020, 4:00 p.m.

PLACE: Virtual

GENERAL SUBJECT MATTER TO BE CONSIDERED: End of Year Review; Discuss bringing on new board members; Review mission support, discuss possible changes due to funding issues; Discuss upcoming year, i.e. scholarships, fundraising

A copy of the agenda may be obtained by contacting: Debra A. Cox debra.a.cox4.nfg@mail.mil.

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: 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: Debra Cox, (904)823-0690.

#### CAREERSOURCE FLORIDA

The CareerSource Florida Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: December 3, 2020, 2:00 p.m.

PLACE: Webinar/teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board meeting discussion of workforce issues.

A copy of the agenda may be obtained by contacting: www.careersourceflorida.com/boardroom.

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: Lisa Cramer at lcramer@careersourceflorida.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: Lisa Cramer at lcramer@careersourceflorida.com.

#### SOUTHWEST FLORIDA CRIMINAL JUSTICE ACADEMY

The Regional 10 Criminal Justice Training School announces a public meeting to which all persons are invited.

DATE AND TIME: December 3, 2020, 10:00 a.m.

PLACE: Southwest Florida Public Service Academy

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pledge of Allegiance; Approval of minutes of February 12, 2020; Introduction of guests; F.D.L.E. report, Shawn Fagan; Academy report from Suncoast Technical College – Sandy Hotwagner; Academy report from Southwest Florida Public

Service Academy, Todd Everly; Old business; New business; Schedule next meeting date; Adjournment

A copy of the agenda may be obtained by contacting: Rosa Henshaw at (239)334-3897.

#### CITY OF POMPANO BEACH

The Cities of Pompano Beach & Ft. Lauderdale announces a workshop to which all persons are invited.

DATE AND TIME: December 9, 2020, 11:00 a.m.

PLACE: Zoom presentation access by emailing maggie.barszewski@copbfl.com

GENERAL SUBJECT MATTER TO BE CONSIDERED: AT THE VIRTUAL PUBLIC WORKSHOP on December 9, 2020, 11:00 a.m. to be accessed by sending an email to Maggie.barszewski@copbfl.com.

The Cities of Pompano Beach & Ft. Lauderdale are conducting a Virtual Public Information Workshop regarding a proposed Complete Streets Roadway Improvements Project along McNab Rd. from SW 31st Ave./NW46th Ave. to Dixie Hwy. Join us for the virtual workshop meeting to review project information and provide comments. Information/feedback gathered at this meeting will help inform the scope of the project. Timeframe for implementation to be determined based on funding availability. Potential dates: 2026 for Design and 2028 for Construction. For more information contact Maggie Barszewski at email: maggie.barszewski@copbfl.com.

Improvements to include: Separated Bicycle Lanes; Continuous Pedestrian Zones (Sidewalk Gaps) & Pedestrian Crossings; Lane Elimination for a portion of roadway segment - Convert McNab Road from Powerline Road to Dixie Highway to a continuous four lane corridor; Pedestrian Lighting; Widen medians in lane; limination section from Powerline Road to Dixie Highway; Landscaping opportunity areas, irrigation sleeves; Transit Amenities, Bus Shelters

A copy of the agenda may be obtained by contacting: Maggie.barszewski@copbfl.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: Maggie.barszewski@copbfl.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: Maggie.barszewski@copbfl.com.

# 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

City of Cape Coral
Unsolicited Proposal -P3- Sunsplash Water Park
Public Notice
City of Cape Coral, Florida
Notice of Unsolicited Proposal
Public Private Partnership
Unsolicited Proposal (UP) No. UPR2121AP
Operation of Sun Splash Family Waterpark

NOTICE IS HEREBY GIVEN that the City of Cape Coral, Florida, a municipal corporation of the State of Florida ("City"), has received an Unsolicited Proposal (UP) for a qualifying project as a public private partnership, (PPP) in accordance with Section 255.065 Florida Statutes. The City is advertising this Public Notice to advise the public and interested parties that it will accept other proposals or competing proposals for the same project that is outlined herein. The project as identified in the Unsolicited Proposal is for a lease that includes the operation and maintenance of the City of Cape Coral's Sun Splash Family Waterpark.

The City hereby invites and encourages interested parties to submit alternative or competing proposals for the Project. The City invites interested parties to submit alternative or competing proposals for the operation and maintenance of Sun Splash Family Waterpark including, but not limited to, a lease, a concession proposal, or other arrangement for the project. The Notice will be for a period of sixty days. Persons or entities wishing to submit alternative or competing proposals for the Project may do so by delivering sealed proposals to: City of Cape Coral, Procurement Division, 1015 Cultural Park Blvd., Second Floor, Cape Coral, FL 33990. The entire proposal package shall be enclosed in a sealed envelope or container and shall have the following information clearly printed or written on the exterior of the envelope or container: Operation of Sun Splash Family Waterpark No. UPR2121AP and the name of the Respondent (person or entity responding to this Notice). Sealed Proposals must be received by the Procurement Division, either by mail or hand delivery, no later than 3:30 p.m. on February 1, 2021. Delivery must be during the normal working hours, and any proposal received after the above stated deadline will be returned, unopened, and will not be considered.

