

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

FLORIDA GAMING CONTROL COMMISSION

RULE NOS.:	RULE TITLES:
75-2.001	General Definitions
75-2.004	Wagering Prohibitions
75-2.006	Electrical or Mechanical Device Prohibition
75-2.010	Photofinish Camera and Video Tape Requirement
75-2.011	Post Position Drawing Requirement
75-2.012	Racing Animal Identification
75-2.020	Pari-Mutuel Wagering Racing and Game Officials
75-2.023	Animal Welfare
75-2.024	Track General Rules
75-2.025	Race General Rules

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to update the rules to remove references to live greyhound racing in the State of Florida, update the agency’s physical and website address, and change all references from division to commission to reflect the type two transfer that created the Florida Gaming Control Commission.
SUBJECT AREA TO BE ADDRESSED: Pari-Mutuel Wagering.

RULEMAKING AUTHORITY: 550.0251(3), (5), 550.105(2)(b), 550.155(1), 550.1815(5), 550.2415(12), 550.2625(2)(d), 550.3551(10), 550.495(2)(a), (4) FS.

LAW IMPLEMENTED: 550.0251, (11), 550.054, 550.105, (2)(a)(3), 550.155, 550.1815, 550.235, 550.2415, (6), (9), 550.2625, 550.3551, 550.3615, 550.495, 550.6305 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Melba Apellaniz, Clerk of the Commission, Melba.Apellaniz@flgaming.gov or (850)794-8067.

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

FLORIDA GAMING CONTROL COMMISSION

RULE NOS.:	RULE TITLES:
75-3.001	Procedures for Stewards’ Hearings
75-3.002	Appeal Procedures

75-3.003	Stay of Steward/Judges’ Penalty
75-3.004	Payment of Fines

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to update the rules to remove references to live greyhound racing in the State of Florida, update the agency’s physical and website address, and change all references from division to commission to reflect the type two transfer that created the Florida Gaming Control Commission.

SUBJECT AREA TO BE ADDRESSED: Pari-Mutuel Wagering.

RULEMAKING AUTHORITY: 120.80(19), 550.0251(3), 550.2415(12) FS.

LAW IMPLEMENTED: 120.80(19), 550.0251, 550.054, 550.1155, 550.2415 FS.

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

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FLORIDA GAMING CONTROL COMMISSION

RULE NOS.:	RULE TITLES:
75-5.002	Possession of a License
75-5.004	Temporary Occupational Licenses

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to update the rules to remove references to live greyhound racing in the State of Florida, update the agency’s physical and website address, and change all references from division to commission to reflect the type two transfer that created the Florida Gaming Control Commission.

SUBJECT AREA TO BE ADDRESSED: Pari-Mutuel Wagering.

RULEMAKING AUTHORITY: 550.0251(3), 550.105(2)(b), (6), (10)(a) FS.

LAW IMPLEMENTED: 550.0251, 550.105 FS.

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FLORIDA GAMING CONTROL COMMISSION

RULE NOS.:	RULE TITLES:
75-6.001	Purpose for Rules; Definitions Related to Drugs and Medications
75-6.002	General Duties and Responsibilities
75-6.004	Prohibited Devices, Medications, and Procedures; Exceptions
75-6.0052	Procedures for Collecting Samples from Greyhounds
75-6.006	Procedures Relating to Split Samples
75-6.009	Veterinarians
75-6.012	Racing Greyhound Drug and Substance Classification System and Penalty Schedule

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to update the rules to remove references to live greyhound racing in the State of Florida, update the agency’s physical and website address, and change all references from division to commission to reflect the type two transfer that created the Florida Gaming Control Commission.

SUBJECT AREA TO BE ADDRESSED: Pari-Mutuel Wagering.

RULEMAKING AUTHORITY: 120.80(19), 550.0251(3), (11), 550.2415(5), (7), (12) FS.

LAW IMPLEMENTED: 120.80(19), 550.0251, 550.1155, 550.235, 550.2415 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Melba Apellaniz, Clerk of the Commission, at Melba.Apellaniz@flgaming.gov or (850)794-8067.

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

FLORIDA GAMING CONTROL COMMISSION

RULE NO.:	RULE TITLE:
75-7.020	Pari-Mutuels

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to update the rules to remove references to live greyhound racing in the State of Florida, update the agency’s physical and website address, and change all

references from division to commission to reflect the type two transfer that created the Florida Gaming Control Commission. **SUBJECT AREA TO BE ADDRESSED:** Pari-Mutuel Wagering.

RULEMAKING AUTHORITY: 550.0251(3), (7), 550.155(1), 550.3551(10), 550.495(4), 550.6305(5) FS.

LAW IMPLEMENTED: 550.0251, 550.0425, 550.155, 550.495, 550.70 FS.

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

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FLORIDA GAMING CONTROL COMMISSION

RULE NOS.:	RULE TITLES:
75-8.003	Reporting Requirements for Charity/Scholarship Performances
75-8.006	Purse Requirements, Greyhound Racing

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to update the rules to remove references to live greyhound racing in the State of Florida, update the agency’s physical and website address, and change all references from division to commission to reflect the type two transfer that created the Florida Gaming Control Commission.

SUBJECT AREA TO BE ADDRESSED: Pari-Mutuel Wagering.

RULEMAKING AUTHORITY: 550.0251(3), (7), 550.125(2)(b), 550.155(1) FS.

LAW IMPLEMENTED: 550.0251, 550.0351, 550.125, 550.155, 550.1647 FS.

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

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FLORIDA GAMING CONTROL COMMISSION

RULE NO.: 75-9.004
 RULE TITLE: Intertrack Wagering – Permitholder Accounting, Reporting and Ticket Cashing Responsibilities

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to update the rules to remove references to live greyhound racing in the State of Florida, update the agency’s physical and website address, and change all references from division to commission to reflect the type two transfer that created the Florida Gaming Control Commission.

SUBJECT AREA TO BE ADDRESSED: Pari-Mutuel Wagering.

RULEMAKING AUTHORITY: 550.0251(3), (7), 550.125(2)(b), 550.155(1), 550.3551(10), 550.495(4), 550.6305(5) FS.

LAW IMPLEMENTED: 550.0251, 550.125, 550.155, 550.3551, 550.495, 550.615, 550.625, 550.6305 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Melba Apellaniz, Clerk of the Commission, Florida Gaming Control Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399. Tel: (850)794-8067. Email: clerk@flgaming.gov.

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 AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE NOS.: 5C-3.001, 5C-3.005
 RULE TITLES: Definitions, Goats or Sheep

PURPOSE AND EFFECT: To clarify definitions, requirements, exemptions, and limitations for admission of animals for exhibition. The revisions will simplify and strengthen the state’s animal health protection strategy.

SUMMARY: The proposed rule will clarify definitions to match statutory language, update and clarify requirements, exemptions, and limitations for admission of animals for exhibition purposes.

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.

