

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NOS.: RULE TITLES:
60CC-1.102 Employee Organization Membership Revocations
60CC-1.103 Retention of authorization forms and revocation documents
60CC-1.104 Exemptions and Waivers

PURPOSE AND EFFECT: The purpose of the rule development is to determine the advisability of rulemaking to implement various provisions of chapter 2023-35, section 1, L.O.F., supplemental to prescribing the required form.

SUBJECT AREA TO BE ADDRESSED: Employee organization membership authorization forms, revocations, retention of forms, exemptions and waivers pursuant to chapter 2023-335, section 1, L.O.F.

RULEMAKING AUTHORITY: chapter 2023-35, section 1, L.O.F.,

LAW IMPLEMENTED: chapter 2023-35, section 1, L.O.F.

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

DATE AND TIME: June 7, 10:00 a.m. or following adjournment of the preceding public hearing.

PLACE: Heritage Hall, R.A. Gray Bldg., 500 S. Bronough St., Tallahassee, FL 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Commission’s Clerk at Suite 300, 4708 Capital Circle Northwest, Tallahassee, Florida 32303, or telephone number (850)488-8641, or emailing PercRulesClerk@perc.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Gerard York, email: gerard.york@perc.myflorida.com; phone: (850)488-8641

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

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:
60CC-5.101 Payroll Deduction

PURPOSE AND EFFECT: Clarify statutory provisions and define procedure to enforce rights under s. 447.303, F.S.

SUBJECT AREA TO BE ADDRESSED: Payroll deduction requirements and prohibitions relating to employee organization dues.

RULEMAKING AUTHORITY: section 447.207(1)

LAW IMPLEMENTED: chapter 2023-35, section 3, L.O.F.

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DATE AND TIME: June 7, 10:00 a.m. or following adjournment of the preceding public hearing.

PLACE: Heritage Hall, R.A. Gray Bldg., 500 S. Bronough St., Tallahassee, FL 32399

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Gerard York, email: gerard.york@perc.myflorida.com; phone: (850)488-8641

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

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NOS.:	RULE TITLES:
60CC-6.101	Filing for Registration and Renewal of a Registration
60CC-6.102	Audited Financial Statement
60CC-6.103	Audit Standards
60CC-6.104	Documentation Verifying Information Regarding Bargaining Unit Membership
60CC-6.105	Notification of Incomplete Application
60CC-6.201	Recertification Based on Percentage of Bargaining Unit Members Paying Dues
60CC-6.301	Petitions Challenging Application for Renewal
60CC-6.401	Exemptions from Certain Renewal Application Requirements

PURPOSE AND EFFECT: The purpose of the rule development is to determine the advisability of rulemaking to implement various provisions of chapter 2023-35, L.O.F., and any provisions of Part II, Chapter 447, F.S. related to newly enacted provisions.

SUBJECT AREA TO BE ADDRESSED: The subject area includes applications for renewal of employee organization registrations, financial reporting and audits, recertification petitions based on percentage of bargaining unit members paying dues, application of certain statutory exemptions.

RULEMAKING AUTHORITY: s. 447.207(1), chapter 2023-35, section 1, L.O.F.

LAW IMPLEMENTED: chapter 2023-35, L.O.F.

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

DATE AND TIME: June 7, 2023, 10:00 a.m. or upon adjournment of preceding public hearing.

PLACE: Heritage Hall, R.A. Gray Bldg., 500 S. Bronough St., Tallahassee, FL 32399

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Gerard York, email: gerard.york@perc.myflorida.com; phone (850)488-8641.

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

**Section II
Proposed Rules**

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.:	RULE TITLE:
11B-18.0053	Officer Training Monies Budget and Expenditure Categories

PURPOSE AND EFFECT: Sub-paragraph 11B-18.0053(3)(a)4., F.A.C.: Changes the “Department of Banking and Finance, Office of Financial Investigations” to reflect “Department of Financial Services, Division of Investigative and Forensic Services”.

SUMMARY: Changed the “Department of Banking and Finance, Office of Financial Investigations” to reflect “Department of Financial Services, Division of Investigative and Forensic Services”.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), (2), 943.25(2), (4), (5) FS.

LAW IMPLEMENTED: 943.25 FS.

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

DATE AND TIME: June 20, 2023, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at 850-410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at 850-410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-18.0053 Officer Training Monies Budget and Expenditure Categories.

(1) through (2) No change.

(3) Category II, Training Expenses. Each region shall not budget less than 80% of the total regional allocation of Officer Training Monies for the purpose of delivering regional Commission-approved Advanced and Specialized Training Program Courses.

(a) Criminal justice officers and support personnel, pursuant to Section 943.10, F.S., are authorized to expend Officer Training Monies to attend Advanced and Specialized Training Program Courses delivered through a Commission-certified training school, provided the support personnel does not displace a certified officer. The Criminal Justice Standards and Training Commission has further authorized the following personnel to attend courses funded with Officer Training Monies:

1. through 3. No change.

4. Department of Financial Services, Division of Investigative and Forensic Services, Banking and Finance, Office of Financial Investigations, on a space available basis, provided a Florida officer is not displaced.

(b) through (e) No change.

(4) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.25(2), (4), (5) FS. Law Implemented 943.25 FS. History-New 11-5-02. Amended 11-30-04, 6-3-10, 3-13-13, 9-4-16, 6-9-20, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 31, 2022

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NOS.: RULE TITLES:

11B-20.001 Definitions and Minimum Requirements for General Certification of Instructors

11B-20.0014 Minimum Requirements for High-Liability and Specialized Instructor Certifications

PURPOSE AND EFFECT: Sub-subparagraph 11B-20.001(3)(a)5.a., F.A.C.: Incorporates the revised Affidavit of Separation, form CJSTC-61, to add “Line of Duty Death” as a separation reason to allow agencies to distinguish between an officer killed in the line of duty and an officer’s death due to non-duty related causes.

Sub-paragraph 11B-20.0014(2)(a)3., F.A.C.: Adds the requirement that the instructor training course be completed prior to the instructor student completing an internship and clarifies the order in which the requirements must be completed.

Sub-paragraph 11B-20.0014(2)(b)3., F.A.C.: Adds the requirement that the instructor training course be completed prior to the instructor student completing an internship and clarifies the order in which the requirements must be completed.

Sub-paragraph 11B-20.0014(2)(c)2., F.A.C.: Removes DT Instructor Course retirement date and adds instructor course information and instructor update course information. The Commission mandated all certified DT instructors complete the DT Instructor Update course so that students who complete the DT Instructor Course on or after October 31, 2019, will have completed the DT Instructor Update course as well.

Sub-paragraph 11B-20.0014(2)(c)3., F.A.C.: Adds the requirement that the instructor training course be completed prior to the instructor student completing an internship and clarifies the order in which the requirements must be completed.

Sub-paragraph 11B-20.0014(2)(d)4., F.A.C.: Adds the requirement that the instructor training course be completed prior to the instructor student completing an internship and clarifies the order in which the requirements must be completed.

Sub-paragraph 11B-20.0014(3)(b)5., F.A.C.: Adds the requirement that the instructor training course be completed prior to the instructor student completing an internship and clarifies the order in which the requirements must be completed.

Sub-paragraph 11B-20.0014(3)(c)6., F.A.C.: Adds the requirement that the instructor training course be completed prior to the instructor student completing an internship and clarifies the order in which the requirements must be completed.

Sub-paragraph 11B-20.0014(3)(d)5., F.A.C.: Adds the requirement that the instructor training course be completed prior to the instructor student completing an internship and clarifies the order in which the requirements must be completed.

SUMMARY: Revised Affidavit of Separation, form CJSTC-61; requirements for completion of the instructor training course and instructor student internships; DT Instructor Course retirement date and adds instructor course information and instructor update course information.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), 943.14(3) FS.

LAW IMPLEMENTED: 943.12(3), (9), 943.13(6), 943.14(3) FS.

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

DATE AND TIME: June 20, 2023

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at 850-410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-20.001 Definitions and Minimum Requirements for General Certification of Instructors.

(1) through (2) No change.

(3) General Instructor Certification.

(a) Instructor applicants shall comply with the following requirements to obtain General Instructor Certification:

1. through 4. No change.

5. Instructor Separation or Change of Affiliation.

a. When an instructor requests a change of affiliation, the training center director, agency administrator, or designee shall complete an Affidavit of Separation, form CJSTC-61, revised _____ effective _____ August 12, 2021, effective ~~6/2022~~, hereby incorporated by reference <https://www.flrules.org/Gateway/reference.asp?No=Ref->

~~14215~~, and submit to Commission staff, or immediately transmit through the Commission's ATMS. Form CJSTC-61 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. A copy shall be maintained in the instructor's file.

b. through c. No change.

(b) through (c) No change.

(4) through (6) No change.

Rulemaking Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 943.12(3), (9), 943.14(3) FS. History—New 7-21-82, Formerly 11B-20.01, Amended 10-26-88, 5-14-92, 12-8-92, 1-10-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19, 5-20-21, 6-23-22, _____.

11B-20.0014 Minimum Requirements for High-Liability and Specialized Instructor Certifications.

(1) No change.

(2) High-Liability Instructor Topics.

(a) Vehicle Operations Instructor Certification. Instructor applicants who request to obtain certification to instruct vehicle operations topics shall:

1. through 2. No change.
3. Following successful completion of the Vehicle Operations Instructor Course, hHave successfully completed a high-liability internship documented on the Instructor Competency Checklist form CJSTC-81 that is supervised by a certified vehicle operations instructor.

(b) Firearms Instructor Certification. Instructor applicants who request to obtain certification to instruct firearms topics shall:

1. through 2. No change.
3. Following completion of the Firearms Instructor Course, hHave successfully completed a high-liability internship documented on the Instructor Competency Checklist form CJSTC-81 that is supervised by a certified firearms instructor.

(c) Defensive Tactics Instructor Certification. Instructor applicants who request to obtain certification to instruct defensive tactics topics shall:

1. No change.
2. Have successfully completed through a training school the Defensive Tactics Instructor Course which began on or after October 31, 2019 or completed through a training school the Defensive Tactics Instructor Course which began prior to October 31, 2019 and the Defensive Tactics Instructor Update course (retired 6/30/04); and
3. Following successful completion of the Defensive Tactics Instructor Course, hHave successfully completed a high-liability internship documented on the Instructor Competency Checklist form CJSTC-81 that is supervised by a certified defensive tactics instructor.

(d) First Aid Instructor Certification. Instructor applicants who request to obtain certification to instruct in first aid shall:

1. through 3. No change.
4. Following successful completion of the First Aid Instructor Course, if required, hHave successfully completed a high-liability internship documented on the Instructor Competency Checklist form CJSTC-81 that is supervised by a certified first aid instructor; and
5. through 6. No change.

(3) Specialized Instructor Certifications. Instructor applicants who apply for a Specialized Instructor Certification shall have completed the applicable specialized instructor course within four years of the date the instructor applicant applies for certification. Instructor applicants who apply for a Specialized Instructor Certification more than four years from the date training was completed shall meet the requirements for completing an internship and demonstration of proficiency skills if applicable to the specialized topic. Instructor

applicants shall meet the following requirements for each Specialized Instructor Certification requested: _

- (a) No change.
- (b) Speed Measurement Instructor Certification. Instructor applicants who request certification to instruct speed measurement training courses shall:
 1. through 4. No change.
 5. Following successful completion of the Speed Measurement Instructor Course, sSuccessfully complete a speed measurement internship supervised by a certified Speed Measurement Instructor and document on the Instructor Competency Checklist form CJSTC-81.

(c) Canine Team Instructor Certification. Instructor applicants who request to obtain certification to instruct Commission-approved canine team training courses shall:

1. through 5. No change.
6. Following successful completion of the Canine Team Training Instructor Course, sSuccessfully complete a Canine Team internship supervised by a certified Canine Team Instructor and document on the Instructor Competency form CJSTC-81. An instructor applicant shall instruct any topic of the Canine Team Training or Canine Team Training Instructor Course.

(d) Breath Test Instructor Certification. Instructor applicants who request certification to instruct the Breath Test Operator Course, Breath Test Operator Renewal Course, Agency Inspector Course, and the Agency Inspector Renewal Course, pursuant to Rule 11B-35.007, F.A.C., shall:

1. through 4. No change.
5. Following successful completion of the Breath Test Instructor Course, sSuccessfully complete a Breath Test internship supervised by a certified Breath Test Instructor and document on the Instructor Competency Checklist form CJSTC-81. An instructor applicant shall instruct in one topic from any of the following courses: Breath Test Operator Course, Breath Test Operator Renewal Course, Agency Inspector Course, or Agency Inspector Renewal Course.

6. through 7. No change.
 Rulemaking Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 943.12(3), (9), 943.13(6), 943.14(3) FS. History—New 7-29-01, Amended 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 7-9-19, 5-20-21, 6-23-22, _____

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Bureau Chief Glen Hopkins
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: October 31, 2022

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:
11B-21.005 Criminal Justice Training School
Requirements for Certification and Re-
certification

PURPOSE AND EFFECT: Paragraph 11B-21.005(4)(a), F.A.C.: Incorporates the revised Driving Range Facility and Equipment Requirements, form CJSTC-202, to incorporate first aid kit requirements that remove blunt tipped scissors and add trauma sheers, flashlight, two pressure bandages/dressings, two chest seals, wound packing, rolled, or hemostatic gauze, and a writing instrument, effective 7/2023.

Subsection 11B-21.005(5), F.A.C.: Incorporates the revised Defensive Tactics Facility and Equipment Requirements, form CJSTC-203, to incorporate first aid kit requirements that remove blunt tipped scissors and add trauma sheers, flashlight, two pressure bandages/dressings, two chest seals, wound packing, rolled, or hemostatic gauze, and a writing instrument, effective 7/2023.

Subsection 11B-21.005(6), F.A.C.: Incorporates the revised Firing Range Facility and Equipment Requirements, form CJSTC-201, to incorporate first aid kit requirements that remove blunt tipped scissors and add trauma sheers, flashlight, two pressure bandages/dressings, two chest seals, wound packing, rolled, or hemostatic gauze, and a writing instrument; and specifies the range shall provide adequate lighting out to 25 yards, effective 7/2023.

Subsection 11B-21.005(7), F.A.C.: Incorporates the revised First Aid Instructional Requirements, form CJSTC-208, to remove requirements for splinting equipment, occlusive dressing, and improvised tourniquet materials; to add requirements for improvised chest seal material (commercial chest seal preferred), wound packing, rolled, z-folded, or hemostatic gauze, pressure bandage/dressing, and writing instrument, such as a pen or marker; and to add optional requirements for a bullet-proof/tactical vest, vehicle, and commercial chest seal; incorporates first aid kit requirements that removes blunt tipped scissors and add trauma sheers, flashlight, two pressure bandages/dressings, two chest seals, wound packing, rolled, or hemostatic gauze, and a writing instrument, effective 7/2023.

Paragraph 11B-21.005(10)(a), F.A.C.: Updates the rule language to include a BAT exemption in response to House Bill 3 for veterans, as defined in Section 1.01(14), F.S., or individuals who hold an associate degree or higher from an accredited college or university.

Paragraph 11B-21.005(10)(c), F.A.C.: Adds rule reference to allow a BAT exemption for veterans and individuals who hold an associate degree or higher from an accredited college or university.

SUMMARY: Revised Driving Range Facility and Equipment Requirements, form CJSTC-202; Defensive Tactics Facility and Equipment Requirements, form CJSTC-203; Firing Range Facility and Equipment Requirements, form CJSTC-201; and First Aid Instructional Requirements, form CJSTC-208; and BAT exemptions.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), (2) FS.

LAW IMPLEMENTED: 943.12(2), (3), (8), 943.14, 943.17(1)(g) FS.

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

DATE AND TIME: June 20, 2023 10:00 am

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-21.005 Criminal Justice Training School Requirements for Certification and Re-certification.

Training Schools certified by the Commission shall comply with the following requirements:

- (1) through (3) No change.
- (4) Driving Range Facility, Equipment, and Instructor to Student Ratio Requirements.

(a) When conducting Commission-approved vehicle operations training, comply with the driving range facility, equipment, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8), F.A.C., and in the Driving Range Facility and Equipment Requirements, form CJSTC-202, revised _____, effective _____ ~~August 12, 2021, effective 6/2022~~, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~_____~~ [https://www.flrules.org/Gateway/reference.asp?No=Ref-14225. Form CJSTC-202 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at \(850\) 410-8615.](https://www.flrules.org/Gateway/reference.asp?No=Ref-14225)

- (b) No change.
- (5) Defensive Tactics Facility, Equipment, and Instructor to Student Ratio Requirements.

When conducting Commission-approved defensive tactics training, comply with the defensive tactics equipment, facility, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8), F.A.C., and in the Defensive Tactics Facility and Equipment Requirements, form CJSTC-203, revised _____, effective _____ ~~August 10, 2017, effective 8/2018~~, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~_____~~ <http://www.flrules.org/Gateway/reference.asp?No=Ref-09684>. Form CJSTC-203 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(6) Firing Range Facility, Equipment, and Instructor to Student Ratio Requirements. When conducting Commission-approved firearms training, comply with the firing range equipment, facility, and instructor to student ratio requirements

set forth in subsection 11B-35.0021(8), F.A.C., and in the Firing Range Facility and Equipment Requirements, form CJSTC-201, revised _____, effective _____ ~~August 10, 2017, effective 8/2018~~, hereby incorporated by reference

https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~_____~~ <https://www.flrules.org/Gateway/reference.asp?No=Ref-09682>. Form CJSTC-201 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Firearms training shall be supervised directly by a Commission-certified firearms instructor and the instructor shall have access to at least one firearms range designed for criminal justice firearms instruction.

