

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:
61C-4.0161 Mobile Food Dispensing Vehicles and
 Theme Park Food Carts

PURPOSE AND EFFECT: To clarify and establish requirements for temporary commercial kitchens related to the implementation of Chapter 2023-48, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: Sanitation and safety requirements for temporary commercial kitchens.

RULEMAKING AUTHORITY: 509.032, 509.221, F.S.

LAW IMPLEMENTED: 509.032, 509.101, 509.102, 509.211, 509.215, 509.221, F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michelle Keith; Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Rd., Tallahassee, FL 32399-1011; DHR.Rules@myfloridalicense.com; (850)717-1290.

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

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:
68A-27.003 Florida Endangered and Threatened Species
 List; Prohibitions

PURPOSE AND EFFECT: The Commission is considering revising the rule to delay the effective date for the Commission-approved Guidelines for the American oystercatcher, least tern, snowy plover, and black skimmer.

SUBJECT AREA TO BE ADDRESSED: Take of State-Threatened species; American oystercatcher, least tern, snowy plover, black skimmer.

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: ADA Coordinator at (850)488-6411 If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Claire Sunquist Blunden, Section Leader, Wildlife Diversity Conservation Section, Florida Fish and Wildlife Conservation Commission, 620 S. Meridian St., Tallahassee, FL 32399-1600. THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

Section II

Proposed Rules

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:
61C-1.001 Definitions

PURPOSE AND EFFECT: To create and revise definitions related to the implementation of Chapter 2023-48, Laws of Florida.

SUMMARY: The proposed rulemaking amends Rule 61C-1.001, F.A.C., to create a definition for self-sufficient temporary commercial kitchen and to revise the definition for commissary.

**SUMMARY OF STATEMENT OF ESTIMATED
REGULATORY COSTS AND LEGISLATIVE
RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 509.032, F.S.

LAW IMPLEMENTED: 509.032, 509.102, F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Keith; Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Rd., Tallahassee, FL 32399-1011; DHR.Rules@myfloridalicense.com; (850)717-1290.

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-1.001 Definitions.

Except when otherwise defined in this rule, the definitions provided in paragraph 1-201.10(B), Food Code, 2017 *Recommendations of the United States Public Health Service/Food and Drug Administration*; shall apply to Chapters 61C-1, 61C-3 and 61C-4, F.A.C. In addition, the following definitions apply to Chapters 61C-1, 61C-3 and 61C-4, F.A.C.

(1) through (7) No Change.

(8) Commissary – A public food service establishment licensed by the division or a food establishment permitted by the Department of Agriculture and Consumer Services, which is utilized by a mobile food dispensing vehicle or temporary commercial kitchen for the purpose of providing all required support services, including potable water and wastewater disposal, that are not available on the mobile food dispensing vehicle or in the temporary commercial kitchen.

(9) through (25) No Change.

(26) Self-sufficient temporary commercial kitchen – A public food service establishment classified as a temporary commercial kitchen that contains, as part of the portable structure, a three compartment sink for washing, rinsing, and sanitizing equipment and utensils; a separate handwash sink; adequate refrigeration and storage capacity; full provision of power utilities including electrical, LP gas, or a portable power generation unit; a potable water holding tank; and a liquid waste disposal system in accordance with Subparts 5-3 and 5-4 of the Food Code.

(27)(26) Sewage – Any liquid waste containing chemicals or animal, mineral, or vegetable matter, or liquid waste from sinks, bathroom facilities, grinders, garbage containers, dishwashing machines, floor drains, floor washing, or handwashing facilities.

(28)(27) Stairway – One or more flights of stairs or steps, either interior or exterior, and the landings, platforms, or other

supporting structures necessary to connect separate levels in order to form a continuous passage from one level to another in a building structure.

(29)(28) Temporary food service event – Any event of 30 or fewer consecutive days in duration, advertised and recognized in the community, where food is prepared, served, or sold to the general public.

(30)(29) Wholesome – Food which is in sound condition, clean, free from adulteration and otherwise suitable for human consumption.

Rulemaking Authority 509.032 FS. Law Implemented 509.032, 509.102 FS. History—Amended 9-20-63, 3-21-64, 1-7-70, Revised 2-4-71, Amended 10-18-71, 11-17-73, 12-18-74, 12-5-82, Formerly 7C-1.01, Amended 9-10-89, 12-31-90, 2-27-92, 11-4-92, Formerly 7C-1.001, Amended 3-31-94, 10-9-95, 9-25-96, 1-1-98, 12-6-00, 2-27-05, 8-12-08, 6-26-12, 1-1-13, 3-6-16, 11-1-19, _____.

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

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Melanie S. Griffin, Secretary, Department of Business and Professional Regulation.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 8/14/2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 7/17/2023

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-3.001 Sanitation and Safety Requirements

PURPOSE AND EFFECT: To revise and clarify language on a form adopted by reference.

SUMMARY: The proposed rulemaking amends Rule 61C-3.001, F.A.C., to revise form DBPR HR-7033 Proof of Compliance with Miya’s Law Background Screenings.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 509.032, 509.2112, F.S.

LAW IMPLEMENTED: 509.032, 509.211, 509.2112, 509.221, F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Keith; Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Rd., Tallahassee, FL 32399-1011; DHR.Rules@myfloridalicense.com; (850)717-1290.

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-3.001 Sanitation and Safety Requirements.

The following requirements and standards shall be met by all public lodging establishments.

(1) through (5) No Change.

(6) Proof of Compliance with Miya’s Law Background Screenings.

(a) As provided in Subsection 509.211(5), F.S., each public lodging establishment licensed as a nontransient apartment or transient apartment must require that each hire undergo a background screening as a condition of employment pursuant to s. 83.515, F.S.