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: 570.07(23), 585.002(4), 585.08(2), (2)(a) FS.

LAW IMPLEMENTED: 570.07(15), 570.36(2), 585.08(1), (2)(a), 585.11(1), (4), 585.145(1), (2), 585.16 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: Dr. Michael Short, State Veterinarian/Division Director, (850)410-0900; Fax: (850)410-0929; Email: AnimalIndustry@FDACS.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

5C-3.001 Definitions.

For the purpose of this chapter, the definitions in Section 585.01, F.S., and the following shall apply:

(1) Accredited Tuberculosis-Free Herd. A herd designated by the State Animal Health Official that meets the requirements of the Bovine Tuberculosis Eradication Uniform Methods and Rules, APHIS 91-45-011, as incorporated in subsection 5C-3.004(3), F.A.C. Sheep or goats must originate from a herd or flock that meets one of the options set forth in Subparts 3.a.-3.e., of Section 8, Animal Health, Grade “A” Pasteurized Milk Ordinance (2023), which is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>.

(2) Accredited Tuberculosis-Free State or Zone. A state or zone that has met the requirements set forth in the Bovine Tuberculosis Eradication Uniform Methods and Rules, APHIS 91-45-011, as incorporated in subsection 5C-3.004(3), F.A.C., and has been designated by the USDA as a Bovine Tuberculosis Accredited-Free State or Zone.

~~(3)(4)~~ Accredited Veterinarian. A state licensed veterinarian accredited by the United States Department of Agriculture, Animal and Plant Health Inspection Service (USDA, APHIS) to perform certain functions of federal and cooperative state-federal programs in accordance with the provisions of 9 C.F.R. 161.1 (JAN ~~2018~~ 2024), which is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, incorporated in subsection 5C-4.0015(1), F.A.C.

(2) renumbered (4) No change.

~~(3) Animal(s).~~ This term is as defined in Section 585.01(10), F.S., which provides that the term “animal” shall include wild or game animals whenever necessary to effectively control or eradicate dangerous transmissible diseases or pests which threaten the agricultural interests of the state.

(4) through (7) renumbered (5) through (8) No change.

(9) Certified Brucellosis-Free State or Area. A state or area that meets the requirements of Brucellosis Eradication: Uniform Methods and Rules, APHIS 91-45-013, as incorporated in subsection 5C-3.004(3), F.A.C.

(10) Certified Brucellosis-Free Herd. A designated herd that meets the requirements of Brucellosis Eradication: Uniform Methods and Rules, APHIS 91-45-013, as incorporated in subsection 5C-3.004(3), F.A.C. Sheep or goats must originate from a herd or flock that meets one of the options set forth in Subparts 3.a.-3.e., of Section 8, Animal Health, Grade “A” Pasteurized Milk Ordinance (2023), which is incorporated by reference in subsection 5C-3.001(1), F.A.C.

(11) Classified Brucellosis-Class A State or Area. A State or area which meets standards for classification as a Class A State or area as specified in Brucellosis Eradication: Uniform Methods and Rules, APHIS 91-45-013, as incorporated in subsection 5C-3.004(3), F.A.C., and is certified as such on initial classification or on reclassification by the State animal health official and the USDA.

(8) through (14) renumbered (12) through (18) No change.

~~(15) “Domestic Animal” shall include any equine or bovine animal, goat, sheep, swine, domestic cat, dog, poultry, ostrich, emu, rhea, or other domesticated beast or bird.~~

(16) through (22) renumbered (19) through (25) No change.

~~(23) Equine Interstate Passport.~~ A card produced by the Department that serves as proof of negative EIA test and OCVI that is accepted by participating states for interstate movement.

(24) through (26) renumbered (26) through (28) No change.

~~(29)(27)~~ Import, Imported, Importation. The movement of animals into Florida, from another state or United States (U.S.) possession, or foreign country.

(28) renumbered (30) No change.

~~(29) Livestock.~~ Grazing animals, such as cattle, horses, sheep, swine, goats, other hoofed animals, ostriches, emus, and rheas which are raised for private use or commercial purposes.

(30) renumbered (31) No change.

~~(32)(31)~~ Official Certificate of Veterinary Inspection (OCVI). A legible record or certificate made on an official form approved by ~~from~~ the animal’s state of origin, issued and signed by a veterinarians licensed and accredited in the animal’s state of origin for the purpose of certifying the Official Individual Identification, test requirements, and health status of specific animals for movement, exhibition, and other designated purposes.

(33)(32) Official Individual Identification. A numbering system for the official identification of individual Animals in the United States that provides a national unique identification number for each Animal. Forms of approved Official Individual Identification for species specified in the Code of Federal Regulations (CFR), are as follows: An individual animal identification that uniquely identifies the animal, the owner, the Premises where the animal was identified, and the state in which the Official Individual Identification was applied as referenced in 9 C.F.R. §86.1., 9 C.F.R. §86.1 (2018) is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-10864>.

(a) Cattle and bison, as referenced in 9 C.F.R. § 86.4, (JAN 2024) which is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(b) Equine, as referenced in 9 C.F.R. § 86.4, which is incorporated by reference in paragraph (33)(a) of this rule.

(c) Sheep and goats must conform to the identification guidelines of the USDA, APHIS Scrapie Program Standards Volume 1: National Scrapie Eradication Program, APHIS 91-55-079, April 2019, which is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXXX>. Sheep and goats must also conform to the identification guidelines of USDA, APHIS Scrapie Program Standards Volume 2: Scrapie Free Flock Certification Program (SFCP) May 2016, which is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXXX>.

Approved methods of identification include:

1. Official USDA-APHIS-VS Scrapie ear tags;

2. Premises identification tattoos (must be legible and contain the flock number and unique animal number. The flock number is assigned by the USDA, APHIS and is required to be on the OCVI);

3. Official breed registry tattoos (must be accompanied by either the official breed registration certificate or an OCVI that includes the corresponding official registration number); or

4. Electronic microchip/implant (must be accompanied by owner statement of ID numbers, chip manufacturer, chip reader for verification of placement and the USDA flock number recorded on the OCVI) when the breed registry allows for electronic implant identification, as recorded on a registration certificate.

(d) Swine, as referenced in 9 C.F.R. § 71.19, (JAN 2024) which is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>.

(33) through (44) renumbered (34) through (45) No change.

~~(46)~~(45) Recognized Slaughtering Establishment. An animal slaughtering establishment regulated by operating under the provisions of the Federal Meat Inspection Act (21 U.S.C. §§601-695), or an equivalent in the animal's state of origin state meat inspection program or those establishments that are exempt from the Federal Meat Inspection Act pursuant to 9 C.F.R. § 303.1(a).

(46) through (54) renumbered (47) through (55) No change.