(7) First Aid Facility, Equipment, and Instructor to Student Ratio Requirements. When conducting Commission-approved first aid training, comply with the first aid equipment, facility, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8), F.A.C., and in the First Aid Instructional Requirements, form CJSTC-208, revised _____, effective _____ ~~August 10, 2017, effective 8/2018~~, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~_____~~ <https://www.flrules.org/Gateway/reference.asp?No=Ref-09685>. Form CJSTC-208 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

- (8) through (9) No change.
- (10) Basic Abilities Testing Requirements pursuant to Rule 11B-35.0011, F.A.C., and Section 943.17(1)(g), F.S.

Effective January 1, 2002, training schools certified by the Commission that provide Commission-approved Basic Recruit Training Programs shall:

(a) Adopt a Commission-approved basic abilities test as an entry requirement into a Law Enforcement or Correctional Basic Recruit Training Program. Correctional Probation Officers and individuals applying for a Law Enforcement Basic Recruit Training Program that are veterans as defined in Section 1.01(14), F.S., or hold an associate degree or higher from an accredited college or university are exempt from taking the basic abilities test.

- (b) No change.
- (c) Not exempt a student from taking a Commission-approved basic abilities test unless otherwise noted in subsection 11B-21.005(10)(a), F.A.C.
- (11) through (12) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(2), (3), (8), 943.14, 943.17(1)(g) FS. History—New 7-21-82, Formerly 11B-21.05, Amended 1-28-86, 8-30-89, 12-24-89, 6-3-91, 12-13-92, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 5-21-12, 3-13-13, 5-29-14, 9-4-16, 8-15-18, 5-20-21, 6-23-22, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bureau Chief Glen Hopkins
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2023
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 31, 2022

DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission

RULE NOS.: RULE TITLES:
11B-27.002 Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers
11B-27.00212 Maintenance of Officer Certification
11B-27.00213 Temporary Employment Authorization
PURPOSE AND EFFECT: Sub-paragraph 11B-27.002(3)(a)15., F.A.C.: Incorporates the revised Affidavit of Separation, form CJSTC-61, to add “Line of Duty Death” as a separation reason to allow agencies to distinguish between an officer killed in the line of duty and an officer’s death due to non-duty related causes.
Subsection 11B-27.00212(4), F.A.C.: Incorporates the revised Mandatory Retraining Report, form CJSTC-74, pursuant to the 2022 Florida Legislature which passed legislation to mandate retraining for law enforcement officers in health and wellness principles, effective July 1, 2023.
Paragraph 11B-27.00212(5)(f), F.A.C.: Adds a training requirement in Officer Health and Wellness Principles for law enforcement officers, pursuant to the 2022 Legislature which passed legislation to add the training requirement to the 40-hour mandatory retraining requirement for law enforcement officers.
Paragraph 11B-27.00213(2)(b), F.A.C.: Incorporates the revised Firearms Performance Evaluation, form CJSTC-4, to ensure more uniformity with the remaining high liability forms, renaming it the Handgun Performance Evaluation, and reflect the requirement of passing handgun proficiency evaluations and the revised qualification course of fire, and completion of active threat/shooter drills; inclusion of EOT students; clarification that only basic recruit and cross-over students are required to pass an end-of-course examination; and allows the training school to record when an EOT student fails to demonstrate the proficiency skills; and removes the option to use a revolver for handgun qualification and the requirement to qualify with a long gun.

SUMMARY: Added training requirement in Officer Health and Wellness Principles for law enforcement officers; revised Affidavit of Separation, form CJSTC-61; Mandatory Retraining Report, form CJSTC-74; and Firearms Performance Evaluation, form CJSTC-4, renaming it the Handgun Performance Evaluation form.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1) FS.
LAW IMPLEMENTED: 943.12(3), 943.13(11), 943.131, 943.133, 943.135, 943.139, 943.1395(3), 943.17(1)(a), 943.1701, 943.1715, 943.1716, 943.253 FS.

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

DATE AND TIME: June 20, 2023, 10:00 a.m.
PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at (850)410-

8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

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

(1) through (2) No change.

(3) Employment requirements pursuant to Sections 943.13, F.S., shall be documented on an Agency New Hire Report, form CJSTC-207, revised August 12, 2021, effective 6/2022, hereby incorporated by reference <https://www.flrules.org/Gateway/reference.asp?No=Ref-14226>. Form CJSTC-207 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(a) The files of newly hired officers are subject to an on-site inspection by Commission staff to ensure compliance with the requirements of Chapter 943, F.S., and Rule Chapter 11B-27, F.A.C. All documents collected in conjunction with the background investigation shall be available for review. The following documents shall be reviewed for completeness:

1. through 14. No change.

15. An Affidavit of Separation, form CJSTC-61, revised ~~effective August 12, 2021, effective 6/2022,~~ hereby incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-14216>, if the officer has separated employment with the agency. Form CJSTC-61 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(b) No change.

(4) through (5) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.133, 943.139, 943.1395 FS. History—New 10-6-82, Amended 4-26-84, 1-7-85, Formerly 11B-27.02, Amended 9-3-87, 3-29-89, 5-14-92, 12-13-92, 9-5-93, 1-19-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 9-14-17, 8-15-18, 7-9-19, 5-5-20, 5-20-21, 6-26-22, _____.

11B-27.00212 Maintenance of Officer Certification.

(1) through (3) No change.

(4) Continuing education or training pursuant to Section 943.135, F.S. Upon an officer’s completion of the required continuing education or training the employing agency shall submit or electronically transmit to—Commission staff through

the Commission’s ATMS, and maintain in file a completed Mandatory Retraining Report, form CJSTC-74, revised _____, effective ~~August 12, 2021,~~ ~~effective 6/2022~~ hereby incorporated by reference <http://www.flrules.org/Gateway/reference.asp?No=Ref-14220>. Form CJSTC-74 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Criminal justice agencies shall not update an officer’s mandatory training unless an officer is employed by the agency or has met the requirement for employment pursuant to subsection 11B-27.002(1), F.A.C.

(5) Statutory mandated continuing training. The following training shall be included as a part of the officer’s continuing training:

(a) through (e) No change.

(f) Officer Health and Wellness Principles pursuant to Section 943.1745(2), F.S., for law enforcement officers whose mandatory retraining cycle ends after July 1, 2023. Certified law enforcement officers who elect to instruct Officer Health and Wellness Principles training may substitute instruction for completion of this training to satisfy the officer’s continuing training requirement.

(6) through (18) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12, 943.13(11), 943.135, 943.1395(3), 943.1701, 943.1715, 943.1716, 943.253 FS. History—New, 11-5-02. Amended 12-3-03, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 4-16-09, 9-28-09, 6-3-10, 5-21-12, 3-13-13, 9-4-16, 8-15-18, 5-5-20, 5-20-21, 6-26-22, _____. Editorial Note: See 11B-27.0023, F.A.C.

11B-27.00213 Temporary Employment Authorization.

A Certificate of Compliance shall not be issued to officers employed on a Temporary Employment Authorization (TEA) prior to meeting the requirements of Sections 943.13(1)-(10), F.S.

(1) No change.

(2) An officer employed on a TEA, shall be excused from the firearms training requirement upon placement of a statement in the officer’s file at the employing agency. The statement shall be signed by the agency administrator confirming that the TEA-appointed officer shall not be permitted to carry a firearm until the following classroom training requirements have been fulfilled:

(a) No change.

(b) Firearms Range Training. The trainee’s proficiency demonstration shall be documented on a Handgun Firearms Performance Evaluation, form CJSTC-4, revised _____, effective ~~August 12, 2021,~~ ~~effective 6/2022,~~ hereby incorporated by reference <https://www.flrules.org/Gateway/reference.asp?No=Ref->

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-14210>~~, and maintained in the trainee’s file at the employing agency. Form CJSTC-4 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. The instructor shall qualify the trainee with a ~~handgun (revolver or semi-automatic pistol) and long gun (shotgun or semiautomatic rifle/carbine)~~ using the Commission’s Basic Recruit Training Firearms Proficiency Skills Course of Fire, pursuant to form CJSTC-4, and the form shall be maintained in the trainee’s file at the employing agency. ~~Trainees shall fire a long gun as prescribed in the Commission approved Basic Recruit Training Program.~~

(3) through (5) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.131, 943.133, 943.139, 943.1395, 943.17(1)(a) FS. History—New, 11-5-02. Amended 11-30-04, 3-27-06, 6-9-08, 9-28-09, 6-3-10, 5-21-12, 3-13-13, 9-4-16, 6-26-22,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bureau Chief Glen Hopkins
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2023
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 31, 2022

DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission

RULE NOS.:	RULE TITLES:
11B-35.001	General Training Programs; Requirements and Specifications
11B-35.0011	Basic Abilities Test Requirements for Applicant Admission into a Law Enforcement and Correctional Basic Recruit Training Program
11B-35.0024	Student Performance in Commission-approved High-Liability Basic Recruit Training Courses, Instructor Training Courses, and Specialized and Advanced Training Program Courses Requiring Proficiency Demonstration.

PURPOSE AND EFFECT: Paragraph 11B-35.001(3)(c), F.A.C.: Adds the requirement that Commission-certified firearms instructors who instruct Basic Recruit Firearms courses on or after July 1, 2023, must have completed the Firearms Instructor Update Course if previously certified or the Firearms Instructor Course effective July 1, 2023, and that all Commission-certified firearms instructors must complete the

same before June 30, 2024, to prevent deactivation of their firearms instructor certificate.

Paragraph 11B-35.001(3)(d), F.A.C.: Adds the requirement that Commission-certified first aid instructors who instruct Basic Recruit First Aid courses on or after July 1, 2023, must have completed the First Aid Instructor Update Course if previously certified or the First Aid Instructor Course, effective February 16, 2023, and that all Commission certified first aid instructors must complete the same before June 30, 2024, to prevent deactivation of their first aid instructor certificate.

Subsection 11B-35.0011(1), F.A.C.: Adds rule language to include a BAT exemption in response to House Bill 3 for veterans, as defined in Section 1.01(14), F.S., or individuals who hold an associate degree or higher from an accredited college or university.

Subsection 11B-35.0011(3), F.A.C.: Adds a rule to clarify that a refund for the BAT will not be provided for individuals who took the BAT pursuant to Rule 11B-35.0011(1), F.A.C.

Sub-paragraph 11B-35.0024(3)(a)2., F.A.C.: Incorporates the revised Defensive Tactics Performance Evaluation, form CJSTC-6, to ensure more uniformity with the remaining high liability forms.

Sub-paragraph 11B-35.0024(3)(c)2., F.A.C.: Updates the rule language to include handgun proficiency use with a semi-automatic pistol for basic recruit students and incorporates the revised Firearms Performance Evaluation, form CJSTC-4, to ensure more uniformity with the remaining high liability forms, renaming it the Handgun Performance Evaluation form, and reflect the requirement of passing handgun proficiency evaluations and the revised qualification course of fire, and completion of active threat/shooter drills; inclusion of Equivalency of Training students; clarification that only basic recruit and cross-over students are required to pass an end-of-course examination; and allows the training school to record when an EOT student fails to demonstrate the proficiency skills.

Sub-paragraph 11B-35.0024(3)(d)2., F.A.C.: Incorporates the newly created Firearms Instructor Performance Evaluation, form CJSTC-4I, to use in place of the CJSTC-4 for firearms instructor students; and updates the rule language to include handgun proficiency use with a semi-automatic pistol for firearms instructor students.

Sub-paragraph 11B-35.0024(3)(f)2., F.A.C.: Incorporates the revised First Aid Performance Evaluation, form CJSTC-5, to ensure more uniformity with the remaining high liability forms to reflect the inclusion of EOT student proficiency in Cardiopulmonary Resuscitation; the additions of Massive hemorrhage, Respirations, circulation, Head injury/hypothermia, and recovery position and the removal of circulation rate, pulse rate, skin color and condition, physical assessment (DOTS/SAMPLE), and pupils in Patient Assessment section; the removal of the ABCs and addition of

MARCH in Shock section; the addition of wound packing, tourniquet self-application, and chest seal to Bleeding section; the removal of Musculoskeletal and Soft Tissue Injuries section; the addition of arm or ankle drag, vehicle dump, and rear seat vehicle load and the removal of walking assist in Moving Patients section, effective 7/2023.

Sub-paragraph 11B-35.0024(3)(h)2., F.A.C.: Incorporates the revised Vehicle Operations Performance Evaluation, form CJSTC-7, to ensure more uniformity with the remaining high liability forms; to clarify that instructor students are required to use lights and sirens when demonstrating proficiency on the nighttime exercises; and adds "lane change" to the required evaluation criteria on the Tactical Backing Exercise.

SUMMARY: Updated handgun proficiency rule language for firearms instructor students; Firearms Instructor Update Course and new Firearms Instructor Course; First Aid Update Course and new First Aid Instructor Course; BAT exemptions and refunds; revised Firearms Performance Evaluation, form CJSTC-4, renaming it the Handgun Performance Evaluation form; newly created Firearms Instructor Performance Evaluation, form CJSTC-4I; revised First Aid Performance Evaluation, form CJSTC-5; Defensive Tactics Performance Evaluation, form CJSTC-6; and Vehicle Operations Performance Evaluation, form CJSTC-7.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), (2), 943.17 FS.

LAW IMPLEMENTED: 943.12, 943.17 FS.

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

DATE AND TIME: June 20, 2023, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-35.001 General Training Programs; Requirements and Specifications.

(1) through (2) No change.

(3) Instructors who teach Commission-approved Basic Recruit, Advanced, Specialized, and Special Operations Forces Training Program Courses at a training school shall:

(a) through (b) No change.

(c) Be required to hold additional certifications for specified areas of instruction in Commission-approved courses pursuant to Rule 11B-20.0014, F.A.C. Commission-certified firearms instructors who instruct Basic Recruit Firearms courses on or after July 1, 2023, must have completed the Firearms Instructor Course, effective February 16, 2023, as a part of their initial firearms instructor certification or have completed the Firearms Instructor Update Course, effective August 18, 2022. All Commission-certified firearms instructors must have completed the Firearms Instructor Course, effective February 16, 2023, as a part of their initial firearms instructor certification or have completed the Firearms Instructor Update Course, effective August 18, 2022, before June 30, 2024, or their firearms instructor certification will be deactivated.

(d) Be required to hold additional certifications for specified areas of instruction in Commission-approved courses pursuant to Rule 11B-20.0014, F.A.C. Commission-certified first aid instructors who instruct Basic Recruit First Aid courses on or after July 1, 2023, must have completed the First Aid Instructor Course, effective February 16, 2023, as a part of their

initial first aid instructor certification or have completed the First Aid Instructor Update Course, effective August 18, 2022. All Commission-certified first aid instructors must have completed the First Aid Instructor Course, effective February 16, 2023, as a part of their initial first aid instructor certification or have completed the First Aid Instructor Update Course, effective August 18, 2022, before June 30, 2024, or their first aid instructor certification will be deactivated.

(4) through (16) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.17 FS. Law Implemented 943.12, 943.17 FS. History—New 12-13-92, Amended 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19, 5-5-20, 5-20-21, 6-23-22,

11B-35.0011 Basic Abilities Test Requirements for Applicant Admission into a Law Enforcement and Correctional Basic Recruit Training Program.

(1) Basic Abilities Test. To comply with Section 943.17(1)(g), F.S., applicants who apply for entry into a Commission-approved Basic Recruit Training Program after January 1, 2002, shall obtain a passing score on a Commission-approved Basic Abilities Test (BAT) for the law enforcement or correctional disciplines, prior to entering a program. However, a person is not required to take the BAT before entering a law enforcement officer Basic Recruit Training Program if he or she is a veteran as defined in Section 1.01 (14), F.S., or holds an associate degree or higher from an accredited college or university if applying on or after July 1, 2022. The BAT shall be administered in the State of Florida.

(a) through (h) No change.

(2) No change.

(3) Refunds for the BAT shall not be provided should an individual take the BAT that was exempt pursuant to Rule 11B-35.0011(1), F.A.C.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.17 FS. History—New 7-29-01. Amended 11-5-02, 11-30-04, 3-21-07, 6-9-08, 5-21-12, 3-13-13, 5-29-14, 9-4-16, 8-15-18, 5-5-20,

11B-35.0024 Student Performance in Commission-approved High-Liability Basic Recruit Training Courses, Instructor Training Courses, and Specialized and Advanced Training Program Courses Requiring Proficiency Demonstration.

(1) through (2) No change.

(3) Successful completion and demonstration of proficiency skills is required for each of the following high-liability courses: Criminal Justice Defensive Tactics Course, Defensive Tactics Instructor Course, Criminal Justice Firearms Course, Firearms Instructor Course, Safe Handling of Firearms course, Law Enforcement Vehicle Operations Course, Vehicle Operations Instructor Course, First Aid for Criminal Justice Officers Course, and First Aid Instructor Course.

(a) Criminal Justice Defensive Tactics Course.

1. No change.

2. A basic recruit student shall achieve a score of no less than 80% on the required written end-of-course examination and demonstrate at 100% proficiency, defensive tactics skills taught by a training school, with the results recorded on the required Defensive Tactics Performance Evaluation, form CJSTC-6, revised _____, effective _____ August 12, 2021, effective 6/2022, hereby incorporated by reference

<http://www.flrules.org/Gateway/reference.asp?No=Ref-https://www.flrules.org/Gateway/reference.asp?No=Ref-14213>. Form CJSTC-6 can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Form CJSTC-6 shall be maintained in the student or course file.