(b) Background screening as a condition of employment shall apply only to new hires on or after January 1, 2023 and is not retroactive.

(c) It is the responsibility of each nontransient apartment or transient apartment licensee to verify that the background screening performed meets the minimum requirements pursuant to s. 83.515, F.S.

(d) Each nontransient apartment or transient apartment licensee must complete the DBPR HR-7033 Proof of Compliance with Miya’s Law Background Screenings (<http://www.flrules.org/Gateway/reference.asp?No=Ref-45134>), incorporated herein by reference and effective 2023 ~~July~~ January. Copies of this form are available from the Division of Hotels and Restaurants Internet website at www.MyFloridaLicense.com/dbpr/hr; by e-mail request submitted at www.myfloridalicense.com/contactus; by phone request to the department at (850)487-1395; or upon written request to the Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

1. The licensee must keep a copy of the form on the premises of the licensed establishment, readily available for inspection upon request.

2. The form must include a list of applicable employees with the date of hire and should be updated as changes in staff occur.

3. Upon change of ownership, a new form must be completed by the new licensee.

(7) No Change.

Rulemaking Authority 509.032, 509.2112 FS. Law Implemented 509.032, 509.211, 509.2112, 509.221 FS. History—New 1-20-63, Revised 2-4-71, Amended 9-19-84, Formerly 7C-3.01, Amended 12-31-90, Formerly 7C-3.001, Amended 3-31-94, 9-25-96, 1-18-98, 8-12-08, 3-24-10, 8-10-11, 4-1-13, 11-20-14, 3-6-16, 4-13-23,_____.

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

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Melanie S. Griffin, Secretary, Department of Business and Professional Regulation.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 8/14/2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 7/17/2023

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

PURPOSE AND EFFECT: To clarify existing rule language.

SUMMARY: The proposed rulemaking amends Rule 61C-4.010, F.A.C., to clarify license requirements for outdoor equipment and the exemption of temporary commercial kitchens from providing public bathroom facilities.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the economic review conducted by the agency.

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

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

RULEMAKING AUTHORITY: 509.032, 509.221, F.S.

LAW IMPLEMENTED: 509.032, 509.035, 509.221, F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Keith; Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Rd., Tallahassee, FL 32399-1011; DHR.Rules@myfloridalicense.com; (850)717-1290.

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-4.010 Sanitation and Safety Requirements.

(1) through (5) No Change.

(6) Outdoor equipment is categorized as outdoor cooking equipment and outdoor kitchen equipment.

(a) As used in this subsection, the term “outdoor cooking equipment” means equipment used to prepare, serve or sell food items for immediate consumption, which is operated in conjunction with a ~~permanent or mobile~~ public food service establishment and is constructed with solid tight-fitting door(s) and a solid tight-fitting lid or overhead dome that are integral parts of the equipment.

1. Outdoor cooking equipment may be used to prepare individual and bulk portions of food items, and may be used for immediate service in response to a consumer’s order.

2. The addition of outdoor cooking equipment must meet the plan review requirements contained in paragraph 61C-1.002(5)(c), F.A.C.

3. The removal or relocation of previously approved outdoor cooking equipment must meet the plan review requirements contained in paragraph 61C-1.002(5)(c), F.A.C.

(b) As used in this subsection, the term “outdoor kitchen equipment” means equipment used for the storage and preparation of foods, which is operated in conjunction with a ~~permanent or mobile~~ public food service establishment. Outdoor kitchen equipment must be used in combination with at least one piece of outdoor cooking equipment.

1. Outdoor kitchen equipment may require overhead protection if evidence of environmental contamination is

observed or if mandated during the plan review process based on the location of the equipment or on the nature of the food preparation occurring at the equipment.

2. The addition of outdoor kitchen equipment must meet the plan review requirements contained in paragraph 61C-1.002(5)(c), F.A.C.

3. The removal or relocation of previously approved outdoor kitchen equipment must meet the plan review

requirements contained in paragraph 61C-1.002(5)(c), F.A.C.

(c) All foods and utensils must be removed from the outdoor equipment and stored within the associated public food service establishment whenever the establishment is not in operation.

(d) Public access to outdoor equipment must be restricted and the equipment may only be operated by food service employees.

(e) Outdoor equipment may not be utilized to conduct any special processes requiring a HACCP plan as provided in sections 3-502.11 and 3-502.12 of the Food Code as adopted by reference in Rule 61C-1.001, F.A.C.

(f) Outdoor equipment must be installed, approved, maintained and operated in accordance with the local fire authority and with any local authorities having jurisdiction.

(7) No Change.

(8) Bathroom Facilities – All bathroom facilities shall provide easy and convenient access to both customers and employees, and shall be located on the same floor of the premises served. For the purpose of this rule, the same floor includes any intermediate levels between the floor and ceiling of any room or space not to exceed a vertical height of 8 feet. Public food service establishments whose occupancy is incidental to another occupancy may use public bathroom facilities provided on the same floor. The travel distance may vary if adequate directional signs are provided and the number of fixtures is deemed satisfactory by the applicable local building authority. Easily cleanable receptacles shall be provided for waste materials and such receptacles in bathroom facilities for women shall be covered. Each public food service establishment shall maintain a minimum of one bathroom facility available for public use, except as provided herein:

(a) Mobile food dispensing vehicles, temporary commercial kitchens, theme park food carts, vending machines, and public food service establishments or food vendors participating in temporary food service events shall not be required to provide public bathroom facilities.

(b) Public food service establishments located within arcades, malls, or flea markets may use centrally located bathroom facilities accessible to the customers and employees of the public food service establishments. Such centrally located bathroom facilities must be available for use during all hours of operation; located on the same floor as the public food service establishment; and must be accessible without entering another business.