Rulemaking Authority 570.07(23), 585.002(4), 585.08(2)(a) FS. Law Implemented 570.07(15), 570.36(2), 585.003, 585.08(2)(a), 585.11(1), (4), 585.145(1), (2), 585.16 FS. History—New 6-29-62, Amended 2-5-85, Formerly 5C-3.01, Amended 9-6-89, 3-23-94, 6-4-95, 12-12-04, 5-24-10, 2-19-14, 2-8-16, 8-19-19, 1-31-21, _____.

5C-3.005 Goats or Sheep.

(1) Official Certificate of Veterinary Inspection (OCVI) Required. All goats or sheep Imported into Florida, except goats or sheep consigned directly to Recognized Slaughtering Establishments, must be accompanied by an OCVI. The OCVI must include the following:

(a) The Official Individual Identification of each ~~Animal which must conform to the identification guidelines of the USDA, APHIS Serapie Program Standards Eradication Uniform Methods and Rules, USDA, June 1, 2005. USDA, APHIS Serapie Program Standards Eradication Uniform Methods and Rules, USDA, Volume 2: Serapie Free Flock Certification Program (SFCP) June 1, 2005 is hereby incorporated by reference and available online at~~

~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-10879>. Approved methods of identification include:~~

- ~~1. Official USDA APHIS VS Serapie eartags;~~
- ~~2. Premises identification tattoos (must be legible and~~

~~contain the flock number and unique Animal number. The flock number is assigned by the USDA, APHIS and is required to be on the OCVI);~~

~~3. Official breed registry tattoos (must be accompanied by either the official breed registration certificate or an OCVI that includes the corresponding official registration number); or~~

~~4. Electronic microchip/implant (must be accompanied by owner statement of ID numbers, chip manufacturer, chip reader for verification of placement and the USDA flock number recorded on the OCVI) when the breed registry allows for electronic implant identification, as recorded on a registration certificate.~~

(b) No change.

(2) No change.

(3) Goats or Sheep consigned directly to a Recognized Slaughtering Establishment Immediate Slaughter Goats or Sheep. Slaughter goats or sheep are not required to have an OCVI, as exempted by this rule, but do require:

(a) No change.

(b) Official Identification. All goats or sheep entering Florida for slaughter purposes must be individually identified in accordance with paragraph 5C-3.001(33)(c) ~~5C-3.005(1)(a)~~, F.A.C.; and

(c) The goats or sheep must be moved directly to a Recognized Slaughter Establishment without ~~stopping or~~ unloading at other premises livestock facilities in route.

(4) Testing Requirements for Dairy Goats.

(a) through (b) No change.

(c) ~~Test Exemptions.~~ There are no tuberculosis or brucellosis test requirements for meat type or pygmy goats.

(d) Testing exemptions for dairy goats being imported into Florida for exhibition purposes only are defined and referenced in subsection 5C-4.005(3), F.A.C.

Rulemaking Authority 570.07(23), 585.002(4), 585.08(2) FS. Law Implemented 570.07(15), 570.36(2), 585.08(1), (2)(a), 585.145(1), (2), 585.16 FS. History—New 6-29-62, Amended 2-5-85, Formerly 5C-3.05, Amended 9-6-89, 3-23-94, 6-4-95, 12-12-04, 5-24-10, 8-19-19, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Michael Short, Director/State Veterinarian

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner of Agriculture, Wilton Simpson

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 09/24/2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 10/01/2024

DEPARTMENT OF TRANSPORTATION

RULE NO.: 14-15.002
RULE TITLE: Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways

PURPOSE AND EFFECT: Rule 14-15.002, F.A.C. is being amended to update material incorporated by reference.

SUMMARY: The proposed rule incorporates the most recent version of the Florida Greenbook, providing uniform standards for design, construction, and maintenance of streets and highways.

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 standards have been developed for use by governmental entities responsible for the design, construction, and maintenance of roadways. Any costs associated with the revised standards will be contractual requirements, not a regulatory cost to small businesses.

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: 334.044(10)(a), 334.048(3), 336.045(1), F.S.

LAW IMPLEMENTED: 334.044(10)(a), 336.045, 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: John Ashley Peacock, Assistant General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458, (850)414-5277, ashley.peacock@dot.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

14-15.002 Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways.

(1) The Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and

Highways, ~~2023~~ ~~2018~~ edition, is hereby incorporated by this rule at <http://www.flrules.org/Gateway/reference.asp?No=Ref-17090>, ~~http://www.flrules.org/Gateway/reference.asp?No=Ref-13096~~, and available at <http://www.fdot.gov/roadway/FloridaGreenbook/FGB.shtm>.

(2) The following documents also are hereby incorporated by reference and made a part of this rule:

(a) AASHTO LRFD (Load and Resistance Factor Design) Bridge Design Specifications, ~~9th~~ ~~8th~~ Edition (2020) (~~2017~~). A copy of the manual may be ordered from the AASHTO Bookstore website: <https://bookstore.transportation.org>. A copy is available for public inspection during regular business hours at the Florida Department of Transportation, Office of Design, 605 Suwannee Street, Tallahassee, Florida 32399, (850)414-4255, and at the Florida Department of State, Administrative Code and Register Section, Room 701, the Capitol, Tallahassee, Florida 32399, (850)245-6270. Posting of the preceding materials on the internet for purposes of public examination would violate federal copyright law.

(b) AASHTO LRFD Specifications for Structural Supports for Highway Signs, Luminaires and Traffic Signals, 1st Edition (2015) and Interim Revisions for 2017, ~~and~~ 2018, 2019, and 2020. A copy of the 1st Edition (2015) manual may be ordered from the AASHTO Bookstore website: <https://bookstore.transportation.org>. A copy of the 1st Edition (2015) manual is available for public inspection during regular business hours at the Florida Department of Transportation, Office of Design, 605 Suwannee Street, Tallahassee, Florida 32399, (850)414-4255, and at the Florida Department of State, Administrative Code and Register Section, Room 701, the Capitol, Tallahassee, Florida 32399, (850)245-6270. Posting of the 1st Edition (2015) manual ~~preceding materials~~ on the internet for purposes of public examination would violate federal copyright law. The 2017, 2018, 2019, and 2020 Interim Revisions for AASHTO LRFD Specifications for Structural Supports for Highway Signs, Luminaires and Traffic Signals, 1st Edition (2015) are hereby incorporated by this rule at <http://www.flrules.org/Gateway/reference.asp?No=Ref-15960>, <http://www.flrules.org/Gateway/reference.asp?No=Ref-15961>, <http://www.flrules.org/Gateway/reference.asp?No=Ref-15962>, <http://www.flrules.org/Gateway/reference.asp?No=Ref-15963>, and available at the AASHTO website, <https://store.transportation.org/search?q=specification%20for%20structural%20supports&categoryCode=&index=storeitem&type=All&pageNum=1&pageSize=10&sortBy=Relevance&itemType=All>, at no cost to the public.