Proposals shall include all information and materials required by Section 255.065, Florida Statutes. The City reserves the right to waive minor irregularities or technicalities, to reject any or all proposals received, and to otherwise make a decision in the best interests of the City. The City Council shall have the final decision-making authority concerning any final award. Any questions concerning this Notice or any requests for clarification must be made in writing, by January 11, 2021 to the attention of Wanda Roop at wroop@capecoral.net. Note: A Cone of Silence is in effect.

Proposals shall be evaluated, and negotiations shall proceed in accordance with Section 255.065, Florida Statutes, and the City Guidelines. Proposals will be evaluated and ranked by a Selection Committee to be appointed by the City Manager. The City intends to negotiate an interim and/or comprehensive agreement with the highest ranked firm. The Selection Committee may request that proposers make presentations

and/or participate in questions and answer sessions. The City may also request additional information from proposers that may be necessary to fully evaluate a proposal. After the Selection Committee has ranked the proposals, the City Manager shall appoint a Negotiation Committee which may include members of the Selection Committee. All meetings shall be conducted in accordance with Florida Statutes, subsection 255.065 (15).

Any person whose interests are adversely affected in connection with this Notice or the recommended award of a contract and who wishes to protest the terms of this Notice or the award, shall file a written notice of intent to file a protest with the Procurement Division within ten calendar days of the date of this advertisement (as to the terms of this Notice) and within five business days after the posting of the Selection Committee's ranking decision (as to an intended award). A notice of intent to file a protest is considered filed when received by the Procurement Division by e-mail or, if hand delivered, when stamped with the Procurement Division's receipt stamp containing the date and time of receipt. In order to protest the ranking, a proposer must have standing in accordance with applicable Florida law. A protest of the terms of this Notice or ranking for the award must be in writing ("Formal written Protest") and submitted to the Procurement Division within ten calendar days after the date of the filing of the notice of intent to file a protest and shall be delivered in a manner that requires a signature by a representative of the City. The formal written protest shall state with particularity the facts and law upon which the protest is based. Failure to file a notice of protest or failure to file a formal written protest within the time limits prescribed herein shall constitute a waiver of the right to protest. Upon the filing of a formal written protest the proposer shall post a bond, payable to the City of Cape Coral, in the amount of \$5,000. The bond shall be conditioned upon the payment of all costs which may be adjudged against the protesting proposer in the event the protest is resolved adversely to the protester. An irrevocable letter of credit or other form of approved security, payable to the City, will be accepted. Failure to submit a bond simultaneously with the formal written protest shall invalidate the protest and the City may proceed to award the contract as if the protest had never been filed.

All proposals that are timely received shall become the property of the City and any costs or expenses incurred in relation to preparation and submission of the proposals shall be borne by the proposer. Such proposals and related information shall be subject to applicable provisions of the Florida Public Records Act.

By Order of the City Manager Kimberly Bruns, City Clerk Advertise: November 30, 2020

### Section XII Miscellaneous

#### DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 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, November 19, 2020 and 3:00 p.m., Wednesday, November 25, 2020.

| Rule No.    | File Date  | Effective<br>Date |
|-------------|------------|-------------------|
|             |            | Date              |
| 6D-12.003   | 11/25/2020 | 12/15/2020        |
| 14-26.00435 | 11/23/2020 | 12/13/2020        |
| 19B-4.002   | 11/24/2020 | 12/14/2020        |
| 19B-4.005   | 11/24/2020 | 12/14/2020        |
| 19B-5.003   | 11/24/2020 | 12/14/2020        |
| 19B-5.007   | 11/24/2020 | 12/14/2020        |
| 19B-8.004   | 11/24/2020 | 12/14/2020        |
| 19B-11.007  | 11/24/2020 | 12/14/2020        |
| 19B-12.001  | 11/24/2020 | 12/14/2020        |
| 19B-12.003  | 11/24/2020 | 12/14/2020        |
| 19B-13.001  | 11/24/2020 | 12/14/2020        |
| 19B-16.005  | 11/24/2020 | 12/14/2020        |
| 19B-16.011  | 11/24/2020 | 12/14/2020        |
| 25-6.064    | 11/20/2020 | 12/10/2020        |
| 25-6.078    | 11/20/2020 | 12/10/2020        |
| 25-6.115    | 11/20/2020 | 12/10/2020        |
| 25-6.0343   | 11/20/2020 | 12/10/2020        |
| 40E-7.668   | 11/19/2020 | 12/9/2020         |
| 40E-7.669   | 11/19/2020 | 12/9/2020         |
| 40E-7.670   | 11/19/2020 | 12/9/2020         |
| 40E-7.672   | 11/19/2020 | 12/9/2020         |
| 40E-7.673   | 11/19/2020 | 12/9/2020         |
| 40E-7.674   | 11/19/2020 | 12/9/2020         |
| 40E-7.675   | 11/19/2020 | 12/9/2020         |