(c) Public food service establishments located within theme parks and entertainment complexes may utilize centrally located bathroom facilities accessible to the customers and employees of the public food service establishments provided such bathroom facilities are reasonably accessible. For

purposes of this section, reasonably accessible means within 300 feet of each establishment.

(d) Public food service establishments located within a public lodging establishment shall be permitted to utilize public bathroom facilities located within the public lodging establishment provided such bathroom facilities are available for use by the customers and employees of the public food service establishment during all hours of operation and are located on the same floor as the public food service establishment.

(9) through (10) No Change.

Rulemaking Authority 509.032, 509.221 FS. Law Implemented 509.032, 509.035, 509.221 FS. History—New 1-1-77, Amended 1-6-81, Formerly 10D-13.23, Amended 2-21-91, Formerly 10D-13.023, 7C-4.010, Amended 3-31-94, 9-25-96, 1-1-98, 7-2-98, 12-6-00, 2-27-05, 8-12-08, 6-13-10, 2-12-13, 4-29-15, 10-29-19, 1-17-22, 1-18-23, _____.

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

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Melanie S. Griffin, Secretary, Department of Business and Professional Regulation.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 8/14/2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 7/17/2023

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

RULE NO.: 61G18-12.014
 RULE TITLE: Premises Permit or Mobile Clinic Permit Fee

PURPOSE AND EFFECT: The Board proposes a rule amendment that eliminates the fee permit for veterinary premises owned by a business with a current 501(3)(c) designation form from the Internal Revenue Service.

SUMMARY: The rule amendment eliminates the fee permit for veterinary premises owned by a business with a current 501(3)(c) designation form from the Internal Revenue Service.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board 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: 474.206, 474.215, 455.219 FS.

LAW IMPLEMENTED: 474.215, 455.219 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: Ruthanne Christie, Executive Director, Board of Veterinary Medicine, 2601 Blair Stone Road, Tallahassee, FL 32399-0751, N13, or by electronic mail - Ruthanne.Christie@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61G18-12.014 Premises Permit or Mobile Clinic Permit Fee.

Each application for a premises permit or a mobile clinic permit must be accompanied by payment of a fee of \$250.00. The fee shall be waived if the permise is owned by a business with a current 501(3)(c) designation form from the Internal Revenue Service.

Rulemaking Specific Authority 474.206, 474.215, 455.219 FS. Law Implemented 474.215, 455.219 FS. History—New 11-2-88, Amended 2-25-90, Formerly 21X-12.014, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Veterinary Medicine

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 9, 2023

C-08, Tallahassee, FL 32399-3258, (850)245-4462 or by electronic mail – Ashleigh.Irving@flhealth.gov

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: 64B6-8.002
 RULE TITLE: Qualifications for Trainees, Sponsors and Designated Hearing Aid Specialists

PURPOSE AND EFFECT: The proposed rule incorporates an updated Department of Health form regarding the application for training program registration. Primarily the changes to this form are necessary to clarify that the form only applies to prescription hearing aids and does not apply to over-the-counter hearing aids. There are also other minor changes to the form such as updating the existing email address.

SUMMARY: The proposed amendment updates Form DH-MQA 1158 for the Hearing Aid Specialist Application Program Registration.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 484.044, 484.0445, 484.0447(4) FS.

LAW IMPLEMENTED: 456.013, 456.0635, 484.0445, 484.0447(4), 484.045(2)(c) 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: Ashleigh K. Irving, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way Bin

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-8.002 Qualifications for Trainees, Sponsors and Designated Hearing Aid Specialists.

(1) The Department shall temporarily certify, until the next Board meeting, only those applicants who meet the following requirements, in addition to those imposed by law:

- (a) No Change.
- (b) The applicant must complete the Hearing Aid Specialist Application for Training Program Registration, (Form DH-MQA 1158 (revised 07/20237/20), hereby adopted and incorporated by reference, which can be obtained from the Board of Hearing Aid Specialists’ website at <http://floridahearingaidspecialists.gov/licensing/>), and at [http://www.flrules.org/Gateway/reference.asp?No=Ref--~~12596~~](http://www.flrules.org/Gateway/reference.asp?No=Ref--12596), and pay the appropriate fee; and,
- (c) No Change.

(2) Through (3) No Change.

Rulemaking Authority 484.044, 484.0445, 484.0447(4) FS. Law Implemented 456.013, 456.0635, 484.0445, 484.0447(4), 484.045(2)(c) FS. History–New 1-12-84, Formerly 21JJ-8.02, Amended 8-12-87, 9-13-90, Formerly 21JJ-8.002, Amended 12-6-94, Formerly 61G9-8.002, Amended 6-2-03, 3-4-08, 5-26-09, 2-1-17, 1-12-21, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Hearing Aid Specialists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 7, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 9, 2023

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: 64B6-8.003
 RULE TITLE: Trainee Stages, Minimum Training Requirements, and Training Programs

PURPOSE AND EFFECT: The proposed rule incorporates two updated Department of Health forms regarding Hearing Aid Specialists training program. Primarily the changes to the forms are necessary to clarify that program only applies to prescription hearing aids and does not apply to over-the-counter hearing aids. There are also other minor changes to the forms such as updating the existing email address.

SUMMARY: The proposed rule amendment updates and incorporates Hearing Aid Specialist Application for Examination, Form DH-MQA 1155 and Training Program

Continuation Request, Form DH-MQA 1160 for licensures by examination.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 484.044, 484.0445(1) FS.

LAW IMPLEMENTED: 484.0445, 484.045 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: Ashleigh K. Irving, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way Bin C-08, Tallahassee, FL 32399-3258, (850)245-4462 or by electronic mail – Ashleigh.Irving@flhealth.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-8.003 Trainee Stages, Minimum Training Requirements, and Training Programs.