(c) Department of Transportation Structures Manual (2023) (~~2017~~), Volume 3 – FDOT Modifications to Standard Specifications for Structural Supports for Highway Signs, Luminaires and Traffic Signals (LFRD LTS-1). A copy of the

specification modifications can be downloaded from <http://www.flrules.org/Gateway/reference.asp?No=Ref-15959> <http://www.flrules.org/Gateway/reference.asp?No=Ref-08284>, or <https://www.fdot.gov/structures/structuresmanual/currentrelease/structuresmanual.shtm> www.fdot.gov/structures/structuresmanual.shtm.

~~(3) The Department intends to repeal the provisions of this rule on April 30, 2026, in accordance with the rulemaking requirements of Section 120.54, F.S., unless this rule is reviewed and determined to remain necessary prior to such proposed repeal.~~

Rulemaking Authority 334.044(10)(a), 334.048(3), 336.045(1) FS. Law Implemented 334.044(10)(a), 336.045 FS. History—New 1-22-76, Amended 7-13-81, 6-24-84, Formerly 14-15.02, Amended 8-25-86, 11-29-89, 11-1-94, 5-15-01, 7-9-02, 11-24-05, 10-16-07, 6-4-12, 9-7-15, 6-19-17, 7-20-21_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Derwood C. Sheppard, Jr., M.Eng., P.E., State Roadway Design Engineer

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jared W. Perdue, P.E., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 7, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 3, 2023

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-13.001	Definitions
63D-13.002	Assessment of Youth
63D-13.0021	Detention Screening
63D-13.0022	Intake Screening
63D-13.0025	Comprehensive Evaluation
63D-13.003	Diversion
63D-13.004	Community Supervision
63D-13.0041	Transfers of Supervision
63D-13.0042	Violations of Supervision
63D-13.0043	Termination of Supervision
63D-13.005	Juvenile Assessment Centers
63D-13.006	Non-Residential Facilities
63D-13.0061	Safety and Administration
63D-13.0062	Service Delivery
63D-13.0063	Minimum-Risk Commitment
63D-13.0064	Progress Reports
63D-13.0065	Release

PURPOSE AND EFFECT: The rule amendments update definitions, make minor technical corrections in diversion and assessment, and implement chapters 2024-130 and 2024-133, Laws of Florida, by: establishing a statewide graduated response matrix to bring youth on probation and conditional

release into compliance prior to invoking violation of probation or transfer proceedings for technical violations; and repealing rule sections governing minimum-risk non-residential commitment.

SUMMARY: The amendments update and correct rule provisions governing diversion and assessment, and implement statutory revisions requiring a graduated response matrix and eliminating minimum-risk non-residential commitment.

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 SERC Checklist and current information available to the Department indicates that the statutory threshold for ratification will not be exceeded.

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: 985.64, 985.601, 985.438, F.S.

LAW IMPLEMENTED: 985.12, 985.438, 985.441, 985.601, F.S.

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: Wednesday, November 13, 2024 at 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Dr., General Counsel's Conference Room 3226, Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, email: john.milla@fldjj.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

63D-13.001 Definitions.

For this rule chapter, the following terms are defined as follows:

(1) Abscond – ~~As defined in section 985.03, F.S., Abscond means~~ to hide, conceal, or absent oneself from the jurisdiction

of the court or supervision of the department to avoid prosecution or supervision.

(2) through (4) No change.

(5) Chief Probation Officer (CPO) – The department employee who is responsible for managing community-based program operations, including department and staff and contracted providers, within each of Florida’s twenty judicial circuits.

~~(6) Civil Citation – A program designed to give law enforcement an alternative to custody that provides swift and appropriate consequences to youth for certain minor misdemeanor delinquent acts. The goals of Civil Citation are to divert the youth at the time of arrest, make the youth accountable for delinquent behavior, involve the parents in sanctioning the youth, and prevent the youth’s further involvement in the juvenile justice system. Law enforcement officers are allowed the discretion of issuing a citation rather than a formal complaint.~~

(7) through (10) renumbered (6) through (9) No change.

~~(10)(11) Comprehensive Assessment – As defined in section 985.03, F.S., the gathering of information for the evaluation of a juvenile offender’s or a child’s physical, psychological, educational, career and technical education, and social condition and family environment as they relate to the child’s need for rehabilitative and treatment services, including substance abuse treatment services, mental health services, developmental services, literacy services, medical services, family services, and other specialized services, as appropriate. The gathering of information used to assess for biological, psychological and social factors as they relate to the youth’s need for rehabilitative and treatment services, including substance abuse treatment services, literacy services, medical services, family services, and other specialized services, as appropriate.)~~

~~(11)(12) No change.~~

~~(12)(13) Conditional Release (CR) – As defined in section 985.03, F.S., the care, treatment, help, supervision, and provision of transition-to-adulthood services provided to a juvenile released from a residential commitment program which is intended to promote rehabilitation and prevent recidivism. The purpose of conditional release is to protect the public, reduce recidivism, increase responsible productive behavior, and provide for a successful transition of the youth from the department to his or her family. Under the legal status of conditional release, the youth remains on commitment status and is subject to transfer back to a residential commitment program if noncompliant.~~

~~(13)(14) No change~~

~~(14)(15) Detention Screening Instrument (DSI) – The risk assessment instrument authorized by sSection 985.245, F.S., that is used to determine the detention care placement for youth.~~

~~(15)(16) Diligent Search – Is a thorough search made by the Juvenile Probation Officer (JPO) or Case Manager to check with the youth’s parents/guardian, employer, school, family members, and others likely to have knowledge of his or her whereabouts, to document evidence supporting that the youth is hiding to avoid supervision.~~

~~(17) Direct Discharge – The release of a youth from a residential commitment facility without any court ordered requirements for community supervision by the department.~~

~~(16)(18) Disposition Recommendation Matrix – A structured decision-making tool, that provides research-based guidelines to Juvenile Probation Officers for making recommendations to the court for law violations.~~

~~(17)(19) No change.~~

~~(20) Effective Response System – A written plan developed in each circuit, in consultation with judges, state attorneys and public defenders, which describes in detail a methodology for responding when youth under supervision violate a condition of their probation or conditional release. These plans are based upon the principle that sanctions should reflect the seriousness of the violation, the assessed criminogenic needs and risks of the youth, and how effective the sanction or incentive will be in moving the youth to compliant behavior.~~

~~(18)(21) No change.~~

~~(19)(22) Family – As defined in section 985.03, F.S., a collective of persons, consisting of a child and a parent, guardian, adult custodian, or adult relative, in which the persons reside in the same house or living unit; or the parent, guardian, adult custodian, or adult relative has a legal responsibility by blood, marriage, or court order to support or care for the child. The people responsible for caring for a youth. Family may include biological parents, step parents, adoptive parents, guardians, foster parents, and sometimes other extended family members.~~