3. No change.

(b) No change.

(c) Criminal Justice Firearms Course.

1. No change.

2. A basic recruit student shall achieve a score of 80% on the required written end-of-course examination and demonstrate the required Handgun Firearms High Liability Proficiency Skills with a semi-automatic pistol, using a commercially produced B-21E or equivalent target, ~~or equivalent Pride Enterprises (P.R.I.D.E.) target~~, at 80% ~~or higher using a handgun (revolver or semi-automatic pistol for both daylight and night) and a long gun (shotgun or semi-automatic rifle/carbine).~~ The results shall be recorded on the required Handgun Firearms Performance Evaluation form CJSTC-4, revised _____, effective _____ August 12, 2021, effective 6/2022, hereby incorporated by reference

<http://www.flrules.org/Gateway/reference.asp?No=Ref-https://www.flrules.org/Gateway/reference.asp?No=Ref-14211>. Form CJSTC-4 can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850)410-8615. Form CJSTC-4 shall be maintained in the student or course file.

(d) Firearms Instructor Course.

1. No change.

2. A firearms instructor student shall achieve a score of no less than 85% on the required written end-of-course examination and demonstrate the required Handgun Firearms High Liability Proficiency Skills with a semi-automatic pistol, using a commercially produced B-21E or equivalent target, ~~or equivalent Pride Enterprises (P.R.I.D.E.) target~~, at 85% ~~or higher using a handgun (revolver or semi-automatic pistol for both daylight and night) and a long gun (shotgun or semi-~~

~~automatic rifle/carbine) for all proficiency skills, with T~~the results shall be recorded on the required Firearms Instructor Performance Evaluation form CJSTC-4I, created _____, effective _____, hereby incorporated by _____ reference http://www.flrules.org/Gateway/reference.asp?No=Ref-_____. Form CJSTC-4I can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. ~~CJSTC 4 form~~. A copy of the completed form CJSTC-4I ~~CJSTC 4~~ shall be provided to the student and the original form CJSTC-4I ~~CJSTC 4~~ shall be maintained in the student or course file.

(e) No change.

(f) First Aid for Criminal Justice Officers Course.

1. No change.

2. A basic recruit student shall achieve a score of no less than 80% on the required written end-of-course examination and demonstrate the required First Aid High-Liability Proficiency Skills at 100%, with the results recorded on the required First Aid Performance Evaluation, form CJSTC-5, revised _____, effective _____ ~~August 12, 2021, effective 6/2022~~, hereby incorporated by reference http://www.flrules.org/Gateway/reference.asp?No=Ref-_____ ~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-14212>~~. Form CJSTC-5 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Form CJSTC-5 shall be maintained in the student or course file.

(g) No change.

(h) Law Enforcement Vehicle Operations Course.

1. No change.

2. A basic recruit student shall achieve a score of no less than 80% on the required written end-of-course examination and demonstrate the required Vehicle Operations High-Liability Proficiency Skills, with four out of five runs (80%) for each exercise, with the results recorded on the required Vehicle Operations Performance Evaluation, form CJSTC-7, revised _____, effective _____ ~~August 12, 2021, effective 6/2022~~, hereby incorporated by reference http://www.flrules.org/Gateway/reference.asp?No=Ref-_____ ~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-14214>~~. Form CJSTC-7 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Form CJSTC-7 shall be maintained in the student or course file.

(i) No change.

(4) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12, 943.17 FS. History—New 2-17-93, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 5-5-20, 5-20-21, 6-23-22, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 31, 2022

DEPARTMENT OF LAW ENFORCEMENT

Division of Criminal Justice Information Systems

RULE NOS.: RULE TITLES:

11C-6.004 Procedures for Requesting Criminal History Records

11C-6.009 Sale and Delivery of Firearms

PURPOSE AND EFFECT: 11C-6.004: The amendments to the rule reflect the acceptable payment methods for criminal history record checks, updates to a form referenced in rule, and to be in compliance with the Federal Bureau of Investigation policy.

11C-6.009: The amendments to the rule reflect revision date to form referenced in rule.

SUMMARY: The rule change is requested to reflect changes in acceptable payment methods for criminal history record checks, updates to existing forms, and to be in compliance with the Federal Bureau of Investigation policy.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.053(3), 943.0542, 943.056 FS.

LAW IMPLEMENTED: 943.053(3), 943.0542, 943.056 FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: June 20, 2023, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Rachel Truxell at 850-410-7100, or racheltruxell@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rachel Truxell at 850-410-7100, or racheltruxell@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11C-6.004 Procedures for Requesting Criminal History Records.

(1) through (2) No change.

(3) Fees.

(a) There shall be no charge for conducting record checks under paragraphs (2)(a) through (c).

(b) As provided in Section 943.053(3)(e), F.S., a processing fee of \$24 shall be charged for each subject inquired upon under paragraphs (2)(d) through (f), except that the fee for the guardian ad litem program, and vendors of the Department of Children and Families, the Department of Juvenile Justice, the Agency for Persons with Disabilities, and the Department of Elder Affairs shall be \$8 for each name submitted; the fee for a state criminal history provided for application processing as required by law to be performed by the Department of Agriculture and Consumer Services shall be \$15 for each name submitted; and the fee for requests under Section 943.0542, F.S., which implements the National Child Protection Act of 1993, shall be \$18 for each volunteer name submitted. The state offices of the Public Defender shall not be assessed a fee for Florida criminal history information or wanted person information.

(c) The processing fee charged for each subject inquired upon via the internet shall be the fee authorized for inquiries from persons in the private sector in Section 943.053(3), F.S. This fee shall be assessed based on the inquiry regardless of whether the results show no criminal history record or some possible records. When an inquiry on one subject is made and more than one person is presented as possibly the same person, the customer will receive one criminal history record as a result of the prescribed payment. If the customer wants additional criminal history records from the list of persons presented for this same inquiry, a processing fee of \$24 shall be charged for each additional criminal record.

(d) Payment methods for criminal history record inquiries are as follows:

1. Criminal history record requests submitted in writing shall be payable by ~~cash~~, check or money order.

2. Criminal history record requests submitted electronically shall be payable by debit or credit card.

3. Agencies or entities invoiced for criminal history record checks shall submit payment for invoices by check, money order or journal transfer.

(4) Entities applying to the Florida Department of Law Enforcement to be qualified to receive criminal history records under the National Child Protection Act of 1993, as amended, must first complete and submit the following documents to the Florida Department of Law Enforcement, in accordance with the instructions provided: VECHS Qualified Entity Application – Volunteer & Employee Criminal History System (NCPA 1; Rev. October 2022 ~~December 2024~~). Entities that are qualified through the Florida Department of Law Enforcement to receive criminal history records under the National Child Protection Act must have their employees, volunteers, contractors, and vendors submit fingerprints electronically for each person to the Florida Department of Law Enforcement for each request for a criminal history record check. An employee means any person who receives remuneration from an employer for the performance of any work or service while engaged in any employment under any appointment or contract for hire or apprenticeship, express or implied, oral or written, this includes, persons who are being paid by the qualified entity as a contractor, a subcontractor, or a business or individual providing services as a vendor, shall qualify as an employee for this purpose. A volunteer shall be defined as any person who, of his or her own free will, provides goods or services, to any qualified entity, with no monetary or material compensation. Qualified entities that release to another qualified entity any criminal history record information received pursuant to the National Child Protection Act must complete and maintain the following document, in accordance with the instructions provided: VECHS Dissemination Log – Volunteer & Employee Criminal History System (NCPA 4, Rev. December 2021,

<http://www.flrules.org/Gateway/reference.asp?No=Ref-14422>). These forms are incorporated by reference.

Rulemaking Authority 943.03(4), 943.053(3), 943.0542, 943.056 FS. Law Implemented 943.053(3), 943.0542, 943.056 FS. History—New 12-30-76, Amended 11-7-83, Formerly 11C-6.04, Amended 9-1-88, 4-1-93, 7-7-99, 8-22-00, 7-29-01, 12-3-03, 6-9-08, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 9-4-16, 7-19-17, 8-15-18, 7-6-22, _____.

11C-6.009 Sale and Delivery of Firearms.

(1) For a federally licensed firearm dealer (including licensed firearm importers, licensed firearm manufacturers and licensed firearm dealers pursuant to Title 27, C.F.R., Part 178) to complete a firearm transaction to another person, other than a licensed importer, licensed manufacturer, licensed dealer or licensed collector, a United States Treasury Department, Bureau of Alcohol, Tobacco and Firearms (ATF) form ATF F-4473 [5300.9] ~~Part 1~~ (May 2020 40/46) (Firearms Transaction Record) incorporated here by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-09688>, must be completed. These forms are available from the ATF Distribution Center, 7943 Angus Court, Springfield, Virginia 22153. The completion of the ATF F-4473 [5300.9] ~~Part 1~~ (May 2020 40/46) form must comply with Title 27, C.F.R. Part 178, Section 178.124, and with section 790.065, F.S.

(2) ~~Section B Part 1~~ of the ATF F-4473 [5300.9] ~~Part 1~~ (May 2020 40/46) form must be completed by the potential buyer or transferee. The dealer must ensure that Section B A is completed by the buyer prior to the dealer contacting the Florida Department of Law Enforcement (FDLE). In addition to the above requirements, the social security number of the potential buyer or transferee may be recorded in the Social Security Number block of ATF F-4473 [5300.9] Section B Part 1 (May 2020 40/46) form. The dealer is required to advise the potential buyer that the disclosure of his or her social security number is voluntary, of the authority for the disclosure, and of the use to be made of the number.

(3) - (4) No change.

(5) Using the provided toll-free telephone number or by other electronic means in addition to the telephone, the dealer must contact FDLE immediately prior to each transaction involving the transfer of one or more firearms to obtain an approval number to complete the firearm transaction. The dealer will provide the dealer’s identification number and all identification data of the potential buyer/transferee as contained on ATF form F-4473 [5300.9] Section B Part 1 (May 2020 40/46) to FDLE.

(6) No change.

(7) The dealer will record the decision and number provided by FDLE in the NICS or State transaction number block and in the box in the top right corner labeled, Transferor’s Transaction Serial Number of ATF form F-4473 (5300.9) Section C Part 1 (May 2020 40/46). When the transaction is

approved, the dealer should complete Section C B of the ATF form F-4473.

(8) – (12) No change.

(13) All records where the transfer was approved must be maintained by dealers for 20 years as required by Title 27, C.F.R., Part 178. All records where the transfer was non-approved must be kept by dealers in a secure area and kept confidential for five (5) years. This would include the dealers’s copy of the ATF Form F-4473 [5300.9] ~~Part 1~~ (May 2020 40/46) where the transfer of a firearm was non-approved. Records must be made available to federal, state, county and municipal law enforcement agencies in connection with their official duties upon request during business hours or other reasonable times if the dealer has no regular business hours.

(14)- (20) No change.

Rulemaking Authority 790.065, 943.03(4) FS. Law Implemented 790.065, 790.0655 FS., Title 18, U.S.C., Chapter 44, and Title 27, C.F.R., Part 178. History—New 6-2-91, Amended 7-7-99, 8-22-00, 12-18-00, 11-5-02, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19, 5-5-20, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Director Lucy Saunders
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2023
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2022

**DEPARTMENT OF LAW ENFORCEMENT
Division of Criminal Justice Information Systems**

RULE NOS.:	RULE TITLES:
11C-7.006	Procedures on Court-Ordered Expunctions
11C-7.007	Procedures on Court-Ordered Sealings
11C-7.009	Procedures on Juvenile Diversion Expunctions
11C-7.010	Procedures on Early Juvenile Expunction
11C-7.012	Procedures on Lawful Self Defense Expunctions

PURPOSE AND EFFECT: 11C-7.006: The rule change is requested to clarify fingerprint submission requirements

11C-7.007: The rule change is requested to clarify fingerprint submission requirements

11C-7.009: The rule change is requested to reflect changes to existing forms and update form referenced in rule due to statutory changes

11C-7.010: The rule change is requested to clarify fingerprint submission requirements

11C-7.012: The rule change is requested to clarify fingerprint submission requirements

SUMMARY: Amending rules to clarify fingerprint submission requirements and update the form referenced in Rule 11C-7.009.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.058(2), 943.059(2), 943.0582, 943.0515(1), 943.0578 FS

LAW IMPLEMENTED: 943.0585, 943.059, 943.0582, 943.0515(1), 943.0578 FS.

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

DATE AND TIME: June 20, 2023 10:00 am.

PLACE: Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Rachel Truxell at (850)410-7100, or racheltruxell@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rachel Truxell at (850)410-7100, or racheltruxell@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11C-7.006 Procedures on Court-Ordered Expunctions.

(1) Prior to petitioning the court to expunge a criminal history record, the subject must apply to the Department for a certificate of eligibility for expunction. The application packet for the certificate of eligibility must include:

(a) A money order, cashier's check, certified check, personal check or business check for \$75.00 made payable to the Florida Department of Law Enforcement. This processing fee is non-refundable, regardless of the results of the certification review. A fee waiver may be granted by the Executive Director of the Department upon submission of a written request and in his determination that the waiver is in the best interests of criminal justice.

(b) A completed Application for Certification of Eligibility. The subject must complete section A of the application. The Application for Certification of Eligibility (form number FDLE 40-021, rev. June 2021), which is hereby incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-14423>, may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section

Post Office Box 1489

Tallahassee, Florida 32302-1489

Email: SEINFO@fdle.state.fl.us

Telephone Number: (850)410-7870

Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(c) The appropriate state attorney or statewide prosecutor may provide the required written certified statement by completing section B of the Application for Certification of Eligibility.

(d) A legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258, rev. 03/10) or FDLE fingerprint sheet. Fingerprints may not be submitted to FDLE by electronic means. The fingerprinting must be taken by a law enforcement agency or by a vendor engaged in the business of providing electronic fingerprint submissions which has an agreement in place with FDLE pursuant to Section 943.053(13), F.S. The subject must pay any fees required by the law enforcement agency or vendor for providing this service. The fingerprint card must contain all required identifying data. If a copy of the Applicant Fingerprint Card or FDLE fingerprint sheet is needed, it may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section

Post Office Box 1489

Tallahassee, Florida 32302-1489
 Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(e) A certified copy of the disposition of the charge(s) to which the Application for Certificate of Eligibility to expunge pertains. The subject should obtain this document from the Clerk of the Court in the appropriate jurisdiction. The subject must pay any fees required by the Clerk of the Court for providing this service.

(2) – (6) No change.

Rulemaking Authority 943.03(4), 943.0585(2) FS. Law Implemented 943.0585 FS. History—New 8-5-92, Amended 7-7-99, 8-22-00, 6-9-08, 6-3-10, 7-29-15, 7-9-19, 5-5-20, 5-20-21, 7-6-22, _____.

11C-7.007 Procedures on Court-Ordered Sealings.

(1) Prior to petitioning the court to seal a criminal history record, the subject must apply to the Department for a certificate of eligibility for sealing. The application packet for the certificate of eligibility must include:

(a) A money order, cashier’s check, certified check, personal check or business check for \$75.00 made payable to the Florida Department of Law Enforcement. This processing fee is non-refundable, regardless of the results of the certification review. A fee waiver may be granted by the Executive Director of the Department upon submission of a written request and in his determination that the waiver is in the best interests of criminal justice.

(b) A completed Application for Certification of Eligibility. The subject must complete section A of the application. The Application for Certification of Eligibility (form number FDLE 40-021, rev. June 2021 and incorporated by _____ reference)

<https://www.flrules.org/Gateway/reference.asp?No=Ref-14424>, may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section
 Post Office Box 1489
 Tallahassee, Florida 32302-1489
 Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(c) A legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258, rev. 03/10) or FDLE fingerprint sheet. Fingerprints may not be submitted to FDLE by electronic means. The fingerprinting must be taken by a law enforcement agency or by a vendor engaged in the business of providing electronic fingerprint submissions which has an agreement in place with FDLE pursuant to Section 943.053(13), F.S. The

subject must pay any fees required by the law enforcement agency or vendor for providing this service. The fingerprint card must contain all required identifying data. If a copy of the Applicant Fingerprint Card or FDLE fingerprint sheet is needed, it may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section
 Post Office Box 1489
 Tallahassee, Florida 32302-1489
 Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(d) A certified copy of the disposition of the charge or charges to which the Application for Certificate of Eligibility to seal pertains. The subject should obtain this document from the Clerk of the Court in the appropriate jurisdiction. The subject must pay any fees required by the Clerk of the Court for providing this service.

(2) – (6) No change.

Rulemaking Authority 943.03(4), 943.059(2) FS. Law Implemented 943.059 FS. History—New 8-5-92, Amended 7-7-99, 8-22-00, 6-9-08, 6-3-10, 7-9-19, 5-5-20, 5-20-21, 7-6-22, _____.

11C-7.009 Procedures on Juvenile Diversion Expunctions.

(1) A minor who has successfully completed a diversion program as authorized by Section 985.125, F.S., which program satisfies the requirements found at Section 943.0582, F.S., may apply directly to the Department for expunction of the minor’s juvenile nonjudicial arrest record. The application packet for the Juvenile Diversion Expunction must include:

(a) A completed Application for Juvenile Diversion Expunction. The subject must complete section A of the application. The Application for Juvenile Diversion Expunction, form number FDLE 40-025 (rev. ~~July 2022~~ ~~June 2021~~), hereby incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-14425>, may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section
 Post Office Box 1489
 Tallahassee, Florida 32302-1489
 Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(b) The state attorney must provide the required written certification statement by completing section B of the Application for Juvenile Diversion Expunction.