(1) Through (2) No Change.

(3) The sponsor shall file a complete Training Program Sponsor Report with the Board; this report shall be filed no later than 30 days after the completion of the program or termination of the sponsorship, whichever occurs first. The report shall set forth the number of hours of training in each subject which has been provided. The report must also set forth the educational and training objectives and hours set by the sponsor for the trainees. Hearing Aid Specialist Application for Examination, Form 1155 (revised 07/20237/2020), hereby adopted and incorporated by reference, and can be obtained from

<http://www.flrules.org/Gateway/reference.asp?No=Ref-42678> or the Board of Hearing Aid Specialists' website at <http://www.doh.state.fl.us/mqa/HearingAid/>. Failure to comply with the requirements of this rule may subject the sponsor to discipline.

(4) Through (5) No Change.

(6) A trainee who fails the licensure examination must immediately stop functioning as a trainee upon receipt of the examination results. However, a trainee may continue one time in Stage IV of the training program by submitting to the Board within 10 days of receiving the examination results a Training Program Continuation Request (Form DH-MQA 1160, Revised 07/20237/2020) and hereby adopted and incorporated by reference, and can be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-42680> or the Board of Hearing Aid Specialists' website at <http://www.doh.state.fl.us/mqa/HearingAid/>) and taking the next available examination. A trainee who fails the licensure examination and does not submit a Training Program Continuation Request to the Board within 10 days of receiving the examination results may repeat the training program one time by meeting the criteria in Rule 64B6-8.002, F.A.C., and taking the next available examination.

(7) No Change.

Rulemaking Authority 484.044, 484.0445(1) FS. Law Implemented 484.0445, 484.045 FS. History—New 2-12-84, Formerly 21JJ-8.03, Amended 8-12-87, 10-1-90, 1-28-91, 4-23-91, 8-19-91, Amended 3-18-93, Formerly 21JJ-8.003, Amended 4-21-94, Formerly 61G9-8.003, Amended 7-11-02, 2-19-03, 8-31-06, 6-11-09, 7-5-10, 1-4-18, 2-1-21, 5-3-23, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Hearing Aid Specialists
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 7, 2023
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 9, 2023

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: 61-35.002 RULE TITLE: Board of Architecture and Interior Design Departmental Forms
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph

120.54(3)(d)1., F.S., published in Vol. 49 No. 119, June 20, 2023 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee in a letter dated June 26, 2023. The changes are as follows:

Incorporated by reference Form DBPR AR 1, Application for Licensure by Examination, the Department includes changes on page 1. The reference to the “designated five-year rolling clock” has been removed.

Incorporated by reference Form DBPR AR 2, Application for Threshold Building Inspector Certification, the Department includes changes within the footer of the application removing reference to “61G1-25.003”, and on page 1- general requirements- the reference to “Submit three letters of recommendation from architects or engineers whose principal practice is structural engineering in the state of Florida, one of whom must be a certified special inspector” is being amended to state “Submit three letters of recommendation from architects or engineers in the State of Florida, one of whom must be certified as a threshold building inspector.”

Incorporated by reference Form DBPR AR 3, Application for Architecture Reactivation, the Department includes changes on page 3, Section III. This section will be amended to state “While in inactive status, did you practice architecture in Florida outside the control or responsible supervision of a Florida licensed architect? Yes or no. If yes, please explain.”

Incorporated by reference Form DBPR AR 6, Application for Licensure by NCARB Endorsement, the Department includes changes on page 1. The paragraph regarding foreign architects has been removed from the application.

Incorporated by reference Form DBPR ID 2, Application for Registered Interior Design Reactivation, the Department includes changes on page 3, Section III. This section will be amended to state “While in inactive status, did you practice interior design in Florida outside the control or responsible supervision of a Florida registered interior designer? Yes or no. If yes, please explain.”

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

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

NOTICE IS HEREBY GIVEN that on August 09, 2023, the Department of Law Enforcement, received a petition for permanent waiver of subsection 11B-27.002(4) by Gerard Pierre, Jr. Petitioner wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

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

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NOS.:RULE TITLES:

6E-1.003 Definition of Terms

6E-1.0032 Fair Consumer Practices

The Commission for Independent Education announces a public meeting to which all persons are invited.

DATE AND TIME: September 5, 2023, 2:30 p.m. - 3:30 p.m.

– Rules Committee Meeting, 3:30 p.m. - 4:30 p.m. –
Commission Meeting.

PLACE: Microsoft Teams Webinar:

<https://events.teams.microsoft.com/event/da15c560-ff56-4919-83de-71ad4a9623b9@63bf107b-cb6f-4173-8c1c-1406bb5cb794>

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Rules Committee Meeting, 2:30 p.m. - 3:30 p.m. The purpose of this meeting is to discuss changes for private postsecondary institutions licensed by the Commission for Independent Education and institutions not under the jurisdiction or purview of the Commission, as identified in s. 1005.06 (1)(b)-(f), Florida

Statutes, as a result of legislative changes found in HB1537 (Ch.2023-39, Sections 10-14, Laws of Florida) and HB1521 (Ch.2023-106, Laws of Florida).

6E-2.004, F.A.C. – STANDARDS AND PROCEDURES FOR LICENSURE

6E-1.003, F.A.C – DEFINITION OF TERMS

6E-1.0032, F.A.C. – FAIR CONSUMER PRACTICES

6E-4.001, F.A.C. – FEES AND EXPENSES

6E-7.001, F.A.C. – DESIGNATION OF RESTROOMS & CHANGING FACILITIES IN PRIVATE POSTSECONDARY EDUCATIONAL FACILITIES.

Commission Meeting, 3:30 p.m. - 4:30 p.m. To consider the adoption of draft rule language to be presented to the State Board of Education for final approval.