~~(20) Graduated Response Matrix – A statewide plan created and administered by the department that provides a standard methodology to address technical violations of supervision and allows the department to immediately hold youth accountable for failing to comply with the technical conditions of supervision. The plan identifies noncompliance thresholds that require a response and a list of responses for the Juvenile Probation Officer (JPO) to choose from, as well as noncompliance thresholds that require the JPO to file an Affidavit/Petition for Violation of Probation (for youth on probation or PCP) or submit an administrative transfer request (for youth on CR). The plan contemplates the seriousness and frequency of noncompliance, the youth’s risk to reoffend, and critical public safety concerns. The Graduated Response Matrix (DJJ/PROFRM 30 10/2024) is incorporated and is available at~~

<http://www.flrules.org/Gateway/reference.asp?No=Ref-17067>.
The Graduated Response Matrix consists of two pages:

(a) The first page, entitled LOW OR MODERATE RISK TO REOFFEND, applies to youth identified as low or moderate risk to reoffend by the CAT;

(b) The second page, entitled MODERATE-HIGH OR HIGH RISK TO REOFFEND –OR– SPECIAL PUBLIC SAFETY RISK, applies to youth identified as moderate-high or high risk to reoffend by the CAT, as well as youth who meet the definition of Special Public Safety Risk, regardless of risk to reoffend.

(23) through (26) renumbered (21) through (24) No change.

~~(25)(27) Juvenile Probation Officer (JPO) – As defined in section 985.03, F.S., the authorized agent of the department who performs the intake, case management, or supervision functions. An employee of the department responsible for the intake of youth upon arrest and the supervision of youth on court ordered supervision in the community. The JPO serves as the primary case manager for managing, coordinating and monitoring the services provided and sanctions required for each youth. In this rule chapter, whenever a reference is made to the objectives and duties of a JPO, it shall also apply to case management staff of a provider agency contracted to perform these duties and objectives.~~

~~(26)(28) No change.~~

~~(29) Minimum Risk Non-Residential — Programs or program models at this commitment level work with youth who remain in the community and participate at least five (5) days per week in a day treatment program. Youth assessed and classified for programs at this commitment level represent a minimum risk to themselves and public safety and do not require placement and services in residential settings. Youth in this level have full access to, and reside in, the community. Youth who have been found to have committed delinquent acts that involve firearms, that are sexual offenses, or that would be life felonies or first degree felonies if committed by an adult may not be committed to a program at this level~~

~~(27)(30) Massachusetts Youth Screening Instrument – Second Version 2 (MAYSI-2) – A 52-item true-false screening instrument designed to identify signs of mental disturbance or emotional distress authorized by DJJ for use at intake into the juvenile justice system and upon admission to a day treatment or residential commitment program.~~

~~(28)(31) No change.~~

~~(29) Parent – As defined in section 985.03, F.S., a woman who gives birth to a child and a man whose consent to the adoption of the child would be required under s. 63.062(1). If a child has been legally adopted, the term “parent” means the adoptive mother or father of the child. The term does not include an individual whose parental relationship to the child~~

has been legally terminated, or an alleged or prospective parent, unless the parental status falls within the terms of either s. 39.503(1) or s. 63.062(1). In Chapter 63D-13, F.A.C., the term “parent” may be used interchangeably with “parent/guardian”.

(32) through (33) renumbered (30) through (31) No change.

(32) Prearrest Delinquency Citation – A program designed to give law enforcement an alternative to custody that provides swift and appropriate consequences to youth for certain minor misdemeanor delinquent acts. The goals of the program are to divert the youth at the time of arrest, make the youth accountable for delinquent behavior, involve the parent(s)/guardian(s) in sanctioning the youth, and prevent the youth’s further involvement in the juvenile justice system. Law enforcement officers are allowed the discretion of issuing a citation rather than a formal complaint.

~~(33)(34) Prevention Web – The department’s electronic information system, which is used to gather and store information on youth having contact with the department’s prevention or prearrest delinquency civil-citation programs.~~

~~(34)(35) No change.~~

(35)(36) Probation – As defined in section 985.03, F.S., the legal status of probation created by law and court order in cases involving a child who has been found to have committed a delinquent act. Probation is an individualized program in which the freedom of the child is limited, and the child is restricted to noninstitutional quarters or restricted to the child’s home in lieu of commitment to the custody of the department. Youth on probation may be assessed and classified for placement in day-treatment probation programs designed for youth who represent a minimum risk to themselves and public safety and do not require placement and services in a residential setting. Assessment and intervention services provided to youth who are court ordered to community supervision after the court has determined that the youth committed a delinquent act.

(37) through (38) renumbered (36) through (37) No change.

~~(38)(39) Prolific Juvenile Offender (PJO) – A child who is charged with a delinquent act that would be a felony if committed by an adult, and who meets the criteria in sSection 985.255, F.S., for increased supervision.~~

(39) Relative – As defined in section 985.03, F.S., a grandparent, great-grandparent, sibling, first cousin, aunt, uncle, great-aunt, great-uncle, niece, or nephew, whether related by the whole or half blood, by affinity, or by adoption. The term does not include a stepparent.

(40) Special Public Safety Risk – A youth on probation, CR, or PCP who meets at least one of the following criteria: Request for Release Letter – A letter to accompany the pre-release notification used to advise the court of the department’s

~~agreement with the release request from the program. This form is also known as the Judge's Release Notification.~~

~~(a) The youth is on probation, CR, or PCP for a firearm offense or firearm aggravated offense;~~

~~(b) The youth was identified as a PJO immediately preceding the disposition to probation or residential commitment;~~

~~(c) The youth is identified as a Sexually Violent Predator (SVP) by the court in accordance with sections 394.910-.917, F.S.;~~

~~(d) The youth is identified as a criminal gang member by a law enforcement agency in accordance with section 874.03(3), F.S.~~

~~(41) Respite— Services and placements for youth that need a place to stay away from their home for a short period of time.~~

~~(42) through (46) renumbered (41) through (45) No change.~~

~~(46) Youth – As defined in section 985.03, F.S., any person under the age of 18 or any person who is alleged to have committed a violation of law occurring prior to the time that person reached the age of 18 years. The term “youth” may be used interchangeably with “child” and “juvenile”.~~

~~(47) Youth Empowered Success (YES) Plan – The document developed by the youth, parent(s)/guardian(s), and JPO to plan for the completion of court-ordered sanctions and address criminogenic needs.~~

~~(48) Youth Reporting Center— Locations within the community that allow JPOs to be available to youth and families close to their homes during extended hours.~~

~~Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.03, 985.135, 985.14, 985.145, 985.245, 985.435, 985.46, 985.601 FS. History—New 5-4-20, Amended _____.~~

63D-13.002 Assessment of Youth.

The assessment of youth is a critical component of the case management system. The information gathered in this process is obtained through a detention screening, intake screening, initial mental health and substance abuse needs screening, comprehensive assessment, and comprehensive evaluation of the youth. Assessment information forms the foundation for recommendations to the court regarding a youth's treatment plan and allows the department to provide the most appropriate services in the least intrusive manner.