(c) A legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258) (rev. 03/10) or FDLE fingerprint sheet. Fingerprints may not be submitted to FDLE by electronic means. The fingerprinting must be taken by a law enforcement agency or by a vendor engaged in the business of providing electronic fingerprint submissions which has an agreement in place with FDLE pursuant to Section 943.053(13), F.S. The subject must pay any fees required by the law enforcement agency or vendor for providing this service. The fingerprint card must contain all required identifying data. If a copy of the Applicant Fingerprint Card or the FDLE fingerprint sheet is needed, it may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section
 Post Office Box 1489
 Tallahassee, Florida 32302-1489
 Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(2) - (6) No change.

Rulemaking Authority 943.0582 FS. Law Implemented 943.0582 FS. History—New 11-5-02, Amended 6-9-08, 5-29-14, 7-20-17, 7-9-19, 5-5-20, 5-20-21, 7-6-22, _____.

11C-7.010 Procedures on Early Juvenile Expunction.

(1) A person who has not been committed to a juvenile correctional facility or juvenile prison under Chapter 985, F.S., may apply directly to the Department to have his or her juvenile criminal history record expunged, provided he or she is at least 18 years of age but less than 21 years of age. To be eligible for this form of expunction, the applicant must not have been charged by the state attorney with or found to have committed any criminal offense within the 5-year period before the application date. The application for the Early Juvenile Expunction must include:

(a) A money order, cashier’s check, certified check, personal check, or business check for \$75.00 made payable to the Florida Department of Law Enforcement. This processing fee is non-refundable, regardless of whether the application for expunction is granted. A fee waiver may be granted by the Executive Director of the Department, upon submission of a written request, and in his or her determination that the waiver is in the best interests of criminal justice.

(b) A completed Application for Early Juvenile Expunction. The subject must complete section A of the application. The Application for Early Juvenile Expunction, (form number FDLE 40-028, rev. June 2021), hereby incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-14426>, may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section
 Post Office Box 1489
 Tallahassee, Florida 32302-1489
 Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(c) The state attorney for the circuit having jurisdiction over the arrest may provide the required written certified statement by completing section B of the Application for Early Juvenile Expunction.

(d) A legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258, rev. 03/10) or FDLE fingerprint sheet. Fingerprints may not be submitted to FDLE by electronic means. The fingerprinting must be taken by a law enforcement agency or by a vendor engaged in the business of providing electronic fingerprint submissions which has an agreement in place with FDLE pursuant to Section 943.053(13), F.S. The subject must pay any fees required by the law enforcement agency or vendor for providing this service. The fingerprint card must contain all required identifying data. If a copy of the Applicant Fingerprint Card or FDLE fingerprint sheet is needed, it may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section
 Post Office Box 1489
 Tallahassee, Florida 32302-1489
 Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/cms/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(e) A sworn, written statement from the applicant that he or she is no longer under court supervision applicable to the disposition of the arrest or alleged criminal activity to which the application pertains, and that he or she has not been charged with or found to have committed a criminal offense, in any jurisdiction of the state or within the United States, within the 5-year period before the application date.

(f) A certified copy of the disposition of the charge or charges to which the Application for Early Juvenile Expunction pertains. The subject should obtain this document from the Clerk of the Court in the appropriate jurisdiction. The subject must pay any fees required by the Clerk of the Court for providing this service.

(2) - (5) No change.

Rulemaking Authority 943.0515(1) FS. Law Implemented 943.0515(1) FS. History—New 7-20-17, Amended 7-9-19, 5-5-20, 5-20-21, 7-6-22, _____.

11C-7.012 Procedures on Lawful Self-Defense Expunctions.

(1) Prior to petitioning the court for an expunction of a criminal history record, the subject must apply to the Department for a certificate of eligibility for expunction. The application for the certificate of eligibility must include:

(a) A money order, cashier’s check, certified check, personal check or business check in the amount of \$75.00 made payable to the Florida Department of Law Enforcement. This processing fee is non-refundable, regardless of the results of the certification review. A fee waiver may be granted by the Executive Director of the Department upon submission of a written request and in his determination that the waiver is in the best interests of criminal justice.

(b) A completed Application for a Certification of Eligibility for Lawful Self-Defense Expunction. The subject must complete section A of the application. The Application for Certification of Eligibility for Lawful Self-Defense Expunction under Section 943.0578 F.S. (form number FDLE 40-026, rev. June 2021), are hereby incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-14427>, may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section
 Post Office Box 1489
 Tallahassee, Florida 32302-1489
 Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(c) The appropriate state attorney or statewide prosecutor must provide the required written certified statement by completing section B of the Application for Certification of Eligibility.

(d) A legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258, rev. 03/10) or FDLE fingerprint sheet. Fingerprints may not be submitted to FDLE by electronic means. The fingerprinting must be taken by a law enforcement agency or by a vendor engaged in the business of providing electronic fingerprint submissions which has an agreement in place with FDLE pursuant to Section 943.053(13), F.S. The subject must pay any fees required by the law enforcement agency or vendor for providing this service. The fingerprint card must contain all required identifying data. If a copy of the Applicant Fingerprint Card or FDLE fingerprint sheet is needed, it may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section
 Post Office Box 1489

Tallahassee, Florida 32302-1489
 Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(e) A certified copy of the disposition of the charge or charges to which the application to expunge pertains. The subject should obtain this document from the Clerk of the Court in the appropriate jurisdiction. The subject must pay any fees required by the Clerk of the Court for providing this service.

(2) – (6) No change.

Rulemaking Authority 943.03(4), 943.0578(5) FS. Law Implemented 943.0578 FS. History—New 5-5-20, Amended 5-20-21, 7-6-22, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Director Lucy Saunders
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2023
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 31, 2022

**DEPARTMENT OF LAW ENFORCEMENT
 Division of Criminal Justice Information Systems**

RULE NO.: 11C-8.001 RULE TITLE: Review Procedures
 PURPOSE AND EFFECT: The amendment to the rule clarifies fingerprint submission requirements
 SUMMARY: The rule change is requested to clarify fingerprint submission requirements
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.05(2)(d), 943.056, FS.

LAW IMPLEMENTED: 943.056 FS.

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

DATE AND TIME: June 20, 2023, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Rachel Truxell at 850-410-7100, or racheltruxell@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rachel Truxell at (850)410-7100, or racheltruxell@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11C-8.001 Review Procedures.

(1) No change.

(2) The individual must submit a legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258, rev. 03/10) or FDLE fingerprint sheet. Fingerprints may not be submitted to FDLE by electronic means. The fingerprinting must be taken by a law enforcement agency. The subject must pay any fees required by the law enforcement agency for providing this service. ~~then be fingerprinted by a local law enforcement agency or by FDLE for identification purposes.~~ The fingerprint card must contain all required identifying data, ~~and a conspicuous notation that the card is submitted in order to provide positive identification for a personal record review.~~

(3) The request and completed fingerprint card should be mailed by the local law enforcement agency or the individual to FDLE. FDLE shall not require payment of any fees, except those provided for by federal regulations, for processing the fingerprint card or providing the resulting record.

(4) through (9) No change.

Rulemaking Authority 943.03(4), 943.05(2)(d), 943.056 FS. Law Implemented 943.056 FS. History—New 6-24-76, Amended 11-12-81, Formerly 11C-8.01, Amended 7-7-99, 6-9-08, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Director Lucy Saunders

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2022

DEPARTMENT OF LAW ENFORCEMENT

Division of Local Law Enforcement Assistance

RULE NOS.: RULE TITLES:

11D-13.001 Definitions

11D-13.002 Procedures

PURPOSE AND EFFECT: Implementation of Florida Statute 943.69

SUMMARY: Implementation of Florida Statute 943.69; creation of Care for Retired Police Dogs Program.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.69(7), F.S.

LAW IMPLEMENTED: 943.69, FS.

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

DATE AND TIME: June 20, 2023, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to

participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Chris Bufano at 850-410-7676, or christopherbufano@fdle.state.fl.us, or write to Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Chris Bufano at (850)410-7676, or christopherbufano@fdle.state.fl.us, or write to Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11D-13.001 Definitions.

(1) “Department” means the Florida Department of Law Enforcement.

(2) “Program” means the Care For Retired Police Dogs Program.

(3) “Retired Police Dog” means a dog that was previously in the service of or employed by a law enforcement agency or a correctional agency in Florida for the principal purpose of aiding in the detection of criminal activity, enforcement of laws, or apprehension of offenders that received certification in obedience and apprehension work from a certifying organization, such as the National Police Canine Association.

(4) “Correctional Agency” means a lawfully established state or local public agency having primary responsibility for the supervision, protection, care, custody, control, or investigation of inmates at a correctional institution.

(5) “Law Enforcement Agency” means a lawfully established state or local public agency having primary responsibility for the prevention and detection of crime or the enforcement of penal, traffic, highway, regulatory, game, immigration, postal, customs, or controlled substance laws.

(6) “Veterinary Care” means the practice, by a veterinarian, of veterinary medicine as defined in Section 474.202, Florida Statutes. The term includes annual wellness examinations, vaccinations, internal and external parasite prevention treatments, testing and treatments of illnesses and diseases, medications, emergency care and surgeries, veterinary oncology or other specialty care, euthanasia, and cremation.

(7) “Veterinarian” means a health care practitioner who is licensed to engage in the practice of veterinary medicine in Florida under Chapter 474, Florida Statutes.

Rulemaking Authority 943.03(4), 943.69(7) FS. Law Implemented 943.69 FS. History–New

11D-13.002 Procedures.

(1) The Department receives recurring annual funds to contract with a qualifying non-profit entity to administer the

program.

(2) The program shall provide a stable funding source for the veterinary care for retired police dogs by utilizing a qualifying non-profit entity to screen and verify the eligibility of handlers and adopters of eligible retired law enforcement or correctional canines and distribute funds to pay for veterinary care expenses.

(3) The following criteria must be met to be considered as a qualifying non-profit entity for administration of the program:

(a) Be dedicated to the protection or care of retired police dogs;

(b) Possess current 501(c)(3) status;

(c) Maintained 501(c)(3) for five or more years;

(d) Agree to be subject to review and audit for accountability of state funds;

(e) Possess ability to effectively disseminate information; and:

(f) Possess ability to assist handlers/adopters of retired police dogs.

(4) The entity selected by the Department pursuant to the criteria set forth in paragraph three (3) of this section shall be the disbursing authority for funds appropriated to the Department from the legislature for implementation of the program.

(5) Fund disbursement pursuant to the program shall comply with Section 943.69(5), F.S.

Rulemaking Authority 943.03(4), 943.69(7) FS. Law Implemented 943.69 FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Deputy General Counsel Chris Bufano

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 31, 2022

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NOS.: RULE TITLES:
12C-1.01915 Credit for Qualified Railroad Reconstruction or Replacement Expenditures

12C-1.051 Forms

PURPOSE AND EFFECT: The purpose of the creation of Rule 12C-1.01915, F.A.C., is to implement the Railroad Reconstruction or Replacement Expenditures Credit Program pursuant to s. 220.1915, F.S., as created by Section 32, Chapter 2022-97, L.O.F.

SUMMARY: Under s. 220.1915, F.S., a qualifying railroad is eligible for a credit against the tax imposed by Ch. 220, F.S., equal to 50 percent of a qualifying railroad’s qualified

expenditures incurred in Florida for taxable years beginning on or after January 1, 2023. The amount of the credit may not exceed the product of \$3,500 and the number of miles of railroad track owned or leased within Florida by the qualifying railroad as of the end of the taxable year in which the qualified expenditures were incurred. Rule 12C-1.01915, F.A.C., is created to implement the provisions of s. 220.1915, F.S., to provide guidance to taxpayers on how they can apply for, transfer, and use the credit once it becomes effective. Revisions to Rule 12C-1.051, F.A.C., incorporate Form F-11915 (Florida Credit for Qualified Railroad Reconstruction or Replacement Expenditures Application for Credit) and Form F-11915T (Florida Credit for Qualified Railroad Reconstruction or Replacement Expenditures Notice of Intent to Transfer a Credit). To claim a tax credit, the railroad must meet the criteria specified in Section 220.1915(1) and (2), F.S.

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: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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: 213.06(1), 220.1915(7), 220.192(7), 220.193(4), 220.196(4), 220.198(6), 220.51, 1002.395(13) FS.

LAW IMPLEMENTED: 119.071(5), 212.08(5)(p), 213.755(1), 220.11, 220.12, 220.13(1), (2), 220.15, 220.16, 220.181, 220.182, 220.183, 220.184, 220.1845, 220.185, 220.186, 220.1875, 220.1895, 220.1896, 220.1899, 220.191, 220.1915, 220.193, 220.194, 220.195, 220.196, 220.198, 220.21, 220.211, 220.22, 220.221, 220.222, 220.23, 220.24, 220.241, 220.31, 220.32, 220.33, 220.34, 220.41, 220.42, 220.43, 220.44, 220.51, 220.721, 220.723, 220.725, 220.737, 220.801, 220.803,

220.805, 220.807, 220.809, 221.04, 624.5105, 624.51055, 1002.395 FS.

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

DATE AND TIME: June 20, 2023, at 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida. If a hearing is requested in writing, members of the public can also attend electronically via webinar; participants will need to register for the webinar using the following link: <https://attendee.gotowebinar.com/register/1648218938958755669>

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: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12C-1.01915 Credit for Qualified Railroad Reconstruction or Replacement Expenditures.

(1) Definitions. For purposes of this rule, the following terms mean:

(a) "Credit" means the credit for qualified railroad reconstruction or replacement expenditures authorized under Section 220.1915, F.S.

(b) "Qualified expenditures" means gross expenditures made in Florida by a qualifying railroad during the taxable year in which the credit is claimed, provided such expenditures were made for track that was owned or leased by a qualifying railroad, and were:

1. For the maintenance, reconstruction, or replacement of railroad infrastructure, including track, roadbed, bridges, industrial leads and sidings, or track-related structures which were owned or leased by the qualifying railroad; or

2. For new construction by the qualifying railroad of industrial leads, switches, spurs and sidings, and extensions of existing sidings located in Florida.

(c) "Qualifying railroad" means any Class II or Class III railroad operating in Florida on the last day of the taxable year for which the credit is claimed, pursuant to the classifications

in effect for that year as set by the United States Surface Transportation Board or its successor.

(2) Available Credits for Qualifying Railroads. For taxable years beginning on or after January 1, 2023, a credit equal to 50 percent of a qualifying railroad's qualified expenditures incurred in Florida during a taxable year is available against the Florida corporate income tax imposed by Chapter 220, F.S. However, the amount of the credit may not exceed \$3,500 multiplied by the number of miles of railroad track owned or leased in Florida by the qualifying railroad as of the end of the taxable year in which the qualified expenditures were incurred.

(a) The amount taken as a credit must be added to taxable income prior to computing the tax imposed by Ch. 220, F.S.

(b) For purposes of computing the credit limitation, double track is treated as multiple lines of railroad track. One mile of single track is equal to one mile, but one mile of double track is equal to two miles.

(c) The credit is allowed only once for each mile of railroad track in Florida in each taxable year. No two qualifying railroads may claim the same mile of railroad track in a taxable year.

(3) Application Process. To apply for available program credits, a qualifying railroad must submit a Florida Credit for Qualified Railroad Reconstruction or Replacement Expenditures Application for Credit (Form F-11915, incorporated by reference in Rule 12C-1.051, F.A.C.) to the Department each taxable year, along with documentation demonstrating that the qualifying railroad's qualified expenditures meet the criteria to receive credits.

(a) If the qualifying railroad earned a federal credit under 26 U.S.C. 45G during the taxable year, the supporting documentation must include federal Form 8900 (Qualified Railroad Track Maintenance Credit) or its equivalent.

(b) If the qualifying railroad is a taxpayer under Chapter 220, F.S., it must submit Form F-11915 when it files its Florida Corporate Income/Franchise Tax Return (Form F-1120, incorporated by reference in Rule 12C-1.051, F.A.C.).

(c) If the qualifying railroad is not a taxpayer under Chapter 220, F.S., it must submit Form F-11915 to the Department no later than May 1 of the calendar year following the year in which the qualified expenditures were made. If the May 1 due date falls on a Saturday, Sunday, or legal holiday, Form F-11915 will be considered timely if the form is postmarked or electronically submitted on the next succeeding day that is not a Saturday, Sunday, or legal holiday. The May 1 due date may not otherwise be extended.

1. Example: Qualifying railroad X is not a taxpayer under Chapter 220, F.S. Qualifying railroad X operates on a calendar year basis. X has qualified expenditures during calendar year 2023. X must apply for a credit by submitting Form F-11915 with the Department no later than May 1, 2024.

2. Example: Qualifying railroad Y is not a taxpayer under Chapter 220, F.S. Qualifying railroad Y operates on a fiscal year basis, with a January 31 year end. Y has qualified expenditures during the fiscal year beginning February 1, 2023, and ending January 31, 2024. Y must apply for a credit by submitting Form F-11915 with the Department no later than May 1, 2025.

(d) If the qualifying railroad is a disregarded entity for federal tax purposes, Form F-11915 must be submitted in the name of the owner of the disregarded entity.