To review, comment, and vote on the draft rule language for:

6E-2.004, F.A.C. – STANDARDS AND PROCEDURES FOR LICENSURE

6E-1.003, F.A.C – DEFINITION OF TERMS

6E-1.0032, F.A.C. – FAIR CONSUMER PRACTICES

6E-4.001, F.A.C. – FEES AND EXPENSES

6E-7.001, F.A.C. – DESIGNATION OF RESTROOMS & CHANGING FACILITIES IN PRIVATE POSTSECONDARY EDUCATIONAL FACILITIES.

A copy of the draft rules can be found here: <https://fldoe.sharefile.com/d-s3ba42382e68648719fe553b5ccc1fdd7>

Public Comment: The Commission is committed to promoting transparency and public input during its public meetings. Speakers are requested to submit a written comment by emailing Executive Director, Tiffany Hurst, at Susan.Hood@fldoe.org one (1) business day before the meeting and to indicate whether they represent a group or faction. The Commission will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the Chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200.

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: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200. 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: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200.

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: RULE TITLE:

6E-2.004 Standards and Procedures for Licensure

The Commission for Independent Education announces a public meeting to which all persons are invited.

DATE AND TIME: September 5, 2023, 2:30 p.m. - 3:30 p.m. – Rules Committee Meeting, 3:30 p.m. - 4:30 p.m. – Commission Meeting.

PLACE: Microsoft Teams Webinar:

<https://events.teams.microsoft.com/event/da15c560-ff56-4919-83de-71ad4a9623b9@63bf107b-cb6f-4173-8c1c-1406bb5cb794>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rules Committee Meeting, 2:30 -p.m. - 3:30 p.m. –. The purpose of this meeting is to discuss changes for private postsecondary institutions licensed by the Commission for Independent Education and institutions not under the jurisdiction or purview of the Commission, as identified in s. 1005.06 (1)(b)-(f), Florida Statutes, as a result of legislative changes found in HB1537 (Ch.2023-39, Sections 10-14, Laws of Florida) and HB1521 (Ch.2023-106, Laws of Florida).

6E-2.004, F.A.C. – STANDARDS AND PROCEDURES FOR LICENSURE

6E-1.003, F.A.C – DEFINITION OF TERMS

6E-1.0032, F.A.C. – FAIR CONSUMER PRACTICES

6E-4.001, F.A.C. – FEES AND EXPENSES

6E-7.001, F.A.C. – DESIGNATION OF RESTROOMS & CHANGING FACILITIES IN PRIVATE POSTSECONDARY EDUCATIONAL FACILITIES.

Commission Meeting, 3:30 p.m. - 4:30 p.m. To consider the adoption of draft rule language to be presented to the State Board of Education for final approval.

To review, comment, and vote on the draft rule language for:

6E-2.004, F.A.C. – STANDARDS AND PROCEDURES FOR LICENSURE

6E-1.003, F.A.C – DEFINITION OF TERMS

6E-1.0032, F.A.C. – FAIR CONSUMER PRACTICES

6E-4.001, F.A.C. – FEES AND EXPENSES

6E-7.001, F.A.C. – DESIGNATION OF RESTROOMS & CHANGING FACILITIES IN PRIVATE POSTSECONDARY EDUCATIONAL FACILITIES.

A copy of the draft rules can be found here: <https://fldoe.sharefile.com/d-s3ba42382e68648719fe553b5ccc1fdd7>

Public Comment: The Commission is committed to promoting transparency and public input during its public meetings. Speakers are requested to submit a written comment by emailing Executive Director, Tiffany Hurst, at Susan.Hood@fldoe.org one (1) business day before the meeting and to indicate whether they represent a group or faction. The Commission will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the Chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200.

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: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200. 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: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200.

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: RULE TITLE:

6E-4.001 Fees and Expenses

The Commission for Independent Education announces a public meeting to which all persons are invited.

DATE AND TIME: September 5, 2023, 2:30 p.m. - 3:30 p.m. – Rules Committee Meeting, 3:30 p.m. - 4:30 p.m. – Commission Meeting.

PLACE: Microsoft Teams Webinar:

<https://events.teams.microsoft.com/event/da15c560-ff56-4919-83de-71ad4a9623b9@63bf107b-cb6f-4173-8c1c-1406bb5cb794>

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Rules Committee Meeting, 2:30 p.m. - 3:30 p.m. The purpose of this meeting is to discuss changes for private postsecondary institutions licensed by the Commission for Independent Education and institutions not under the jurisdiction or purview of the Commission, as identified in s. 1005.06 (1)(b)-(f), Florida Statutes, as a result of legislative changes found in HB1537 (Ch.2023-39, Sections 10-14, Laws of Florida) and HB1521 (Ch.2023-106, Laws of Florida).

6E-2.004, F.A.C. – STANDARDS AND PROCEDURES FOR LICENSURE

6E-1.003, F.A.C – DEFINITION OF TERMS

6E-1.0032, F.A.C. – FAIR CONSUMER PRACTICES

6E-4.001, F.A.C. – FEES AND EXPENSES

6E-7.001, F.A.C. – DESIGNATION OF RESTROOMS & CHANGING FACILITIES IN PRIVATE POSTSECONDARY EDUCATIONAL FACILITIES.

Commission Meeting, 3:30 p.m. - 4:30 p.m. To consider the adoption of draft rule language to be presented to the State Board of Education for final approval.

To review, comment, and vote on the draft rule language for:

6E-2.004, F.A.C. – STANDARDS AND PROCEDURES FOR LICENSURE

6E-1.003, F.A.C – DEFINITION OF TERMS

6E-1.0032, F.A.C. – FAIR CONSUMER PRACTICES

6E-4.001, F.A.C. – FEES AND EXPENSES

6E-7.001, F.A.C. – DESIGNATION OF RESTROOMS & CHANGING FACILITIES IN PRIVATE POSTSECONDARY EDUCATIONAL FACILITIES.