| Rule No.                               | File Date  | Effective  |
|--|------------|------------|
| SECTION 373.4146 (2), FLORIDA STATUTES |            |            |
| EPA APPROVAL PURSUANT TO               |            |            |
| LIST OF RULES AWAITING                 |            |            |
| 68B-14.005                             | 11/20/2020 | 1/1/2021   |
| 68B-14.0039                            | 11/20/2020 | 1/1/2021   |
| 68B-14.0036                            | 11/20/2020 | 1/1/2021   |
| 64B2ER20-41                            | 11/20/2020 | 11/20/2020 |
| 64B13-3.010                            | 11/24/2020 | 12/14/2020 |
| 64B11-2.003                            | 11/24/2020 | 12/14/2020 |
| 62B-55.008                             | 11/25/2020 | 12/15/2020 |
| 62B-55.007                             | 11/25/2020 | 12/15/2020 |
| 62B-55.006                             | 11/25/2020 | 12/15/2020 |
| 62B-55.005                             | 11/25/2020 | 12/15/2020 |
| 62B-55.004                             | 11/25/2020 | 12/15/2020 |
| 62B-55.002                             | 11/25/2020 | 12/15/2020 |
| 61J2-3.015                             | 11/24/2020 | 12/14/2020 |
| 61G1-21.006                            | 11/19/2020 | 12/9/2020  |
| 61G1-21.001                            | 11/19/2020 | 12/9/2020  |
| 61G1-16.004                            | 11/19/2020 | 12/9/2020  |
| 59G-13.081                             | 11/25/2020 | 12/15/2020 |
| 59G-4.002                              | 11/25/2020 | 12/15/2020 |
| 40E-7.678                              | 11/19/2020 | 12/9/2020  |
| 40E-7.677                              | 11/19/2020 | 12/9/2020  |
| 40E-7.676                              | 11/19/2020 | 12/9/2020  |

| SECTION COUNTY (2), TECHEDIT STITTETES |           |                   |  |
|--|-----------|-------------------|--|
| Rule No.                               | File Date | Effective<br>Date |  |
| 62-330.010                             | 7/21/2020 | **/**/***         |  |
| 62-330.050                             | 6/26/2020 | **/**/***         |  |
| 62-330.060                             | 6/26/2020 | **/**/***         |  |
| 62-330.090                             | 6/26/2020 | **/**/***         |  |
| 62-330.201                             | 6/26/2020 | **/**/***         |  |
| 62-330.340                             | 6/26/2020 | **/**/***         |  |
| 62-330.402                             | 6/26/2020 | **/**/***         |  |
| 62-331.010                             | 7/21/2020 | **/**/***         |  |

| 62-331.020 | 6/11/2020 | **/**/*** |
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|            |           | , ,       |
| 62-331.030 | 6/11/2020 | **/**/*** |
| 62-331.040 | 6/11/2020 | **/**/*** |
| 62-331.050 | 6/11/2020 | **/**/*** |
| 62-331.051 | 7/21/2020 | **/**/*** |
| 62-331.052 | 7/21/2020 | **/**/*** |
| 62-331.053 | 7/21/2020 | **/**/*** |
| 62-331.054 | 7/21/2020 | **/**/*** |
| 62-331.060 | 7/21/2020 | **/**/*** |
| 62-331.070 | 6/11/2020 | **/**/*** |
| 62-331.080 | 7/21/2020 | **/**/*** |
| 62-331.090 | 7/21/2020 | **/**/*** |
| 62-331.100 | 6/11/2020 | **/**/*** |
| 62-331.110 | 7/21/2020 | **/**/*** |
| 62-331.120 | 7/21/2020 | **/**/*** |
| 62-331.130 | 6/11/2020 | **/**/*** |
| 62-331.140 | 6/11/2020 | **/**/*** |
| 62-331.160 | 7/21/2020 | **/**/*** |
| 62-331.200 | 7/21/2020 | **/**/*** |
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| 62-331.222  | 6/11/2020          | **/**/*** |
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| 62-331.223  | 6/11/2020          | **/**/*** |
| 62-331.224  | 6/11/2020          | **/**/*** |
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| 62-331.226  | 7/21/2020          | **/**/*** |
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| 62-331.246  | 6/11/2020          | **/**/*** |
| 62-331.247  | 6/11/2020          | **/**/*** |
| 62-331.248  | 7/21/2020          | **/**/*** |
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#### 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<br>Date |
|-------------|-----------|-------------------|
| 60FF1-5.009 | 7/21/2016 | **/**/***         |
| 60P-1.003   | 11/5/2019 | **/**/***         |

| 60P-2.002   | 11/5/2019 | **/**/*** |
|-------------|-----------|-----------|
| 60P-2.003   | 11/5/2019 | **/**/*** |
| 64B8-10.003 | 12/9/2015 | **/**/*** |

#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by subsection 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments and deadlines, and the address for providing comments, are available at: https://fldep.dep.state.fl.us/clearinghouse/. For information, call (850)717-9076. This public notice fulfills the requirements of 15 CFR 930.

### 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.