(4) Determination of Carryforward or Transfer of Unused Credits. When a credit is not fully used during a taxable year, either because the qualifying railroad that earned the credit has insufficient tax liability or because the qualifying railroad is not a taxpayer under Chapter 220, F.S., the credit may be carried forward or may be transferred in accordance with subsection (5). The carryforward or transferred credit may be used in any of the 5 subsequent taxable years in which the credit was earned, when the tax imposed by Chapter 220, F.S., for that taxable year exceeds the credit for which the qualifying railroad or transferee is eligible in that taxable year, after applying the other credits and unused carryovers in the order provided by Section 220.02(8), F.S.

(a) If the qualifying railroad is a taxpayer under Chapter 220, F.S., the Department will notify the qualifying railroad by letter within 30 days after the receipt of a completed Florida Credit for Qualified Railroad Reconstruction or Replacement Expenditures Application for Credit (Form F-11915), indicating the amount of credit that may be carried forward or transferred.

(b) If the qualifying railroad is not a taxpayer under Chapter 220, F.S., the Department will notify the qualifying railroad by letter within 30 days after the receipt of completed Form F-11915, indicating the amount of credit that may be transferred.

(c)1. Amounts that exceed the limitation of \$3,500 multiplied by the number of miles of railroad track owned or leased in Florida by the qualifying railroad as of the end of the taxable year in which the qualified expenditures were incurred, as provided in subsection (2), may not be carried forward to a subsequent taxable year or transferred.

2. Example: Qualifying railroad Corporation A is a taxpayer under Chapter 220, F.S., that incurs \$20,000 of qualified expenditures during its taxable year. Corporation A owns 2 miles of railroad track within Florida as of the end of its taxable year.

Corporation A's credit is equal to 50 percent of the \$20,000 qualified expenditures incurred in the taxable year but may not exceed \$3,500 multiplied by the number of miles owned or leased in Florida at the end of its taxable year.

Credit computation: 50% x \$20,000 = \$10,000 but may not exceed \$7,000 (\$3,500 x 2 miles of railroad track). Therefore, Corporation A receives a \$7,000 credit for qualified railroad reconstruction or replacement expenditures.

The amount of computed credit exceeding the limitation amount (\$3,000 = \$10,000 - \$7,000) cannot be used, carried forward, or transferred.

When it files its Florida Corporate Income/Franchise Tax Return (Form F-1120), Corporation A has \$5,000 tax due after application of all credits required to be claimed prior to application of the credit for qualified railroad reconstruction or replacement expenditures. Assuming the Department does not have to make any adjustments to Corporation A's Form F-1120, the Department will issue a letter to Corporation A indicating that the amount of credit available to carry forward or transfer is \$2,000 (\$7,000 - \$5,000).

(5) Transfer of credit. For taxable years beginning on or after January 1, 2023, an unused credit may be transferred. The transfer of a credit does not affect the time limit for taking the credit, and the credit is subject to the same limitations imposed on the transferor in accordance with subsection (4).

(a) Credits may be transferred to a taxpayer under Chapter 220, F.S., who also:

- 1. Transports property using the rail facilities of the qualifying railroad, or
- 2. Furnishes railroad-related property or services to any railroad operating in Florida, or
- 3. Is a Class II or Class III railroad.

(b) The transferor is required to notify the Department of a credit transfer by submitting a Florida Credit for Qualified Railroad Reconstruction or Replacement Expenditures Notice of Intent to Transfer a Credit (Form F-11915T, incorporated by reference in Rule 12C-1.051, F.A.C.) to the Department within 30 days after the transfer. A separate notice must be submitted for each taxpayer receiving a transfer of credit.

(c) The Department will provide a letter to the transferor and transferee acknowledging the transfer of credit. The transferee must attach the letter to its Florida Corporate Income/Franchise Tax Return (Form F-1120) on which the credit is taken.

(6) Every taxpayer claiming a credit must retain documentation that substantiates and supports the credit until tax imposed by Chapter 220, F.S., may no longer be determined and assessed under Section 95.091(3) or Section 220.23, F.S. Documentation to substantiate and support the credit includes copies of: the completed credit application submitted to the Department; documentation related to any federal credit earned under 26 U.S.C. 45G; documentation related to any qualified expenditures incurred by the qualifying railroad, and the transfer letter issued by the Department reflecting the credit amount transferred.

Rulemaking Authority 213.06(1), 220.1915(7) FS. Law Implemented 220.02(8), 220.1915 FS. History—New X-X-23.

12C-1.051 Forms.

(1)(a) The following forms and instructions are used by the Department in its administration of the corporate income tax and franchise tax. These forms are hereby incorporated by reference in this rule.

(b) Copies of these forms are available, without cost, by one or more of the following methods: 1) downloading the form from the Department's website at www.floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday, (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center;~~ or, 4) writing the Florida Department of Revenue, Taxpayer Services, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

Form Number	Title	Effective Date
(2) through (10) No change		
(11)(a)	Florida Credit for Qualified Railroad Reconstruction or Replacement Expenditures Application for Credit (R. XX/XX) (http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)	XX/X X
(b)	F-Florida Credit for Qualified Railroad Reconstruction or Replacement Expenditures Notice of Intent to Transfer a Credit (R. XX/XX) (http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)	XX/X X
(11) through (15) Renumbered (12) through (16) No change.		

Rulemaking Authority 213.06(1), 220.1915(7), 220.192(7), 220.193(4), 220.196(4), 220.198(6), 220.51, 1002.395(13) FS. Law Implemented 119.071(5), 212.08(5)(p), 213.755(1), 220.11, 220.12, 220.13(1), (2), 220.15, 220.16, 220.181, 220.182, 220.183, 220.184, 220.1845, 220.185, 220.186, 220.1875, 220.1895, 220.1896, 220.1899, 220.191, 220.1915, 220.193, 220.194, 220.195, 220.196, 220.198, 220.21, 220.211, 220.22, 220.221, 220.222, 220.23, 220.24, 220.241, 220.31, 220.32, 220.33, 220.34, 220.41, 220.42, 220.43, 220.44, 220.51, 220.721, 220.723, 220.725, 220.737, 220.801, 220.803, 220.805, 220.807, 220.809, 221.04, 624.5105, 624.51055, 1002.395 FS. History—New 9-26-77, Amended 12-18-83, Formerly 12C-1.51, Amended 12-21-88, 12-31-89, 1-31-91, 4-8-92, 12-7-92, 1-3-96, 3-18-96, 3-13-00, 6-19-01, 8-1-02, 6-19-03, 3-15-04, 9-24-04, 6-28-05, 5-1-06, 4-5-07, 1-1-08, 1-27-09, 1-11-10, 4-26-10(12)(a), (b), 4-26-10(13)(a), (b), 6-28-10, 1-12-11, 6-6-11, 1-25-12, 1-17-13, 3-12-14, 1-19-15, 1-11-16, 1-10-17, 1-17-18, 1-8-19, 12-12-19, 5-23-22, 1-1-23,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Brinton Hevey
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: May 23, 2023
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: March 30, 2023

DEPARTMENT OF REVENUE

Division of Child Support Enforcement

RULE NOS.:	RULE TITLES:
12E-1.012	Consumer Reporting Agencies
12E-1.023	Suspension of Driver License; Suspension of Motor Vehicle Registration
12E-1.027	Written Agreements for Payment of Past-Due Support
12E-1.028	Garnishment by Levy
12E-1.029	Financial Institution Data Matches
12E-1.030	Administrative Establishment of Child Support Obligations
12E-1.036	Administrative Establishment of Paternity and Support Obligations
12E-1.039	Request for Services
12E-1.040	Intergovernmental Forms
12E-1.041	Review for Modification of Support Order
12E-1.042	Income Withholding

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12E-1.012, F.A.C. (Consumer Reporting Agencies), is to adopt the updated Notice of Intent to Report to Consumer Reporting Agencies (CS-EF32).

The purpose of the proposed amendments to Rule 12E-1.023, F.A.C. (Suspension of Driver License; Suspension of Motor Vehicle Registration), is to adopt the updated Notice of Intent to Suspend Driver License and Motor Vehicle Registration(s) (CS-EF55).

The purpose of the proposed amendments to Rule 12E-1.027, F.A.C. (Written Agreements for Payment of Past-Due Support), is to adopt the updated Payment Agreement for Past-Due Support (CS-EF91).

The purpose of the proposed amendments to Rule 12E-1.028, F.A.C. (Garnishment by Levy), is to adopt the updated Thrift Savings Plan Income Withholding Order For State Agencies, 12/2022 (TSP-CS-1).

The purpose of the proposed amendments to Rule 12E-1.029, F.A.C. (Financial Institution Data Matches), is to adopt the updated Multistate Financial Institution Data Match Specifications Handbook, Version 3.0, December 30, 2020, adopt a new Agreement for Financial Institution Data Matching (CS-EF134), and remove provisions for the payment of fees for data match services to financial institutions doing business in

Florida that are provided in the Agreement for Financial Institution Data Matching (CS-EF134).

The purpose of the proposed amendments to Rule 12E-1.030, F.A.C. (Administrative Establishment of Child Support Obligations), is to delete statements that are included as revised in proposed rule 12E-1.041, Review for Modification of Support Order and adopt changes to forms used to establish administrative support orders.

The purpose of the proposed amendments to Rule 12E-1.036, F.A.C. (Administrative Establishment of Paternity and Support Obligations), is to adopt changes to forms used to establish administrative paternity and support orders. These changes allow proposed and final orders to be printed and mailed at the local office when parenting time is included, there is a family violence indicator on the case, and when the order is rendered centrally. The genetic testing forms provide a new option for use when the Department implements unscheduled sample collection for genetic testing.

The purpose of the proposed amendments to Rule 12E-1.039, F.A.C. (Request for Services), is to adopt updates to forms used when an individual applies for services.

The purpose of the proposed amendments to Rule 12E-1.040, F.A.C. (Intergovernmental Forms), is to adopt forms used in intergovernmental cases involving child support programs in other states, foreign countries, and tribes, as required by 45 CFR 303.7(a)(4).

The purpose of proposed Rule 12E-1.041, F.A.C. (Review for Modification of Support Order), is to create a new rule for reviewing support orders for modification and adopt forms.

The purpose of proposed Rule 12E-1.042, F.A.C. (Income Withholding), is to create a new rule to adopt the notice used for income withholding.

SUMMARY: The proposed amendments to Rules 12E-1.012, 12E-1.023, 12E-1.027, 12E-1.028, 12E-1.029, 12E-1.030, 12E-1.036, 12E-1.039, and 12E-1.040 F.A.C., update the Department’s procedures for credit reporting, driver license suspension, written agreements, levies, agreements with financial institutions, establishment of administrative orders for paternity and child support, applications for services, cases involving other states and foreign countries, and incorporate, by reference, new and revised forms. Proposed Rules 12E-1.041 and 12E-1.042 F.A.C., codify procedures and forms used to review and modify support orders and conduct income withholding and incorporate, by reference, new forms.

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: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S. Any person wishing 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.

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: 61.13(1)(b)7., 61.1354(5), 61.14(1)(d), 409.2557, 409.2557(3), 409.2557(3)(f)(h), (i) (p), 409.256(17), 409.2563(7)(e), 409.2563(16), 409.25633(9), 409.2564(13), 409.25656(11), 409.25657(6) FS.

LAW IMPLEMENTED: 61.1301(1)(a)1, 61.13016, 61.1354, 88.3111(2), 88.3071(1)(a), 322.058, 409.2557, 409.256, 409.2561, 409.2561(1), (2)(b), (3), 409.2563, 409.25633, 409.2564(4), 409.25656, 409.25657, 409.2567, 409.2598 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

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: Bobby York at (850)617-8037.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bobby York, Government Analyst II, Child Support Program, Department of Revenue, P.O. Box 8030, Mail Stop 2-4464, Tallahassee, Florida 32314-8030, Telephone: (850)617-8037.

THE FULL TEXT OF THE PROPOSED RULE IS:

12E-1.012 Consumer Reporting Agencies.

- (1) through (3) No change.
- (4) Notice and Right to Hearing.
- (a) Before releasing a report or providing information concerning an obligor under this section, the Department sends

the obligor by regular mail to his or her last known address a Notice of Intent to Report to Consumer Reporting Agencies, Form CS-EF32, incorporated herein by reference, effective xx/xx 07/22, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx14346>). The notice informs the obligor that:

- 1. through 6. No change.
- (b) No change.
- (5) through (6) No change.

Rulemaking Authority 61.1354(5), 409.2557(3)(i) FS. Law Implemented 61.1354 FS. History—New 6-17-92, Amended 7-20-94, Formerly 10C-25.009, Amended 10-22-00, 10-30-06, 9-19-17, 11-12-20, 11-21-21, 6-9-22, 10-26-22,_____.

12E-1.023 Suspension of Driver License; Suspension of Motor Vehicle Registration.

- (1) through (3) No change.
- (4) Notice to Obligor of Intent to Suspend Driver License; Notice to Suspend Motor Vehicle Registration.

(a) In accordance with Section 61.13016(1), F.S., the Department ~~sends shall send~~ to the obligor by regular mail a Notice of Intent to Suspend Driver License and Motor Vehicle Registration(s), Form CS-EF55, incorporated herein by reference, effective xx/xx 07/22, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx14348>), Notice ~~is shall be~~ mailed to the obligor’s address of record with the Department of Highway Safety and Motor Vehicles.

- (b) through (c).
- (5) through (8) No change.

Rulemaking Authority 409.2557(3)(i) FS. Law Implemented 61.13016, 322.058 FS. History—New 7-20-94, Formerly 10C-25.020, Amended 3-6-02, 9-19-17, 3-25-20, 11-12-20, 11-21-21, 6-9-22,_____.

12E-1.027 Written Agreements for Payment of Past-Due Support.

- (1) through (3) No change.
- (4) Form and Completion of Written Agreements.

(a) The Department uses the Payment Agreement for Past-Due Support (CS-EF91) form to enter into a written agreement with an obligor. Form CS-EF91, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx14809>), is incorporated herein by reference effective xx/xx 11/22.

(b) A written agreement becomes effective when completed and signed by both the Department and the obligor, or the obligor’s representative. After execution of a written agreement, the Department provides the obligor, or the obligor’s representative a copy of the agreement.

Rulemaking Authority 409.2557(3)(f), 409.2564(13) FS. Law Implemented 409.2561(1), (2)(b), (3), 409.2564(4), 409.2598 FS. History—New 3-6-02, Amended 10-26-22,_____.

12E-1.028 Garnishment by Levy.

- (1) through (3) No change
- (4) Notice to Freeze.

(a) After considering the factors and conditions in subsection (3), the Department sends a Notice to Freeze (CS-EF121) to the custodian of the obligor’s personal property by certified mail, return receipt requested. The Notice to Freeze (CS-EF121) is incorporated herein by reference, effective 04/20,

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-11824>). If the account is a Thrift Savings Plan, the Department sends the custodian a Thrift Savings Plan Income Withholding Order For State Agencies (TSP-CS-1) and Thrift Savings Plan Cover Sheet (CS-EF287). The Thrift Savings Plan Income Withholding Order For State Agencies (TSP-CS-1) 12/2022 06/2016 is incorporated herein by reference, effective xx/xx 04/20,

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx-11837>). The Department will not initiate a levy action against an obligor’s Thrift Savings Plan account or accounts unless the combined account balance is equal to or greater than \$1500.

- (b) through (d) No change.
- (5) through (14) No change.

Rulemaking Authority 409.2557(3)(i), 409.25656(11) FS. Law Implemented 409.25656 FS. History—New 4-3-02, Amended 4-16-20, 11-12-20, 11-21-21, 6-9-22,_____.

12E-1.029 Financial Institution Data Matches.

(1) Procedures for Entering into Agreements With Financial Institutions.

(a) The Department ~~sends shall send an Agreement for Financial Institution Data Matching (Form CS-EF134)~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>) ~~a Financial Institution Data Match Election Form (CS-EF133)~~

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-11779>), incorporated herein by reference, effective xx/xx 03/20, for the operation of the data match system described in Section 409.25657(2), F.S., to each financial institution doing business in Florida meeting the definition of a financial institution in Section 409.25657(1)(a), F.S., that and which has not elected to participate in the Federal Office of Child Support Enforcement’s national data match process specified in paragraph (c), ~~below~~.

(b) The financial institution’s electronic files containing data match records must shall be prepared according to the specifications prescribed by the Federal Office of Child Support Enforcement’s Multistate Financial Institution Data Match Specifications Handbook, Version 3.0, December 30, 2020 2-0, March 27, 2017, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>

11780), incorporated herein by reference, effective xx/xx 03/20.

- (c) No change.
- (2) No change.

(3) Fees for Conducting Data Matches. If in a fully executed Agreement for Financial Institution Data Matching (CS-EF134) a financial institution elects to receive fees for its services, the Department will pay the applicable fees in the amounts specified, subject to the terms and conditions as stated in the Agreement. Fees are authorized only for financial institutions doing business in Florida. The Department shall pay quarterly fees to financial institutions doing business in the state that submit an invoice to the Department for payment of the costs incurred for conducting the data match during a quarter, as follows:

~~(a) To financial institutions that sign and return the Financial Institution Data Match Election Form specified in paragraph (a) of subsection (1) of this rule to the Department:~~

~~1. Not more than \$250 per quarter if the financial institution performs the data match provided by Section 409.25657(2)(a), F.S.; or~~

~~2. Not more than \$50 per quarter if the financial institution selects the option provided by Section 409.25657(2)(b), F.S., to have the department match each individual who maintains an account at the financial institution.~~

~~(b) To financial institutions electing to participate in the Federal Office of Child Support Enforcement’s national data match process specified in paragraph (c) of subsection (1) of this rule, not more than \$100 per quarter.~~

~~(c) The department shall not pay quarterly fees to financial institutions not doing business in this state.~~

Rulemaking Authority 409.2557(3)(i), 409.25657(6) FS. Law Implemented 409.25657 FS. History—New 1-23-03, Amended 4-5-16, 3-25-20,_____.