A copy of the draft rules can be found here: <https://fldoe.sharefile.com/d-s3ba42382e68648719fe553b5ccc1fdd7>

Public Comment: The Commission is committed to promoting transparency and public input during its public meetings. Speakers are requested to submit a written comment by emailing Executive Director, Tiffany Hurst, at Susan.Hood@fldoe.org one (1) business day before the meeting and to indicate whether they represent a group or faction. The Commission will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the Chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: Commission Office at Commission for Independent Education,

325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200.

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: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200. 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: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200.

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: RULE TITLE:

6E-7.001 Designation of Restrooms and Changing Facilities in Commission for Independent Education Institution Facilities

The Commission for Independent Education announces a public meeting to which all persons are invited.

DATE AND TIME: September 5, 2023, 2:30 p.m. - 3:30 p.m. – Rules Committee Meeting, 3:30 p.m. - 4:30 p.m. – Commission Meeting.

PLACE: Microsoft Teams Webinar:

<https://events.teams.microsoft.com/event/da15c560-ff56-4919-83de-71ad4a9623b9@63bf107b-cb6f-4173-8c1c-1406bb5cb794>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rules Committee Meeting, 2:30 -p.m. - 3:30 p.m. The purpose of this meeting is to discuss changes for private postsecondary institutions licensed by the Commission for Independent Education and institutions not under the jurisdiction or purview of the Commission, as identified in s. 1005.06 (1)(b)-(f), Florida Statutes, as a result of legislative changes found in HB1537 (Ch.2023-39, Sections 10-14, Laws of Florida) and HB1521 (Ch.2023-106, Laws of Florida).

6E-2.004, F.A.C. – STANDARDS AND PROCEDURES FOR LICENSURE

6E-1.003, F.A.C – DEFINITION OF TERMS

6E-1.0032, F.A.C. – FAIR CONSUMER PRACTICES

6E-4.001, F.A.C. – FEES AND EXPENSES

6E-7.001, F.A.C. – DESIGNATION OF RESTROOMS & CHANGING FACILITIES IN PRIVATE POSTSECONDARY EDUCATIONAL FACILITIES.

Commission Meeting, 3:30 p.m. - 4:30 p.m. To consider the adoption of draft rule language to be presented to the State Board of Education for final approval.

To review, comment, and vote on the draft rule language for:

6E-2.004, F.A.C. – STANDARDS AND PROCEDURES FOR LICENSURE

6E-1.003, F.A.C – DEFINITION OF TERMS

6E-1.0032, F.A.C. – FAIR CONSUMER PRACTICES

6E-4.001, F.A.C. – FEES AND EXPENSES

6E-7.001, F.A.C. – DESIGNATION OF RESTROOMS & CHANGING FACILITIES IN PRIVATE POSTSECONDARY EDUCATIONAL FACILITIES.

A copy of the draft rules can be found here:

[https://fldoe.sharefile.com/d-](https://fldoe.sharefile.com/d-s3ba42382e68648719fe553b5ccc1fdd7)

[s3ba42382e68648719fe553b5ccc1fdd7](https://fldoe.sharefile.com/d-s3ba42382e68648719fe553b5ccc1fdd7)

Public Comment: The Commission is committed to promoting transparency and public input during its public meetings. Speakers are requested to submit a written comment by emailing Executive Director, Tiffany Hurst, at Susan.Hood@fldoe.org one (1) business day before the meeting and to indicate whether they represent a group or faction. The Commission will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the Chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200.

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: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200. 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: Commission Office at Commission for Independent Education, 325 West Gaines

Street, Suite 1414, Tallahassee, Florida 32399-0400 or by calling (850)245-3200.

DEPARTMENT OF EDUCATION

Division of Vocational Rehabilitation

The Florida Rehabilitation Council announces a public meeting to which all persons are invited.

DATE AND TIME: Cancelled September 7, 2023, 2:30 - 4:00 p.m.. EST (or until complete)

PLACE: Cancelled.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council - Evaluation and Planning Committee - Cancelled.

For more information, you may contact: FRC staff at FRCCustomers@vr.fldoe.org or (850)245-3397.

DEPARTMENT OF LAW ENFORCEMENT

Public Safety Division

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

DATE AND TIME: August 30, 2023, 10:00 a.m.

PLACE: Virtual Teams Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above meeting is held to convene members of the Task Force on the Monitoring of Children in Out-of-Home Care.

A copy of the agenda may be obtained by contacting: Wendy Prince at (850)410-7066.

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: Wendy Prince at (850)410-7066. 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: Wendy Prince at (850)410-7066.

FLORIDA COMMISSION ON OFFENDER REVIEW

The Florida Commission on Offender Review announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 19, 2023, 10:00 a.m.

PLACE: Florida Commission on Offender Review, 4070 Esplanade Way, Tallahassee, Florida 32399-2450 The meeting will also be held via conference call. To participate in the meeting, call United States (Toll Free): 1(877)309-2073 and dial access code 337-350-165. For questions and correspondence from inmate supporters, please email inmatessupporter@fcor.state.fl.us. For questions and correspondence regarding victims' rights, please email victimquestions@fcor.state.fl.us.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled Commission Business Meeting.

A copy of the agenda may be obtained by contacting: Sandra Kelly, Office of Commissioner David Wyant, (850)487-1978, SandraKelly@fcor.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 5 days before the workshop/meeting by contacting: Sandra Kelly, Office of Commissioner David Wyant, (850)487-1978, SandraKelly@fcor.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).

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The South Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 18, 2023, 10:30 a.m.