(1) While the needs, strengths and history of the individual youth will determine the how, what, when and where of assessment, the process typically tracks the following sequence:

(a) No change.

(b) When a youth is delivered to the department for detention screening, the screener shall also conduct an initial mental health and substance abuse screening. This screening is initiated through a process which includes administration of the

Massachusetts Youth Screening Instrument – Second Version 2 (MAYSI-2), and administration of the Suicide Risk Screening Instrument (SRSI), a form that documents the standardized questions asked by trained, designated staff upon a youth's intake into the juvenile justice system, and upon admission to a detention center, to identify suicide risk factors and the need for referral for assessment of suicide risk as well as a review of any other documentation of suicide risk factors that are available at the time of screening.

(c) No change.

(d) After determining whether the youth being delivered to the department meets detention criteria, and after the initial mental health and substance abuse screening is completed, the screener shall conduct the intake process is initiated. The intake process is an analysis of the facts that resulted in the youth being delivered to the department. A summary of those facts will be included in the State Attorney Recommendation (SAR) and the Pre/Post-Disposition Report (PDR), if required. The former is the tool used to inform the state attorney what the department's suggestion is regarding judicial or non-judicial handling of as to how to proceed with the case. The latter is a resource used by the court to determine a disposition and sanctions for the youth's case once he or she enters a plea or is found guilty of an offense, or, in the case of a post-disposition report, to assist the department with the placement of the youth if residential commitment is ordered without the benefit of a pre-disposition report.

(e) No change.

(2) No change.

~~Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.14, 985.145 FS. History—New 5-4-20, Amended _____.~~

63D-13.0021 Detention Screening.

(1) The Detention Screening Instrument (DSI) directs the decision-making process as to whether detention care is warranted and whether the youth should be placed into secure detention, or into supervised release detention prior to a detention hearing. The Detention Screening Instrument (DJJ/PROFRM 2 08/2019) is incorporated into the rule and is available electronically at <http://www.flrules.org/Gateway/reference.asp?No=Ref-11531>.

(a) The DSI shall consist of the following five (5) sections:

1. Section I: Identification Information. Identification information will include youth demographics, information regarding the contact with the parent ~~or~~ guardian, the arresting officer's agency, name, and badge number, information about the youth's DCF history, and a list of all the presenting offenses.

2. through 5. No change.

(b) No change.

(2) In making the decision to detain or release a youth, the JPO/Screener shall take several key factors into consideration:

(a) No change.

(b) The JPO/Screeners shall attempt to contact the arresting law enforcement officer, the parent(s)/guardian(s), and the victim to obtain their assessment of the youth and pending charge(s).

(c) No change.

~~(3) Screening packets for detained youth.~~

~~(3)(a)~~ A screening packet shall be completed and uploaded into the document library of JJIS, and copies shall be provided sent to the Clerk of Court, State Attorney's Office, Public Defender/Defense Attorney, Parent/Guardian, Detention Center, if applicable, and the JPO.

~~(a)(b)~~ The Documents to include in the screening packet provided to the Clerk of Court shall; include copies of the following:

1. Information sheet/cover page;
- 2.1. Original aArrest affidavit/court order;
- 3.2. DSI;
- 4.3. Face Sheet;
- 5.4. Supervised Release Agreement and Electronic Monitoring Agreement, if applicable;
6. Financial Statement for Determination of Cost of Care Recovery, if applicable; and
7. Notice to Appear, if the youth is not placed in secure detention.

~~5. State Attorney Recommendation (SAR); and~~

~~(b)~~ The screening packet provided to the State Attorney's Office shall include the following:

1. Information sheet/cover page;
2. Arrest affidavit/court order;
3. DSI;
4. Face Sheet;
5. Original SAR, if applicable; and
6. Notice to Appear, if the youth is not placed in secure detention.

~~(c)~~ The screening packet provided to the Public Defender/Defense Attorney shall include the following: Screening packets for Detention and the JPO only, shall also include copies of:

1. Information sheet/cover page; The PREA VSAB;
2. Arrest affidavit/court order; Authority for Evaluation and Treatment (AET); and
3. DSI; The Massachusetts Youth Screening Instrument—Version 2 (MAYSI 2);
4. Face Sheet; and
5. Notice to Appear, if the youth is not placed in secure detention.

~~(d)~~ The screening packet provided to the Parent/Guardian shall include the following:

1. Information sheet/cover page;

2. If a comprehensive assessment is required, as indicated by the MAYSI-2, a copy of the comprehensive assessment referral packet and the provider's location, contact information, and appointment time, if scheduled by the JPO/Screeners;

3. If an Assessment of Suicide Risk is required, as indicated by the SRSI or MAYSI-2, and the youth is not placed in secure detention, a copy of the Suicide Risk Screening Parent/Guardian Notification Form, signed by a parent/guardian;

4. AET, if signed by a parent/guardian;

5. Supervised Release Agreement and Electronic Monitoring Agreement, if applicable;

6. Financial Statement for Determination of Cost of Care Recovery, if applicable; and

7. Notice to Appear, if the youth is not placed in secure detention.

~~(e)~~ The screening packet provided to the Detention Center if the youth is placed in secure detention or on supervised release shall include the following:

1. Information sheet/cover page;
2. Arrest affidavit/court order;
3. DSI;
4. Face Sheet;
5. PREA VSAB Screening;
6. MAYSI
7. SRSI
8. AET, if signed by a parent/guardian; and
9. Original Supervised Release Agreement and Electronic Monitoring Agreement, if applicable.

~~(f)~~ The screening packet uploaded into the document library in JJIS and provided to the JPO shall include all documents provided to the Clerk of Court, State Attorney's Office, Public Defender/Defense Attorney, Parent/Guardian, and Detention Center, if applicable. The full screening packet must include all documents, including those that are generated and stored in JJIS.

~~(4) through (5)~~ No change.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.245 FS. History—New 5-4-20, Amended _____.

63D-13.0022 Intake Screening.

(1) The purpose of the intake screening process is to assess the youth's needs and risk to determine the most appropriate recommendations for services by considering the interests of the youth, victim, and community. While intake screening may be partially completed as part of the detention screening process for youth who are delivered to the department for detention screening, the JPO shall be responsible for ensuring that the entire intake screening process is completed for all youth.

(2) through (3) No change.

(4) An initial intake conference with the youth and parent(s)/guardian(s) shall be conducted by the JPO held in all cases unless the youth and parent(s)/guardian(s) refuse or are unable to participate.

(a) ~~The intake conference may be completed at a juvenile assessment center (JAC), at a detention center, the JPO office, or other community based location.~~ The initial intake conference is voluntary until the youth enters a plea (guilty or no contest) or the youth is found guilty. The JPO shall document all efforts to schedule an intake conference with the youth and parent(s)/guardian(s).