12E-1.030 Administrative Establishment of Child Support Obligations.

- (1) through (13) No change.
- (14) Modifying an Administrative Support Order.

(a) The Department files shall file a petition in circuit court for a superseding order when support for an additional child of the same parents needs to be established or a child needs to be removed from the order.

(b) A parent or caregiver may request orally or in writing that the Department review modify an administrative support order in accordance with Rule 12E-1.041 by completing Form CS-PO200, Request for Support Order Review, hereby incorporated by reference, effective 11/20, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-12345>).

~~(c) Criteria for modification. The Department shall begin a proceeding to modify an administrative support order if it has been three years or more since the last review under Section 409.2564(11), F.S., when guidelines calculations show an increase or decrease in the support amount of at least 10%, or a minimum of \$25.00 a month and there is a permanent, involuntary change in circumstances. If it has been less than three years since the order was modified or reviewed, the order is eligible for modification if guidelines calculations show an increase or decrease in the support amount of at least 15% or \$50.00 per month and there is a permanent, involuntary change in circumstances. The requesting party must provide documentation showing a permanent, involuntary change of circumstance, which may include:~~

- ~~1. A parent or child is permanently disabled;~~
- ~~2. A parent or child develops a medical condition resulting in a decrease in a parent's ability to pay support or increased need of the child for support;~~
- ~~3. The financial needs of the child have increased resulting in the need for additional support;~~
- ~~4. One of the parents receive Social Security Disability Income, or~~
- ~~5. Changes in either parent's income. If the income of the parent who owes support increases, the Department need not prove that the change in income was involuntary to order a prospective increase in the child support amount.~~

~~(c)(d) The Department notifies shall notify the parents or caregiver, as applicable, when it begins a proceeding to modify an administrative support order issued by the Department the support obligation of an Administrative Support Order.~~

1. The Department uses a Form CS-OA120R, Proposed Order to Modify Administrative Support Order (Form CS-OA120R), hereby incorporated by reference, effective xx/xx 11/20, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx12346>), ~~to modify the support obligation amount when a support order review indicates a modification is appropriate. If the party who does that did not request the review responds to the Department during the support order review, the Department sends the proposed order by regular mail to both parties at to their addresses of record. If the non-requesting party does not participate in the support order review, the Department attempts shall attempt to serve the proposed order on the non-requesting party by certified mail or personal service. If the party service is not served accomplished by certified mail or personal service, the Department sends shall send the non-requesting party the proposed order by regular mail to the non-requesting party's address of record. If the proposed order is not contested by either party within 30 days after of service by certified mail or personal service, or 35 days after the notice Notice is sent by regular mail, the Department~~

prepares and renders a Form CS-OA140R, Final Modified Administrative Support Order (Form CS-OA140R), hereby incorporated by reference, effective xx/xx 10/21, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx13853>). Under Section 409.2563(13)(c), F.S., a party to an administrative proceeding has a continuing duty to provide the Department with a current mailing address after being served with an initial notice under paragraph (5)(b) of this rule, and the party is presumed to receive a subsequent notice, proposed order or other document mailed to the party's address of record including a proposed order to modify support.

2. The Proposed Order to Modify Administrative Support Order ~~includes shall include~~ the same notices as specified in subsection (8) of this rule.

3. No change.

(15) Termination of an Administrative Support Order or Support Obligation.

(a) The Department issues a Notice of Intent to Terminate Support, Determine Arrears and Establish Payment on Arrears (CS-OA160) when:

1. through 2. No change.

3. The child(ren) for whom support is ordered permanently resides with a person other than the parent to whom support is owed or the parent who is ordered to pay support and that person is unknown, not responsive to the Department, or does not want the Department's services.

3. through 5. Renumbered 4. through 6. No change.

(b) The Department sends the notice by regular mail to each parent or caregiver, as applicable, at the address of record with the Department in accordance with Section 409.2563(13)(c), F.S. Form CS-OA160, Notice of Intent to Terminate Support, Determine Arrears and Establish Payment on Arrears, is hereby incorporated by reference, effective xx/xx 11/22, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx14810>).

(c) If a timely petition for an administrative hearing is filed with the Department in response to the notice, the Department refers the proceeding to the Division of Administrative Hearings in accordance with Section 409.2563(6), F.S. If the notice is not contested, the Department renders a Final Order Terminating Support, Determining Arrears and Establishing Payment on Arrears (CS-OA178). Form CS-OA178 is hereby incorporated by reference, effective xx/xx 11/22, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx14811>).

(d) through (e) No change.

(f) A parent or caregiver may request the Department to terminate an administrative support order or support obligation. Requests must be made in writing and may be made using Request to Terminate Support (CS-OA179). Form CS-OA179 is hereby incorporated by reference, effective xx/xx 11/22,

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx14812>). The request must include the following information:

1. Name of the parent or caregiver making the request;
2. Name of the other parent;
3. Child support case number or depository number;
4. Name of the child(ren) named in the order;
5. Specific reasons for the request to terminate; and,
6. Documentation that supports the request to terminate, if any.

(g) The Department evaluates requests to terminate an administrative support order or support obligation and issues a Notice of Intent to Terminate Support, Determine Arrears and Establish Payment on Arrears (CS-OA160) if the request and supporting documentation meet the criteria in paragraph (a). If the request does not meet the criteria, the Department mails the parent or caregiver the Response to Request to Terminate Support (CS-OA180). Form CS-OA180 is hereby incorporated by reference, effective xx/xx ~~11/22~~, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx14813>).

(16) through (18) No change.

Rulemaking Authority 61.13(1)(b)7., 61.14(1)(d), 409.2557(3)(p), 409.2563(7)(e), 409.2563(16), 409.25633(9) FS. Law Implemented 409.2563, 409.25633 FS. History—New 9-19-17, Amended 1-17-18, 9-17-18, 8-28-19, 11-12-20, 11-21-21, 10-26-22,_____.

12E-1.036 Administrative Establishment of Paternity and Support Obligations.

(1) through (4) No change.

(5) Obtaining Cooperation from the Mother or Caregiver.

(a) If a case is eligible for establishment of an administrative paternity order, the Department must obtain cooperation from the mother or caregiver before serving notice on the respondent. To obtain cooperation, the Department mails Form CS-OP05, Requirement to Provide Sample for Genetic Testing, hereby incorporated by reference, effective xx/xx ~~07/22~~,

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx14352>), by regular mail to the mother or caregiver. The CS-OP05 informs the mother or caregiver where and when to appear to provide a sample for genetic testing, and it also informs the mother or caregiver to bring the child(ren) named on the form to be tested.

(b) through (c) No change.

(6) No change.

(7) Notice of Proceeding to Establish Paternity and Order to Appear for Genetic Testing.

(a) Notice of Proceeding to Establish Paternity or Paternity and Administrative Support Requirements. The Department ~~erves will serve~~ the alleged father with Form CS-OP01, Notice of Administrative Proceeding to Establish Paternity, hereby incorporated by reference, effective 1/18,

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-08994>), hereafter referred to as the Notice of Proceeding. The Department ~~sends will send~~ the alleged father Form CS-OP02, Order to Appear for Genetic Testing, incorporated by reference, effective xx/xx ~~01/22~~, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx13857>), with the Notice of Proceeding and a copy of the Paternity Declaration, CS-PO34, or an affidavit that names the alleged father. The Notice of Proceeding will be served on the respondent by certified mail, restricted delivery, return receipt requested, or by any other means of service that meet the requirements for service of process in a civil action. Once served, the alleged father must notify the Department in writing of any change of address. If the alleged father does not update the Department, the Department will serve by regular mail any other document or resulting order to the address of record and the alleged father is deemed to have received them.

(b) No change.

(8) through (11) No change.

(12) Proposed Order of Paternity. The Proposed Order of Paternity

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx12363>), CS-OP30, effective xx/xx ~~11/20~~, and incorporated by reference, is sent to the alleged father by regular mail to the address of record. The Proposed Order of Paternity informs him that the Department intends to issue a final order establishing him as the legal father of the child or children named in the Proposed Order of Paternity. The Proposed Order of Paternity informs the alleged father of his right to an informal review and to an administrative hearing. The time frames, forms, and procedures for the informal review and administrative hearing are the same as described in paragraph (14)(g)(f). A blank Title IV-D Standard Parenting Time Plan, CS-OA250, is included with the Proposed Order of Paternity, form CS-OP30 except as provided by paragraph (6)(a). The Department will:

(a) through (c) No change.

(13) Proceeding to establish an Administrative Paternity and Support Order.

(a) No change.

(b) Alleged Father’s Rights; Proceeding in Circuit Court as an alternative to the Administrative Process:

1. The alleged father may file a paternity action in circuit court and serve the Department with a copy of the petition. The alleged father must have the petition served on the Deputy Agency Clerk at the address specified in the notice within 20 days after the date the Notice of Proceeding to Establish Administrative Support Order was mailed. If the Department is served timely, it will end the administrative establishment process and proceed in circuit court. If the alleged father files a petition in circuit court, but does not serve the Department in the 20-day time frame, the Department will continue with the

administrative establishment proceeding by either issuing a Proposed Administrative Paternity and Support Order (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx12366>), CS-OA20, effective xx/xx 11/20, and incorporated by reference, or referring the proceeding to the Division of Administrative Hearings without issuing a Proposed Administrative Paternity and Support Order if the Department determines that an evidentiary hearing is appropriate to determine the respondent's income. If the petition is served on the Department timely, the Department will mail the petitioning parent or caregiver the Dismissal of Administrative Proceeding ~~form~~, CS-OA88.

2. No change.

~~3.a.~~ No change.

(14) Proposed Administrative Paternity and Support Order.

(a) Not sooner than 20 days after serving the Notice of Proceeding to Establish Administrative Support Order form, CS-OA01, under subsection (13), the Department ~~will shall~~ calculate the respondent's support obligation using the child support guidelines in Section 61.30, F.S. If the respondent does not provide financial information within the time required by Sections 409.2563(13)(a) and (b), F.S., the Department ~~will shall~~ impute income as provided Section 61.30(2)(b) or 409.2563(5), F.S., as applicable.

~~(b)(a)~~ Calculation of the respondent's retroactive support obligation ~~will shall~~ be in accordance with Section 61.30(17), F.S. Retroactive support ~~will shall~~ be addressed in an initial determination of child support.

~~(c)(b)~~ The Department ~~will shall~~ prepare a Proposed Administrative Paternity and Support Order (CS-OA20), which for purposes of the rule is entitled Proposed ~~Administrative Support Order order~~, that establishes the terms of the support obligation and includes, at a minimum, all elements contained in Section 409.2563(7)(e), F.S. The Department ~~will shall~~ mail the Proposed Order to the respondent by regular mail to the respondent's address of record. The Proposed Order ~~will shall~~ include a notice of rights that informs the respondent of the right to an informal discussion with the Department, the right to a formal administrative hearing, and the right to consent to the entry of an Administrative Paternity and Support Order. Copies of the child support guidelines worksheet prepared by the Department and the financial affidavit submitted by the other parent are mailed with the Proposed Order. The Department ~~will shall~~ provide a copy of the Proposed Order and its attachments to the petitioner at the petitioner's address of record.

~~(d)(e)~~ The Department may proceed with the administrative establishment of paternity and support by either sending the alleged father a Proposed Administrative Paternity and Support Order, CS-OA20, or referring the proceeding to the Division of Administrative Hearings without issuing a

Proposed Administrative Paternity and Support Order if the Department determines that an evidentiary hearing is appropriate to determine the respondent's income. The Department will calculate the respondent's support obligation using the child support guidelines in Section 61.30, F.S. If the respondent does not provide financial information within the time required by Sections 409.2563(13)(a) and (b), F.S., the Department will impute income as provided by Section 61.30(2)(b), F.S., or impute income at fulltime minimum wage as provided by Section 409.2563(5)(a), F.S. Calculation of the respondent's retroactive support obligation is in accordance with Section 61.30(17), F.S. Retroactive support is addressed in an initial determination of child support. The Department uses a Proposed Administrative Paternity and Support Order (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx12367>), CS-OX20, effective xx/xx 11/20, and incorporated by reference, when a proceeding involves more than one child and paternity has already been established for one or more of the children. The Proposed Administrative Paternity and Support Order may include terms for monetary support, retroactive support, health insurance, and non-covered medical expenses as appropriate. The Proposed Administrative Paternity and Support Order tells the alleged father that the Department intends to issue an administrative order establishing paternity and a support obligation for the child or children listed in the Proposed Administrative Paternity and Support Order. When an agreed to and signed parenting time plan is provided by the parents, it is enclosed with Proposed Order. If a signed parenting time plan is not enclosed, the Department will provide a blank Title IV-D Standard Parenting Time Plan, CS-OA250, with form CS-OX20 except as provided by paragraph (6)(a).

(d) through (h) Renumbered (e) through (i) No change.

(15) Final Order Establishing Paternity or Paternity and Child Support.

(a) The Department will render a Final Order of Paternity (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx13860>), CS-OP50, effective xx/xx 10/21, or a Final Administrative Paternity and Support Order (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx13861>), CS-OA40, effective xx/xx 10/21, both forms incorporated by reference, if the alleged father does not ask for a hearing timely. The Department may use a Final Administrative Paternity and Support Order (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx13862>), CS-OX40, effective xx/xx 10/21, and incorporated by reference, in cases where there is more than one child on the order and paternity does not need to be established for all of the children. In addition to the Final Administrative Paternity and Support Order, the Department enters an Income Deduction Order as part of the Final Administrative Paternity and Support

Order. The respondent is responsible for making the ordered payments to the State Disbursement Unit until the income deduction begins.

(b) through (e) No change.

(16) through (21) No change.

Rulemaking Authority 409.2557(3)(p), 409.256(17), 409.25633(9) FS. Law Implemented 409.256, 409.2563, 409.25633 FS. History—New 4-5-16, Amended 9-19-17, 1-17-18, 9-17-18, 8-28-19, 11-12-20, 11-21-21, 6-9-22,_____.

12E-1.039 Request for Services.

(1) through (3) No change.

(4) Application.

(a) To apply for services, an individual who does not receive temporary cash assistance or food assistance must submit a signed and complete electronic or paper application. The Department will obtain information concerning parents and children including: name, address, date of birth, Social Security Number, employment, health insurance, military service, and other relevant information necessary to provide child support services.

1. No change.

2. A hardcopy application may be obtained by calling 1(850)488-KIDS (5437) or contacting a child support local office. Local child support office information is provided on the Department’s website www.floridarevenue.com.

a. Upon request, the Department will provide an individual who requests services with Forms CS-ES51 and CS-ES50. Form CS-ES51, Application for Child Support Services, is hereby incorporated by reference effective ~~xx/xx 12/21~~, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx 13865>). Form CS-ES50, Application Instructions, is hereby incorporated by reference effective 12/21, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-13864>). The applicant must complete and submit the CS-ES51 form provided.

b. When an applicant requests services for more than one child, the Department will provide the applicant a Child Information, Form CS-ES51ACI, for each additional child. Form CS-ES51ACI, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx 13866>), is incorporated herein by reference, effective ~~xx/xx 12/21~~. The applicant must complete and submit the CS-ES51ACI form(s) provided.

c. When there is more than one alleged father, the Department will provide the applicant a separate Other Parent Information, Form CS-ES52, for each alleged father. Form CS-ES52, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-13867>), is incorporated herein by reference, effective 12/21.

The applicant must complete and submit the CS-ES52 form(s) provided.

d. When the applicant is applying for services for more than one child with different fathers, the applicant will be required to submit a separate application for each child and father.

(5) through (6) No change.

Rulemaking Authority 409.2557(3)(h), (i) FS. Law Implemented 409.2567 FS. History—New 9-19-17, Amended 8-28-19, 11-12-20, 11-21-21, 6-9-22,_____.

Substantial rewording of Rule 12E-1.040 follows. See Florida Administrative Code for present text.

12E-1.040 Intergovernmental Forms.

(1) Federally approved forms.

(a) As the state’s Title IV-D agency under Section 409.2557(1), F.S., the Department must use federally approved forms in intergovernmental cases involving child support programs in other states, foreign countries, and tribes, as required by 45 CFR 303.7(a)(4).

(b) The Department uses the General Testimony form (CS-IS21) to obtain a statement under penalty of perjury about the information and facts of the case from a person seeking to establish paternity, support, or paternity and support, or review or modification of a support order in an intergovernmental case. The Department requests information needed to prepare the General Testimony form from the petitioning parent. The Department provides the General Testimony form to the other government’s child support program. Form CS-IS21, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx.

(c) The Department uses the Declaration in Support of Establishing Parentage forms (CS-IS26 and CS-IS26a) to obtain a paternity affidavit from a person seeking establishment of paternity or paternity and support in an intergovernmental case. The Department provides Form CS-IS26 or CS-IS26a to the other government’s child support program. Form CS-IS26 is system-generated and populated with data previously obtained by the Department from the petitioning parent or governmental entity where the petitioning parent resides or applies for services. Form CS-IS26a is blank and includes Instructions for Completing the Declaration in Support of Establishing Parentage (Form CS-IS26i). Form CS-IS26, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx. Form CS-IS26a, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx. Form CS-IS26i, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx.