PLACE: 1 Oakwood Boulevard, Suite 250, Hollywood, FL 33020, Virtual Meeting – Zoom

<https://us06web.zoom.us/j/81768005536?pwd=ZzZTQnIzS29DVEY5QmViNjFYIYIUIUT09>

Meeting ID: 817 6800 5536, Passcode: 023080

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Meeting.

A copy of the agenda may be obtained by contacting: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020; (954)924-3653; or sfadmin@sfrpc.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020; (954)924-3653; or sfadmin@sfrpc.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020; (954)924-3653; or sfadmin@sfrpc.com.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

The Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 12, 2023, 3:00 p.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Workshops, Public Hearings, and/or Committee Meetings. Consideration of Suwannee River Water Management District business.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology. Information regarding viewing of and participation in the meeting will be available on the District’s website at www.mysuwanneeriver.com.

A copy of the agenda may be obtained by contacting: (386)362-1001 or 1(800)226-1066 (Florida only) or on the District’s website at www.mysuwanneeriver.com, when published.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: (386)362-1001 or 1(800)226-1066 (Florida only). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

The Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 12, 2023, 5:05 p.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official presentation of the Fiscal Year 2023-2024 Tentative Millage Rate and Tentative Budget Public Hearing and opportunity to receive public comment prior to consideration and adoption by the Governing Board.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology. Information regarding viewing of and participation in the meeting will be available on the District’s website at www.mysuwanneeriver.com.

A copy of the agenda may be obtained by contacting: (386)362-1001 or 1(800)226-1066 (Florida only) or on the District’s website at www.mysuwanneeriver.com, when published.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: (386)362-1001 or 1(800)226-1066 (Florida only) or on the District’s website at www.mysuwanneeriver.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATE AND TIME: September 7, 2023, 10:00 a.m. – 12:00 noon. EST

PLACE: call in: +1(850)792-8943 United States, Tallahassee
Phone Conference ID: 696 759 070#

GENERAL SUBJECT MATTER TO BE CONSIDERED: LTCOP State Council Business

A copy of the agenda may be obtained by contacting: Dept. of Elder Affairs / LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, or call: (850)414-2323, or email: ltcopinformer@elderaffairs.org

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: (850)414-2323, or email: ltcopinformer@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

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

DATE AND TIME: September 12, 2023, 11:30 a.m.

PLACE: Teleconference

Dial-In-Number: (888)585-9008

Conference Room Number: 624-410-563

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Karan Lee. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Karan Lee.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics

The Division of Drugs, Devices and Cosmetics announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 28, 2023, 9:30 a.m.

PLACE: Telephone Conference Call Number: 1(888)585-9008, Conference Room #: 170778661

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Stephanie Prine, Division of Drugs, Devices and Cosmetics, 2601 Blair Stone Road, Tallahassee, FL 32399-1047, (850)717-1800, Stephanie.Prine@myfloridalicense.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Stephanie Prine, Division of Drugs, Devices and Cosmetics, 2601 Blair Stone Road, Tallahassee, FL 32399-1047, (850)717-1800, Stephanie.Prine@myfloridalicense.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Stephanie Prine, Division of Drugs, Devices and Cosmetics, 2601 Blair Stone

Road, Tallahassee, FL 32399-1047, (850)717-1800, Stephanie.Prine@myfloridalicense.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

The Palm Beach Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 22, 2023; 10:00 a.m. - 12:00 noon.

PLACE: Meeting will take place via the Microsoft Teams platform. Use the below link to connect to the meeting:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_NDY5OGI0NGMtYjRjZS00ODAxLWJlNWtNWZIOGE0ZTM5ZDE4%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%224c7ac74e-0835-4242-a8cf-f26976fc1c32%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Palm Beach Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Janeth Chorlango Quinga at (561)227-6722 or David Draper at (407)317-7335.

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: Janeth Chorlango Quinga at (561)227-6722 or David Draper at (407)317-7335. 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: Janeth Chorlango Quinga at (561)227-6722 or David Draper at (407)317-7335.

DEPARTMENT OF MILITARY AFFAIRS

The Department of Military Affairs announces a public meeting to which all persons are invited.

DATE AND TIME: September 5, 2023, 9:00 a.m.

PLACE: TEAMS: 1(571)616-7941 Conference ID: 804 770 355#

https://dod.teams.microsoft.us/l/meetup-join/19%3adod%3ameeting_c06d20f252444a52b8cf6d2430017087%40thread.v2/0?context=%7b%22Tid%22%3a%22fae6d70f-954b-4811-92b6-0530d6f84c43%22%2c%22Oid%22%3a%221999bbfb-59fe-4557-b47a-91f4902e600a%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: Armory Board Meeting to review lease(s) and other business relative to real property and facility management.

A copy of the agenda may be obtained by contacting: Dianna Mancill (904)823-0201.

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: Dianna Mancill (904)823-0201. 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: Dianna Mancill (904)823-0201.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco has issued an order disposing of the petition for declaratory statement filed by LWP Cypress PM, LLC on August 18, 2023. The following is a summary of the agency's disposition of the petition:

Petitioner failed to conform with the requirements of section 120.565, Florida Statutes, Rule 28-105.001, Florida Administrative Code and Rule 28-105.002, Florida Administrative Code. Consequently, the Petition was dismissed. A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Department of Business and Professional Regulation, Agency Clerk's Office, 2601 Blair Stone Road, Tallahassee, FL 32399-2202; (850)717-1127, Dale.Howard@myfloridalicense.com

Please refer all comments to: Craig Simpson, Senior Attorney, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 2601 Blair Stone Road, Tallahassee, FL 32399-2202; (850)717-1769; craig.simpson@myfloridalicense.com. (DS #2023-012; DBPR Case Ref # 2023-021040)

DEPARTMENT OF FINANCIAL SERVICES
Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by EDX Clearing LLC on June 21, 2023. The following is a summary of the agency's disposition of the petition:

On August 23, 2023, a Final Order on the Petition was issued. The Petition of EDX Clearing LLC is granted. Based upon the specific facts of the Petition, Petitioner would not be a money transmitter as defined under section 560.103(24), Florida Statutes (2023), and therefore would not be required to obtain a money transmitter license pursuant to section 560.204(1), Florida Statutes (2023). ****The original petition was published June 27, 2023 in the Florida Administrative Register Volume 49, Number 124.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

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:

FALKENBERG REAL ESTATE, LLC, Petitioner vs. STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, Respondent; CASE NO.: 23-3202RU

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 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., Friday, August 18, 2023 and 3:00 p.m., Thursday, August 24, 2023.