(b) During the intake conference, the JPO interviews the youth and parent(s)/guardian(s) to gather information, explain the youth's status in the juvenile justice system, and conduct various risk and needs assessments.

1. No change.

2. The JPO completing the CAT shall use his or her own observations and those of collateral sources such as parents/guardians, other department staff, law enforcement, and other informed persons who have knowledge of the youth's behavior and background. If personal observations or collateral contacts reveal the need for further assessment regardless of the results of the CAT, a referral for further assessment shall be made.

3. For youth who are not delivered to the department for detention screening ~~those referrals not processed at a JAC or detention screening unit~~, the JPO shall also administer the Suicide Risk Screening Instrument (SRSI), and MAYSI-2 to identify potential mental health and substance abuse needs of the youth.

(c) The JPO shall attempt to obtain written consent for substance abuse treatment from the youth and a parent/guardian at the intake conference for all youth with substance abuse needs.

(5) As part of the intake screening process, the JPO shall collect information to be used in determining a youth's gang involvement or affiliation.

(a) Once law enforcement has verified gang membership, the JPO shall document an alert in JJIS. Gang alert types include:

1. ~~Other~~ Suspected Gang Affiliation. A referral has been submitted to local law enforcement with information that indicates youth's potential gang involvement or activities based on staff observations, youth statements, statements by other youth or sources, and supplemental information such as pictures, drawings, or other documents.

2. ~~Documented~~ Gang Associate Documented. Written documentation has been received from law enforcement certifying the youth is as a criminal gang associate, as defined in per sSection 874.03(2), F.S.

3. Gang Member Documented. Written documentation has been received from law enforcement certifying the youth is a criminal gang member, as defined in section 874.03(3), F.S.

(b) Any visible ~~gang-related~~ tattoos shall be photographed and uploaded to JJIS.

(c) No change.

(6) As with the complainant and victim information, the information gathered during the initial intake conference is a part of the youth's assessment of risk and needs and is used in developing the State Attorney Recommendation (SAR) and Pre-Disposition Report (PDR), if ordered.

(a) No change.

(b) The SAR shall address the following: attitude of youth, cooperation of parent(s)/guardian(s), ability of parent(s)/guardian(s) to control youth, attitudes of complainant and victim, information related to youth's involvement or association with a criminal street gang, and any available information on mental health and substance abuse needs. The State Attorney Recommendation (DJJ/CATFRM_3 08/2019) is incorporated and is available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-11533>.

(c) The JPO/Screeener shall submit recommendations to the state attorney within statutory mandated timeframes:

1. through 3. No change.

4. The JPO/Screeener is not required to submit an SAR, if the requirement is waived according to an Interagency Agreement with the local State Attorney's Office (SAO), or the SAO makes a filing decision prior to the twenty 20-day deadline, for non-detained youth.

(7) As part of the intake screening process, the JPO shall complete the Pre-Disposition Report (PDR), if ordered. The PDR is the result of a multidisciplinary assessment of ~~previously~~ gathered information that details the youth's priority needs, risks, and treatment recommendations. The Pre-Post Disposition Report (DJJ/CATFRM 2 10/2024 ~~08/2019~~) is incorporated and is available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-17130> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-11534>~~.

(a) The PDR shall include an intervention plan that recommends the most appropriate placement and sanctions to meet the youth's needs at the minimum restrictiveness level that reasonably ensures public safety and the youth's accountability.

(b) No change.

~~(c) The PDR shall include language recommending the utilization of effective responses when dealing with technical violations of supervision.~~

(d) through (f) redesignated (c) through (e) No change.

(8) No change.

(9) Staff will document all actions, efforts, occurrences, and communications related to the management of all youth referred to the department.

(a) through (b) No change.

(c) At least one case note shall address each open Youth Requirement ~~and Change Goal~~ every ninety (90) days for all youth on active supervision.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.14, 985.145 FS. History—New 5-4-20, Amended _____.

63D-13.0025 Comprehensive Evaluation

(1) The comprehensive evaluation builds on the information gathered in previous assessments, screenings, and interviews with the youth and parent(s)/guardian(s) to provide a summary of the youth's life that focuses on the following areas: vocational, academic, medical, mental health and substance abuse.

(a) No change.

(b) The JPO shall forward the referral packet to the designated provider that is responsible for completing the comprehensive evaluation. The referral packet shall include the following items:

1. Face Sheet ~~Facsheet~~;
2. through 11. No change.

(c) through (e) No change.

(2) No change.

(3) If residential commitment is being considered or has been ordered by the court, a comprehensive evaluation shall be ~~completed scheduled~~. The comprehensive evaluation shall be provided to the commitment manager prior to the commitment conference. If the evaluation is not completed by the date of the scheduled commitment conference, the JPO shall make every effort to obtain a draft for the conference. The final evaluation shall be provided before the youth is placed in a residential facility.

(4) A comprehensive evaluation is also required when a youth on conditional release ~~is transferred are pending transfer~~ back to a residential commitment ~~facility~~. If the ~~most recent~~ comprehensive evaluation ~~completed prior to commitment~~ is over twelve (12) months old, a new evaluation shall be completed to facilitate the transfer process. If available, the new evaluation shall be provided to the commitment manager prior to the transfer staffing. Otherwise, the new evaluation shall be provided before the youth is transferred back to a residential facility.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.14, 985.145 FS. History—New 5-4-20, Amended _____.

63D-13.003 Diversion.

(1) No change.

(2) Typical interventions of diversion programs include community service hours, restitution, random urinalysis, curfew, anger management, educational training, vocational services, and counseling services. Diversion programs may also

include mentoring, providing instruction or imparting guidance outside the formal treatment intervention.

(3) Available diversion services are provided in the following forms, though not all are available in every locality:

(a) Prearrest delinquency ~~Civil~~ citation programs provide law enforcement with an alternative to taking youth into custody, while ensuring swift and appropriate consequences for youth who commit non-serious offenses. A record check of the JJIS is completed to determine program eligibility. Upon receipt of the citation, the department or provider shall enter the required information into the Prevention Web.

(b) through (d) No change.

(4) No change.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.601, 985.145 FS. History—New 5-4-20, Amended _____.

63D-13.004 Community Supervision.

(1) These rules address the supervision of youth in the community, to include youth on probation, conditional release (CR), and post-commitment probation (PCP). The Youth Empowered Success (YES) Plan is the document developed between the youth, parent(s)/guardian(s), family, and JPO to plan for the successful completion of court-ordered sanctions and address criminogenic needs. The Youth Empowered Success Plan (DJJ/CATFRM 1 08/2019) is incorporated, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-11537>.

(2) The JPO shall make an initial face-to-face contact with youth on community supervision.

(a) No change.

(b) The purpose of initial contact is to conduct a preliminary review of the court order and provide contact information to the youth and parent(s)/guardian(s) family.

(3) No change.