(2) Establishment of paternity and support or modification to add a child to a support order.

(a) The Department seeks information from the petitioning parent to complete Forms CS-IS21 and CS-IS26 when paternity or support is needed for a child when the alleged father does not reside in Florida.

(b) The Department uses the Information Needed to Establish a Support Order in Another State form (CS-IS72) to obtain information from the petitioning parent. Form CS-IS72, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx.

(c) When requesting establishment of paternity, the Department uses the Declaration in Support of Establishing Parentage form (CS-IS26a) to obtain information from the petitioning parent.

(d) Forms CS-IS72 and CS-IS26a are mailed to the petitioning parent for completion. The petitioning parent has 30 days after the date form CS-IS72 is mailed to complete and return it to the Department and, if requested by the Department, to complete and return Form CS-IS26a.

(e) If the petitioning parent does not timely return Form CS-IS72, or when requested Form CS-IS26a, the Department takes the following action:

1. If the petitioning parent receives cash assistance for the child and Form CS-IS26a is not requested, the Department prepares the General Testimony (CS-IS21) form, signs for the petitioning parent and requests services from the child support agency in a state with personal jurisdiction over the responding parent.

2. If the petitioning parent receives cash assistance for the child and Form CS-IS26a is requested or the petitioning parent does not receive cash assistance for the child, but receives Medicaid or food assistance, the Department reports noncooperation to the Department of Children and Families as required by Section 409.2572 F.S. In addition, the Department initiates case closure, unless there is a support order for another child on the case the Department is enforcing.

3. If the petitioning parent does not receive public assistance, the Department initiates case closure, unless there is a support order for another child on the case the Department is enforcing.

4. If a case is closed because the petitioning parent does not complete and return forms required under (2)(d), the Department will not re-open the case or provide services until the required forms are completed and returned to the Department.

(f) The Department prepares the General Testimony form (CS-IS21) using the information provided by the petitioning parent and mails it to them. When establishment or modification of a support order is requested, the Department includes Review and Sign Forms Needed to Obtain a Child

Support Order (CS-IS73) with Form CS-IS21. If paternity is needed and Form CS-IS26a provided by the petitioning parent is incomplete, contains extraneous information or stray marks, the Department prepares Form CS-IS26 with the information provided by the petitioning parent and mails it to them. The petitioning parent has 30 days after the date Form CS-IS73 is mailed to review, correct, complete, sign and return the forms to the Department. Form CS-IS73, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx.

(g) If the petitioning parent does not sign and return the forms within 30 days after the date of mailing by the Department, the team member signs the forms and forwards them to the other government's child support program.

(3) Review of support order in accordance with Rule 12E-1.041, F.A.C.

(a) The Department uses the Information Needed for Support Order Review in Another State form (CS-IS75) to obtain information from the petitioning parent. Form CS-IS75, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx. The petitioning parent has 30 days after the date Form CS-IS75 is mailed to them to complete and return the form to the Department.

(b) If the petitioning parent does not timely return Form CS-IS75, the Department stops the review and notifies the petitioning parent by mailing them the Support Order Review Update form (CS-POBA) incorporated by reference in Rule 12E-1.041, F.A.C.

(c) When the petitioning parent does not receive public assistance, the Department prepares the General Testimony form (CS-IS21) using the information provided by the petitioning parent and mails it to them with the Review and Sign Forms Needed to Review a Child Support Order form (CS-IS74). The parent has 30 days after the date Form CS-IS74 is mailed to them to review, correct, complete, sign and return the General Testimony form (CS-IS21) to the Department. Form CS-IS74, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx.

(d) If the petitioning parent does not return a signed Form CS-IS21 within 30 days after the date the form is mailed to them, the Department may sign the form for the petitioning parent.

(e) The Department sends Form CS-IS21 to the child support agency in the state with continuing, exclusive jurisdiction, as determined under Section 88.2051 F.S., to conduct a review of the support order and to modify the order, if appropriate.

Rulemaking Authority 409.2557 FS. Law Implemented 88.3111(2), 88.3071(1)(a), 409.2557, 409.2561 FS. History—New 9-19-17, Amended 6-9-22, 10-26-22, _____.

12E-1.041 Review for Modification of Support Order.

(1) Initiating a review.

(a) The Department automatically initiates a monthly review of support orders to determine if modification is appropriate for cases in which the parent due support is receiving cash assistance from the Department of Children and Families, the support order has not been reviewed or modified for at least three years, and the Department has a mailing address for both parents, or caregiver, if applicable.

(b) A parent or caregiver may request the Department to review a support order to which they are a party by contacting the Department verbally or in writing. If the request is for one of the following reasons, the Department takes action to modify the support order, as appropriate, without conducting a review for modification:

1. A child of the parties has left or been added to the household of the parent due support.
2. There has been a change of custody of a child of the parties.
3. Extending support beyond the age of 18.

(c) The Department begins a review by mailing the applicable forms to both parents when the review is initiated under (1)(a) or to the parent who requests a review under (1)(b).

1. If the support order under review is an administrative support order issued by the Department, the forms consist of the Declaration of Change in Circumstances (CS-POBB), the Financial Affidavit (CS-OA11), and the Parent Information Form (CS-OA12). If the case is eligible for a parenting time plan under Rule 12E-1.030, the Title IV-D Standard Parenting Time Plan (CS-OA250) is included. Form CS-POBB, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx. Forms CS-OA11 and CS-OA12 are incorporated in Rule 12E-1.036, F.A.C.

2. If the support order under review is not an administrative support order issued by the Department, the forms consist of the Declaration of Change in Circumstances (CS-POBB) and the Family Law Financial Affidavit (Short Form) (CS-PO31).

3. A caregiver is mailed Forms CS-POBB and CS-OA12 if the support order under review is an administrative support order issued by the Department and Form CS-POBB if the support order under review is not an administrative support order issued by the Department.

(d) When the review is initiated under (1)(a), the parents are requested to complete and return the forms within 20 days after the date that appears on Form CS-POBB. When the 20-day period expires, the Department proceeds with the review.

(e) When a review is initiated under (1)(b), the parent who requests the review must complete and return the forms within the time period specified in Form CS-POBB. If the forms are not completed and returned timely, the review is ended, and the requesting party is notified by the Support Order Review Update form (CS-POBA). Form CS-POBA, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx. If the requesting party returns the completed forms timely, the Department mails the applicable forms to the nonrequesting party for completion and return. If the forms mailed to the nonrequesting party are returned to the Department undelivered, the Department resends the forms to the party's current address, if known. If the party's current address is not known, the Department terminates the proceeding and notifies the requesting party by issuing Form CS-POBA that the review cannot be completed.

(f) The Department does not initiate or terminates a review when the parent who owes support is incarcerated. The Department notifies the parties that a review cannot be conducted by mailing the parties the Unable to Conduct Support Order Review Parent Who Owes Support in Jail form (CS-POBK). Form CS-POBK, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx.

(g) When the Department does not initiate or terminates a review and the parent who owes support is not incarcerated, the Department notifies the parties by issuing Form CS-POBA.

(2) Conducting the review.

(a) The requesting party must provide documentation showing a permanent, involuntary change of circumstance, which may include:

1. A change in either parent's income. If the income of the parent who is ordered to pay support increases, the Department does not need to prove that the change is involuntary to proceed with support order modification.

2. A parent begins receiving Social Security Disability Income.

3. A parent or child becomes permanently disabled.

4. A change in a parent's or child's medical condition results in a reduced ability to pay support or an increased need for support.

5. An increased need for support.

(b) The Department uses the child support guidelines in Section 61.30, F.S., to calculate the amount of child support owed based on information provided by the parties and other relevant information obtained by the Department, such as state wage records obtained from the Department of Economic Opportunity and income information provided by a parent's employer or other payor of income.

(c) The Department begins a proceeding to modify a support order when:

1. It has been three years or more since the most recent support order review under Section 409.2564(11), F.S., or since the support order was entered or last modified; the child support amount calculated during the review varies from the child support amount in the support order by at least 10 percent or a minimum of \$25.00 per month; and there is a permanent, involuntary change in circumstances.

2. It has been less than three years since the order was entered, modified, or reviewed under Section 409.2564(11), F.S.; the child support amount calculated during the review varies from the child support amount in the support order by at least 15 percent or \$50.00 per month; and there is a permanent, involuntary change in circumstances.

(d) The Department notifies the parents of the results of a completed support order review.

1. When a support order review indicates an administrative support order should be modified, the Department proceeds in accordance with Rule 12E-1.030(14).

2. When a support order review indicates a judicial support order should be modified, the Department mails both parties the Results of Support Order Review form (CS-POBC). Form CS-POBC,

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx.

3. When an administrative support order issued by the Department is reviewed and the review indicates there is not a substantial, permanent, or involuntary change in circumstances, the Department concludes the review by mailing the parties Form CS-POBC. When a support order review indicates the Department is unable to proceed with support order modification for reasons other than those stated in Form CS-POBC, the Department concludes the review by mailing the parties the Results of Support Order Review form (CS-POBCa). Form CS-POBCa,

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx.

(3) Notice of right to request support order review and modification.

(a) If the mailing address of both parties is known, the Department mails the parties a Your Right to a Support Order Review form (CS-POBJ) at least once every three years in accordance with Section 409.2546(11), F.S. Form CS-POBJ, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx.

(b) The Department mails both parties the Right to Support Order Review Due to Incarceration form (CS-POBI) within 15 days after receiving information that the parent who owes support is incarcerated and will be incarcerated for at least 180 days. Form CS-POBI,

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx. Rulemaking Authority 61.13(1)(b)7., 61.14(1)(d), 409.2557(3)(p), 409.2563(7)(e), 409.2563(16), 409.25633(9) FS. Law Implemented 409.2563, 409.25633 FS. History—New

12E-1.042 Income Withholding.

In accordance with Section 61.1301(1)(a)1., F.S., the notice used by the Department to implement income deduction in Title IV-D cases is the Income Withholding for Support form (CS-EF05/06). Form CS-EF05/06,

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>), is hereby incorporated by reference, effective xx/xx. The notice may be mailed to a payor of income or delivered electronically if the payor consents to electronic notification.

Rulemaking Authority 409.2557(3), FS. Law Implemented 61.1301(1)(a)1. FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bobby York

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 30, 2023 and May 26, 2023

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-8.002 RULE TITLE: Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes the rule amendment to update first violations and add an aggravating and mitigating circumstance.

SUMMARY: The rule amendment updates first violations and adds an aggravating and mitigating circumstance.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 455.2273, 475.614 FS.

LAW IMPLEMENTED: 455.227, 475.622, 475.6221(3), 475.624, 475.626, 475.6245 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison McDonald, Executive Director, Florida Real Estate Appraisal Board, 400 West Robinson Street, #N801, Orlando, FL 32801.

THE FULL TEXT OF THE PROPOSED RULE IS:

61J1-8.002 Disciplinary Guidelines.

(1) through (2) No change.

(3) The penalties are as listed unless aggravating or mitigating circumstances apply pursuant to subsection (4):

VIOLATION	PENALTY RANGE	
	FIRST VIOLATION	SECOND AND SUBSEQUENT VIOLATIONS
(a) through (ii) No change.		
(jj) Section 475.6245(1)(d), F.S. Has violated any provision of this part by failing to submit the annual report and fee required by Section 475.621, F.S.	<u>Suspension until annual report submitted</u> Reprimand and an administrative fine of \$1,000.	Revocation and an administrative fine of \$5,000.
(kk) through (oo) No change.		

(4)(a) When either the petitioner or respondent is able to demonstrate aggravating or mitigating circumstances to the Board by clear and convincing evidence, the Board shall be entitled to deviate from the above guidelines in imposing discipline upon a licensee. Whenever the petitioner or respondent intends to introduce such evidence to the Board in a Section 120.57(2), F.S., hearing, advance notice of no less than seven (7) days shall be given to the other party or else the evidence can be properly excluded by the Board.

(b) Aggravating or mitigating circumstances may include, but are not limited to, the following:

1. through 6. No change.

7. Attempts by the licensee to correct or stop violations, or refusal by licensee to correct or stop violations.

Rulemaking Authority 455.2273, 475.614 FS. Law Implemented 455.227, 475.622, 475.6221(3), 475.624, 475.626, 475.6245 FS. History—New 1-7-92, Formerly 21VV-8.002, Amended 1-9-94, 8-17-97, 6-8-03, 12-4-06, 11-25-07, 1-11-11, 1-30-12, 12-23-12, 7-5-18, 1-16-20, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Real Estate Appraisal Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Real Estate Appraisal Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 3, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 12, 2023

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-27.650 Additional Immunizations or Vaccines Which May be Administered

PURPOSE AND EFFECT: The Board proposes the rule promulgation of a new rule regarding additional immunizations or vaccines which may be administered.

SUMMARY: A new rule will be promulgated regarding additional immunizations or vaccines which may be administered.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal

for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 465.189 FS.

LAW IMPLEMENTED: 465.189 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Traci Zeh, Acting Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C08, Tallahassee, Florida 32399-3258 or by email at traci.zeh@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-27.650 Additional Immunizations or Vaccines Which May be Administered.

In addition to those vaccines and immunizations authorized by Section 465.189, F.S., the Board hereby authorizes the following additional licensed or approved vaccines or immunizations that may be administered by those properly certified:

- (1) COVID19 Vaccines and
- (2) Respiratory Syncytial Virus Vaccines.

Rulemaking Authority 465.189 FS. Law Implemented 465.189 FS. History-New_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Pharmacy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 12, 2023

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-28.108 RULE TITLE: All Permits - Labels and Labeling of Medicinal Drugs

PURPOSE AND EFFECT: The Board proposes the rule amendment to update language regarding the pharmacy’s policy and procedures manual covers dispensing medicinal drugs to a blind or visually impaired patient.

SUMMARY: Language regarding the pharmacy’s policy and procedures manual covers dispensing medicinal drugs to a blind or visually impaired patient will be updated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly

regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

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

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

RULEMAKING AUTHORITY: 465.005, 465.022 FS.

LAW IMPLEMENTED: 465.022(1), 465.0255 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Traci Zeh, Acting Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C08, Tallahassee, Florida 32399-3258 or by email at traci.zeh@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-28.108 All Permits – Labels and Labeling of Medicinal Drugs.

Each container of medicinal drugs dispensed shall have a label or shall be accompanied by labeling. Every pharmacy that dispenses a medicinal drug to a patient or agent of the patient shall ensure that the pharmacy’s policy and procedures manual covers dispensing to the blind or visually impaired. The manual must make certain to address that those with visual impairments are fully informed of all the information required to be part of the label or labeling.

- (1) through (10) No change.

Rulemaking Authority 465.005, 465.022 FS. Law Implemented 465.022(1), 465.0255 FS. History–Amended 5-19-72, Repromulgated 12-18-74, Amended 10-10-78, 9-18-84, 1-20-85, Formerly 21S-1.13, Amended 10-2-88, Formerly 21S-1.013, Amended 7-31-91, 10-1-92, 4-19-93, 7-12-93, Formerly 21S-28.108, 61F10-28.108, 59X-28.108, Amended 3-31-05, 4-22-13, 6-24-21, 11-28-21, .

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Pharmacy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2023
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 12, 2023

Section III
Notice of Changes, Corrections and Withdrawals

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

RULE NO.: RULE TITLE:
40A-1.2026 Ingress and Egress Easements Across District Lands

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 49 No. 46, March 8, 2023 issue of the Florida Administrative Register has been withdrawn.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:
40D-22.201 Year-Round Water Conservation Measures

NOTICE IS HEREBY GIVEN that on May 22, 2023, the Southwest Florida Water Management District, received a petition for petition for a variance or waiver.

Petitioner’s Name: Talavera Community Development District
Rule No.: 40D-22.201

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

The Petition has been assigned tracking No. 23-4365.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sarah Kreisle, 7601 US Highway 301, Tampa, Florida 33637, 1(813)438-6269, water.variances@watermatters.org. Any interested person or other agency may submit written comments within 14 days after the publication of this notice. (T2023023)

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:
40D-22.201 Year-Round Water Conservation Measures

NOTICE IS HEREBY GIVEN that on May 22, 2023, the Southwest Florida Water Management District, received a petition for a variance or waiver.

Petitioner’s Name: Christ Our Savior Greek Orthodox Church
Rule No.: 40D-22.201

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

The Petition has been assigned tracking No. 23-4366.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sarah Kreisle, 7601 US Highway 301, Tampa, Florida 33637, 1(813)438-6269, water.variances@watermatters.org. Any interested person or other agency may submit written comments within 14 days after the publication of this notice. (T2023024)

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:
61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On May 17, 2023 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2017 FDA Food Code from The Station of Florida LLC located in Orlando. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash and 3-compartment sinks.

The Petition for this variance was published in Vol. 49/97 on May 18, 2023. The Order for this Petition was signed and approved on May 26, 2023. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash and 3-compartment sinks are emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from

an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sinks are provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting: Daisy.Lee@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:

61G15-20.007 Educational Requirements for Applicants without EAC/ABET Accredited Engineering Degrees

NOTICE IS HEREBY GIVEN that on May 08, 2023, the Board of Professional Engineers, received a petition for variance or waiver filed by Hesham Shahin, regarding subparagraph 61G15-20.007(1)(b)2., F.A.C., which requires, applicants having engineering degrees from programs that are not accredited by EAC/ABET demonstrate: 9 college semester credit hours in general education. Petitioner requested that the Board waive this requirement of the rule and approve his application for licensure in Florida. Comments on this petition should be filed with the Board of Professional Engineers within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Zana Raybon, Executive Director, Board of Professional Engineers, 2400 Mahan Drive, Tallahassee, Florida 32308, or telephone: (850)521-0500, or by email: Zraybon@fbpe.org.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

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

DATE AND TIME: June 28, 2023, 9:00 a.m.