Rule No.	File Date	Effective Date
61G1-12.004	8/22/2023	9/11/2023
61G19-6.0035	8/23/2023	9/12/2023
61J2-5.020	8/21/2023	9/10/2023
64B-9.001	8/23/2023	9/12/2023
64B2-13.007	8/21/2023	9/10/2023
64B5-7.006	8/22/2023	9/11/2023
64B5-16.0061	8/22/2023	9/11/2023
64B8ER23-11	8/18/2023	8/18/2023
64B15ER23-12	8/18/2023	8/18/2023
69J-7.001	8/24/2023	9/13/2023
69L-22.006	8/17/2023	9/6/2023
69L-22.007	8/17/2023	9/6/2023
69L-22.008	8/17/2023	9/6/2023
69L-22.011	8/17/2023	9/6/2023
69L-22.012	8/17/2023	9/6/2023
69L-22.013	8/17/2023	9/6/2023

**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	**/**/****
40E-4.091	6/26/2023	**/**/****
60FF1-5.009	7/21/2016	**/**/****
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	**/**/****

DEPARTMENT OF ENVIRONMENTAL PROTECTION
 Division of Recreation and Parks
 Notice of Invitation to Bid BDC11-23/24 Rookery Bay (RBNERR) - Office and Front and Rear Patios
 NOTICE OF INVITATION TO BID: The Florida Department of Environmental Protection, Bureau of Design and Construction is soliciting formal, competitive, sealed bids from contractors for bid number BDC11-23/24, Rookery Bay National Estuarine Research Reserve – Office and Front and Rear Patios. More info @ <https://tinyurl.com/4ec6mwu2>.

DAYTONA STATE COLLEGE

Architectural Services
 Daytona State College
 Architectural Design Services
 RFQu #24-005

Pursuant to the provisions of Section 287.055, Florida Statutes, the “Consultants’ Competitive Negotiations Act”, Daytona State College hereby publicly announces it will consider qualified professional firms, licensed and registered to do work in the State of Florida, for a project requiring architectural and engineering services. This project consists of a new tactical training pavilion and P.T. training course requiring the following: a 400’ x 800’ asphalt driving pad with traffic signals plus associated out buildings ranging from 12x12 to 30x30 along with a P.T. track of 400 meters for running and a minimum width of 8’. In addition, a tactical training pavilion for non-ballistic training for urban assault. Size is approximately 2000 sq ft. The estimated total project budget is \$4.8M inclusive of all fees and furnishings.

Following the Submittal Guidelines, interested firms should submit proposals no later than 2:00 p.m. on September 18, 2023, to the Facilities Planning Department, Daytona State College, B430A/R108, 1200 W. International Speedway Blvd., Daytona Beach, FL 32114. Interested parties may obtain information by contacting sharon.dyke@daytonastate.edu or by visiting our website at <https://www.daytonastate.edu/Facilities-Planning>

62-330.405	4/28/2023	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****

Section XIII
Index to Rules Filed During Preceding
Week

DEPARTMENT OF TRANSPORTATION
Proposed Airport Site Approval Order for Manatee County
Mosquito Control District Heliport

FLORIDA DEPARTMENT OF TRANSPORTATION
The Florida Department of Transportation intends to issue an
“Airport Site Approval Order,” in accordance with Chapter
330, Florida Statutes, “Regulation of Aircraft, Pilots, and
Airports” and Chapter 14-60, Florida Administrative Code,
“Airport Licensing, Registration, and Airspace Protection” for
the following site:

Manatee County Mosquito Control District, a private airport, in
Manatee County, at Latitude 27° 31' 36.39" and Longitude 82°
32' 02.32", to be owned and operated by Manatee County
Mosquito Control District, 1420 28th Avenue East Ellenton, FL
34222.

A copy of the Airport Site Approval Order, the Airport’s
application, the applicable rules, and other pertinent
information may be obtained by contacting Aaron N. Smith,
State Aviation Manager, Florida Department of Transportation,
Aviation Office, 605 Suwannee Street, Mail Station 46,
Tallahassee, Florida 32399-0450; (850)414-4514;
aviation.fdot@dot.state.fl.us. Website:
<http://www.fdot.gov/aviation>.

ADMINISTRATIVE HEARING RIGHTS: Any person whose
substantial interests will be determined or affected by this
Airport Site Approval Order has the right, pursuant to Section
120.57, Florida Statutes, to petition for an administrative
hearing. The petition for an administrative hearing must
conform to the requirements of Rule Chapter 28-106, Florida
Administrative Code, and must be filed, in writing, within
twenty-one days of the publication of this notice, with the Clerk
of Agency Proceedings, Office of General Counsel, Florida
Department of Transportation, 605 Suwannee Street, Mail
Station 58, Room 550, Tallahassee, Florida 32399-0450.
Failure to file a petition within the allowed time constitutes a
waiver of any right such person has to request a hearing under
Chapter 120, Florida Statutes.

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.