PLACE: 170 Century Boulevard, Bartow, Florida 33830

NOTE: Audio can be accessed by dialing in using your phone to the toll-free number: 1(888)585-9008, Access Code: 963-397-821

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review full research proposals submitted to the Aquaculture Review Council for funding consideration in FY 2024-25.

A copy of the agenda may be obtained by contacting: Rebekah Woodburn, Biological Scientist IV, (850)617-7600, ARC@FDACS.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 2 days before the workshop/meeting by contacting: Rebekah Woodburn, Biological Scientist IV, (850)617-7600, ARC@FDACS.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).

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, June 8, 2023, 9:00 a.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, FL 33406

Members of the public may participate and provide public comment in person or via Zoom, a media technology free for the public to use.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Monthly Meeting. The Governing Board of the South Florida Water Management District will discuss and consider District business, including regulatory and non-regulatory matters. The public and stakeholders will have an opportunity to view and comment on the meeting by attending in person or utilizing the following link: <https://sfwmd.link/3DgXFcL>. The link will go live at approximately 9:00 a.m. on June 8, 2023.

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 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 at rbyrd@sfwmd.gov.

DEPARTMENT OF ELDER AFFAIRS

Office of Public and Professional Guardians

The Foundation for Indigent Guardianship announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 28, 2023, 10:00 a.m. - 12:00 noon

PLACE: Microsoft Teams meeting

Join on your computer, mobile app or room device by copying and pasting the link below:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_OWVhZTgwN2YtYTU1OS00ODU3LWJkYTItMzZjMGRkNzhjYmMx%40thread.v2/0?context=%7b%22tid%22%3a%22f75a7744-d4bf-4623-8660-bcfa3569c2a0%22%2c%22oid%22%3a%2226c7b903-10d6-406a-86b5-b0263ee9aa9a%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Board of Directors updates relative to the Foundation for Indigent Guardianship.

A copy of the agenda may be obtained by contacting: Audrey Wood via email at: AudreyWood.FIG@gmail.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 2 days before the workshop/meeting by contacting: (850)414-2381. 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: OPPG at: (850)414-2381.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Child Abuse Death Review Circuit 13 Committee announces a public meeting to which all persons are invited.

DATE AND TIME: June 14, 2023, 1:00 p.m. - 3:00 p.m.

PLACE: Zoom Meeting:

[https://us06web.zoom.us/meeting/register/tZMkcOCtpjkuH90D-CrNiBVsl9rmiVUIPLsT](https://us06web.zoom.us/join/https://us06web.zoom.us/meeting/register/tZMkcOCtpjkuH90D-CrNiBVsl9rmiVUIPLsT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by Section 383.412(3) (a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Carry.Simons@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 7 days before the workshop/meeting by contacting: Carry.Simons@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: Carry.Simons@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Child Abuse Death Review Circuit 9 Committee announces a public meeting to which all persons are invited.

DATE AND TIME: June 23, 2023, 1:00 p.m. – 1:30 p.m.

PLACE: Microsoft Teams meeting

Join on your computer, mobile app or room device

Meeting ID: 224 602 689 191

Passcode: E7UZzc

Download Teams | Join on the web

Or call in (audio only)

+1(321)430-1061,,103308625# United States, Orlando

Phone Conference ID: 103 308 625#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by Section 383.412(3) (a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Brianne.Bell@orlandohealth.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: Brianne.Bell@orlandohealth.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: Brianne.Bell@orlandohealth.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

The Department of Children and Families, Substance Abuse and Mental Health Program Office announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 30, 2023, 2:00 p.m. – 4:00 p.m., EST

PLACE: Virtual meeting via Microsoft Teams. The access link is listed below and also available on the Department of Children and Families calendar of events located here: <http://www.myflfamilies.com/news-and-events/public-events-meetings>

https://gcc02.safelinks.protection.outlook.com/ap/t-59584e83/?url=https%3A%2F%2Fteams.microsoft.com%2F%2Fmeetup-join%2F19%253ameeting_NzA3N2RmYTYtMDJiZi00ZGQwLWlxN2ItYjY0NWRINWU0MTMz%2540thread.v2%2F0%3Fcontext%3D%257b%2522Tid%2522%253a%2522f70dba48-b283-4c57-8831-cb411445a94c%2522%252c%2522Oid%2522%253a%252217953c17-4f9a-4e32-bc08-3423060da39f%2522%257d&data=05%7C01%7CAaron.Platt%40myflfamilies.com%7Ce2bebd695e4d4bc777df08db4d95572b%7Cf70dba48b2834c578831cb411445a94c%7C0%7C0%7C638189076042690983%7CUnknown%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhYWwiLCJXVCi6Mn0%3D%7C3000%7C%7C%7C&sdata=iR6Gvdp2AbCg3MgqS3J6xj5QecfRY1J2ReK9KWyCnbE%3D&reserved=0

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a Suicide Prevention Subcommittee meeting and is in accordance with Senate Bill 96 for the members of the Commission on Mental Health and Substance Abuse. The Commission is comprised of individuals appointed by the Governor, President of the Senate, and Speaker of the House. Discussion topics will include the current status of Florida’s behavioral health system of care and opportunities to further examine the current methods of providing mental health and substance use services in the state. Specifically, the group will confer on ways to better improve the effectiveness of current practices, procedures, and programs, in providing such services; identify any barriers or deficiencies in the delivery of such services; and recommend changes to existing laws, rules and policies.

A copy of the agenda may be obtained by contacting: Aaron Platt at Aaron.platt@myflfamilies.com or (850)717-4331.

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 days before the workshop/meeting by contacting: Aaron Platt at Aaron.platt@myflfamilies.com or (850)717-4331. 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).

Area Agency on Aging of Palm Beach/Treasure Coast, Inc. The Area Agency on Aging of Palm Beach/Treasure Coast, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 6, 2023, 8:30 a.m.

PLACE: Community Room at 4400 N. Congress Avenue, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Advisory Council will discuss general business.

A copy of the agenda may be obtained by contacting: Lee Hardy at (561)684-5885, lhardy@aaapbtc.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: Lee Hardy at (561)684-5885, lhardy@aaapbtc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lee Hardy at (561)684-5885, lhardy@aaapbtc.org

Moffitt Cancer Center & Research Institute

The H. Lee Moffitt Cancer Center announces a public meeting to which all persons are invited.

DATE AND TIME: June 6, 2023, 3:00 p.m.

PLACE: Moffitt Cancer Center, 12902 Magnolia Drive, Tampa, FL 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Joint Finance Committee.

A copy of the agenda may be obtained by contacting: Kathy McKinley, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, Tampa, FL 33612.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Kathy McKinley. 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).

Inwood Consulting Engineers, Inc.

The Osceola County announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, June 13, 2023, 5:30 p.m.

PLACE: Virtually on GoTo Webinar; By phone at (213)929-4212 with passcode 213-093-843; and In-Person at Kenzie’s at the Clubhouse, located at Mystic Dunes Resort and Golf Club, 7600 Mystic Dunes Lane, Celebration, FL 34747

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Hearing will be held regarding proposed improvements to Old Lake Wilson Road from County Road 532 to Sinclair Road (FPID no. 448781-1). The public hearing will begin with an open house at 5:30 p.m., when participants may review project information and discuss the project with staff. There is a brief presentation at 6:30 p.m., after which participants may provide comments to all present. Staff members will be available to discuss the project and answer any questions before and after the presentation.

The purpose of this project is to evaluate the two-lane to four-lane widening of Old Lake Wilson Road and adding bicycle and pedestrian features throughout the project corridor. The Public Hearing is being held to present information regarding the preferred alternative and receive community feedback.

Osceola County is offering multiple ways for the community to participate in the hearing.

Virtual Option: Interested persons may join the Virtual Public Hearing (VPH) from a computer, tablet or mobile device. A VPH is a free live presentation or webinar over the internet. For this option, advance registration is required by visiting: <https://attendee.gotowebinar.com/register/2244530271050345565>

Once registered, participants will receive a confirmation email containing information about joining the Public Hearing online. If joining online, please provide adequate log-in time to view the presentation in its entirety. The online presentation will be live-streamed from the Public Hearing venue and will begin at 6:30 p.m.

Phone Option (Listen Only): Participants may join the meeting in listen-only mode by dialing (213)929-4212 and entering the passcode 231-093-843 when prompted.

In-Person Option: Participants may attend in person by going to Kenzie's at the Clubhouse, located at Mystic Dunes Resort and Golf Club, 7600 Mystic Dunes Lane, Celebration, FL 34747. Please let the guard at the gate know that you are going to Kenzie's at the Clubhouse. Directional signs will be provided.

If attending in person, please remember to follow all safety and sanitation guidelines, as well as adhere to any local ordinances. If you are feeling unwell, please consider attending the meeting virtually or by phone.

All meeting materials, including the presentation, will be available on the project website at www.ImproveOldLakeWilsonRoad.com prior to the hearing. Project documents will be on display from May 23, 2023, to June 27, 2023 at the West Osceola Branch Library, 305 Campus Street, Celebration, FL 34747 and the Osceola County Administration Building, 1 Courthouse Square, Kissimmee, FL 34741.

The environmental review, consultation, and other actions required by applicable federal environmental laws for this project are being, or have been, carried-out by the Florida Department of Transportation pursuant to 23 U.S.C. § 327 and a Memorandum of Understanding dated May 26, 2022, and executed by Federal Highway Administration and FDOT.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons wishing to express their concerns relative to compliance with Title VI may do so by contacting Brenda Hernandez by email at Brendai.Hernandez@osceola.org or by telephone at (407)742-1208 or TTD: (800)955-8771.

A copy of the agenda may be obtained by contacting: Not applicable

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 (7) days before the workshop/meeting by contacting: Stephanie Underwood, P.E., at (407)742-0565 or Stephanie.Underwood@Osceola.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Osceola County Project Manager Stephanie Underwood, P.E., by phone at (407)742-0565, by email at Stephanie.Underwood@Osceola.org, or U.S. mail at Department of Transit and Transportation, Osceola County, 1 Courthouse Square, Suite 3100, Kissimmee, FL 34741.

Infinite Source Communications Group, LLC

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

DATE AND TIME: Wednesday June 14, 2023, 6:00 p.m.

PLACE: Miami-Dade College Wolfson Campus, 300 NE 2 Avenue, Room 8106, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: Visit the link:

<https://attendee.gotowebinar.com/register/6173982520859732312>

Participants can also call in by dialing (562)247-8422; Access code: 848-182-591

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will host a Public Meeting, both in-person and virtually, for a design roadway project along State Road (SR) 5/US 1/Biscayne Boulevard from NE 5 Street to NE 11 Street, located in Miami-Dade County. The project identification number is 443911-1-52-01. The meeting will consist of a formal presentation followed by an open discussion. Staff will be available to answer questions and provide assistance. Questions will be

responded to as time permits, in the order received. If your question is not responded to during the event, a response will be provided in writing following the meeting.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status.

A copy of the agenda may be obtained by contacting: Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Nicholas Danu at (305)470-5219 or in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172 or by email at: Nicholas.Danu@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

Infinite Source Communications Group, LLC

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

DATE AND TIME: Tuesday, June 13, 2023, 6:00 p.m.

PLACE: In-Person: North Dade Regional Library, 2455 NW 183 Street, Miami, FL 33056.

To attend the Virtual Public Meeting online:

Visit the link:
<https://attendee.gotowebinar.com/register/5848973481073371487>

Participants can also call in by dialing +1(562)247-8422; Access code: 213-101-567

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will host a Public Meeting, both in-person and virtually, for two design roadway projects along State Road (SR) 860/Miami Gardens Drive from NW 27 Avenue to NE 5 Avenue, located in Miami-Dade County. These projects identification numbers are 447800/447801-1-52-01. The meeting will consist of a formal presentation followed by an open discussion. Staff will be available to answer questions and provide assistance. Questions will be responded to as time permits, in the order received. If your question is not responded to during the event, a response will be provided in writing afterwards.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status.

A copy of the agenda may be obtained by contacting: Community Outreach Specialist, Rodolfo Roman at (305)470-5477, Rodolfo.Roman@dot.state.fl.us

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Nicholas Danu at (305)470-5219 or in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172 or by email at: Nicholas.Danu@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us

End Human Trafficking, Inc.

The Florida Alliance to End Human Trafficking (End Human Trafficking, Inc.) announces a public meeting to which all persons are invited.

DATE AND TIME: June 12, 2023, 10:00 a.m.

PLACE: Virtual

<https://us02web.zoom.us/j/82440468273?pwd=VDNmK1JTY3YrZEH1MWFwSEc2bDV0QT09>

Meeting ID: 824 4046 8273

Passcode: 043698

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Business including Budget and Fundraising Activities.

A copy of the agenda may be obtained by contacting: Erin Collins, Erin@FloridaAllianceEndHT.com

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has received the petition for declaratory statement from Christopher M. Cobb, Esq., on behalf of Kane Construction Management, Inc., filed on May 23, 2023. The petition seeks the agency's opinion as to the applicability of Rule 61G4-12.011, Florida Administrative Code and Section 489.105(3)(n), Florida Statutes, as it applies to the petitioner.

Petitioner seeks the determination from the Board regarding whether an underground utility and excavation contractor license is permitted to perform the installation of water and sewer service lines within 5 feet of any single or multiple-occupancy commercial structure on an individual lot with the water and sewer connection at the street, as it pertains to the rule and statute. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Amanda Ackermann, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039 or telephone: (850)487-1395, or by electronic mail to Amanda.Ackermann@myfloridalicense.com.

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

DCPS Parent Resource Building B PH 1
AULD & WHITE CONSTRUCTORS, LLC
Auld & White Constructors, LLC, in conjunction with the Duval County Public Schools, will be accepting SEALED proposals, which will be received until 2:00 p.m., Thursday, June 22, 2023 date of public bid opening, at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216.

Project includes 10,000 SF IT renovation with small exterior addition under existing canopy (minor civil modifications). Trades include demolition, fencing (Sht. M4.1), concrete, structural steel, millwork, roofing (patch), doors & hardware, storefront, gypsum assemblies, flooring, painting, specialties and MEPF systems.

Interested Bidders are required to notify Auld & White Constructors, LLC, of their Intent to Bid, in writing, no later than 2:00 p.m., Thursday, June 15, 2023. Interested Bidders who fail to notify Auld & White Constructors, LLC, of their intent to bid by the date referenced above MAY NOT be permitted to bid. Bid drawings and specifications will be available on Auld & White Constructors, LLC's website (www.auld-white.com), on May 24, 2023. All interested bidders shall submit their Notice of Intent to awcestimating@auld-white.com.

Duval County Public Schools and Auld & White Constructors, LLC are committed to provide equal opportunity and strongly encourage all interested M/WBE and small business firms and suppliers to submit bids.

Auld & White Constructors, LLC reserves the right to reject any and all bids, waive formalities and irregularities in bidding and to accept bids which are considered by Auld & White Constructors, LLC to be in the best interest of the project.

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., Monday, May 22, 2023 and 3:00 p.m., Tuesday, May 30, 2023.

Rule No.	File Date	Effective Date
5I-7.001	5/23/2023	6/12/2023
5I-7.002	5/23/2023	6/12/2023
5I-7.003	5/23/2023	6/12/2023
5I-7.004	5/23/2023	6/12/2023
5I-7.005	5/23/2023	6/12/2023
5I-7.006	5/23/2023	6/12/2023
5I-7.007	5/23/2023	6/12/2023
5I-7.008	5/23/2023	6/12/2023
5I-7.009	5/23/2023	6/12/2023
5I-7.010	5/23/2023	6/12/2023
5I-7.011	5/23/2023	6/12/2023

5I-7.012	5/23/2023	6/12/2023
5I-7.013	5/23/2023	6/12/2023
5I-7.014	5/23/2023	6/12/2023
6AER23-02	5/24/2023	5/24/2023
64ER23-2	5/25/2023	6/12/2023
64B-2.001	5/22/2023	6/11/2023
64B8-53.002	5/24/2023	6/13/2023
64E-9.004	5/22/2023	6/11/2023
69B-241.170	5/24/2023	6/13/2023

LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES

Rule No.	File Date	Effective Date
40C-4.091	3/31/2023	**/**/*****
40C-41.043	3/31/2023	**/**/*****
60FF1-5.009	7/21/2016	**/**/*****
62-6.001	5/10/2022	**/**/*****
62-330.010	4/28/2023	**/**/*****
62-330.050	4/28/2023	**/**/*****
62-330.055	4/28/2023	**/**/*****
62-330.301	4/28/2023	**/**/*****
62-330.310	4/28/2023	**/**/*****
62-330.311	4/28/2023	**/**/*****
62-330.350	4/28/2023	**/**/*****
62-330.405	4/28/2023	**/**/*****
62-600.405	11/16/2021	**/**/*****
62-600.705	11/16/2021	**/**/*****
62-600.720	11/16/2021	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
65C-9.004	3/31/2022	**/**/*****
69L-7.020	10/22/2021	**/**/*****
69L-7.730	4/6/2023	**/**/*****
69L-7.740	4/6/2023	**/**/*****

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 Section 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.