(4) The initial YES Plan shall be developed with and signed by the youth, parent/guardian, JPO, and JPOS within thirty (30) calendar days of disposition, in the case of probation, or release, in the case of CR or PCP, ~~and must be signed by all parties, including the youth, family, JPO, and JPOS.~~ The JPOS shall ensure that the YES Plan meets the requirements of this subsection before the YES Plan is provided to the youth and parent/guardian for signature. All original signatures must be included on one signature page in the fully approved YES Plan. An electronic signature for the JPO and JPOS is acceptable if the signature is applied prior to the youth's and parent's/guardian's signatures.

(a) ~~Once the youth, parent, JPO, and JPOS have signed and dated the initial YES Plan, T~~ the JPOS shall will have thirty 30 calendar days to enter an initial supervisory review note into the JJIS case notebook module within thirty (30) calendar days of disposition, in the case of probation, or release, in the case of

CR or PCP, after the youth, parent, JPO, and JPOS have signed and dated the initial YES Plan. The date of the initial supervisory review note shall serve as the starting point for determining when all subsequent ninety (90)-day supervisory reviews shall be due.

(b) Court-ordered sanctions shall be documented in JJIS in the Youth Requirements Module.

1. Each youth requirement shall contain at least one specific action step for the youth, parent(s)/guardian(s), family, and JPO. Action steps shall clearly indicate who is responsible, what action shall be taken, and how often the action should be taken.

2. For court-ordered sanctions that are not specifically addressed in the Graduated Response Matrix, comparable noncompliance thresholds must be outlined in the YES Plan. In addition to youth, parent/guardian, and JPO action steps, the youth requirement shall include the noncompliance threshold that requires a LIST 1 response, the noncompliance threshold that requires a LIST 2 response, and the noncompliance threshold that requires the JPO to file an Affidavit/Petition for Violation of Probation (for youth on probation or PCP) or submit an administrative transfer request (for youth on CR). The JPO must consider the youth's risk to reoffend and severity of noncompliance with the court-ordered sanction when establishing noncompliance thresholds.

3. If sanctions need to be completed during supervision, but are not going to start immediately, the requirement status shall be marked as pending. The requirement start date shall be estimated and the youth requirement shall be reassessed at each ninety (90)-day period. Once the sanction begins, the action steps must be completed. The JPO is responsible for monitoring court ordered restitution payments but are prohibited from accepting or receiving payments in any form.

(c) For youth who are moderate-high and high risk to re-offend, at least one of the top three criminogenic needs shall be addressed by entering creating a Change Goal as a Youth Requirement in JJIS. A The Change Goal is a performance goal included in the youth's youth on his or her YES Plan that specifically addresses a documents the selected criminogenic need(s) to be addressed. If a Change Goal is not a court-ordered sanction, it must be negotiated with the youth and parent(s)/guardian(s).

(d) For youth who are identified as high risk to re-offend, the YES Plan shall include a delinquency intervention that is recognized by the department as an evidence-based practice, a promising practice, or a practice with demonstrated effectiveness, that targets one of the top three criminogenic needs, unless the JPO documents in writing barriers to participation, such as the lack of available services, lack of youth readiness to voluntarily participate, transportation

difficulties, or lack of parent/guardian parental approval for participation.

(e) The youth and parent(s)/guardian(s) family shall be informed of the importance of complying with and successfully completing the YES Plan and shall be provided with a copy of the approved YES Plan and the applicable page from the Graduated Response Matrix, as determined by the youth's risk to reoffend or Special Public Safety Risk designation, within ten (10) calendar days of approval.

(5) The JPO shall refer the youth and parent(s)/guardian(s) to the appropriate service(s) and provide support and follow-up as identified below to ensure the completion of sanctions and goals in the YES Plan.

(a) No change.

(b) The JPO shall contact the service provider within thirty (30) calendar days of the approval of the YES Plan to ensure that the youth and parent(s)/guardian(s) family have participated in the admission process and are receiving services.

(c) The JPO shall ensure that progress reports, written or verbal, are received from the provider on a regular basis. The JPO shall follow-up with the youth and parent(s)/guardian(s) family on any treatment challenges communicated by the service provider.

(6) While the youth is under the supervision of the department the JPO shall make contacts with the youth and parent(s)/guardian(s) family to ensure the youth's compliance with the court order and the completion of YES Plan sanctions and goals. ~~These contacts shall be made at youth reporting centers, the youth's home, school, the probation office, or other community-based location.~~

(a) During the initial one-hundred and eighty (180) days of the youth's supervision, ~~which includes youth who are committed minimum risk,~~ the JPO shall utilize the most current CAT risk to re-offend level to determine the minimum number of face to face contacts.

1. through 2. No change.

(b) No change.

(7) Prolific Juvenile Offender (PJO) youth shall be contacted as follows, until the youth no longer meets the PJO eligibility criteria:

(a) No change.

(b) One (1) face-to-face contact with a the parent/guardian biweekly and one (1) weekly evening telephone call with a the parent/guardian to verify curfew.

(c) through (d) No change.

(8) The assessment of youth is not a one-time event, but an ongoing process. Therefore, the JPO shall update the youth's risk and needs assessment to ensure that CAT results are reflective of the youth's status, including changes in behavior and progress with YES Plan sanctions and goals.

(a) Re-assessments shall be done anytime there is a new law violation, after each new disposition, prior to each 90-day supervisory review, and as pre and post testing for all delinquency interventions.

(b) No change.

~~(c) At a minimum, assessments shall not be more than six months old for any youth on supervision.~~

~~(c)(4)~~ No change.

(9) The JPOS shall conduct a supervisory case review of each case at least once every ninety (90) calendar days while the youth is under supervision.

(a) The JPO shall update Youth Requirements ~~and CAT Goals~~ in JJIS prior to the supervisory case review, to include closing completed or terminated sanctions and goals, updating action steps for pending sanctions and goals to reflect the youth's progress, or adding sanctions or goals to address additional needs identified during supervision.

(b) The JPO shall update the youth's risk and needs assessment pursuant to subsection (8) prior to each ~~the~~ supervisory case review.

(c) No change.

(d) Within fourteen (14) calendar days of the supervisory case review, the JPO shall notify the youth and parent/guardian ~~parents(s)/guardian(s)~~ of the status of the YES Plan, including any changes made during the supervisory case review. This notification may occur verbally or in writing and shall be documented in the JJIS case notebook module.

(10) If a youth is placed in adult jail, the JPO shall continue case management responsibilities.

(a) No change.

(b) If a youth is placed in adult jail, the JPO shall within two (2) business days of having knowledge that the youth is in jail:

1. through 2. No change.

3. Contact the youth's parent(s)/guardian(s) family to explain that the youth will continue to be under DJJ supervision until jurisdiction expires or otherwise ordered by the court, and that the youth shall immediately upon release from jail, contact the assigned JPO to schedule a face-to-face appointment.

4. No change.

(c) No change.

(d) Within three (3) business days of the youth's release from jail, the JPO shall conduct a face-to-face meeting with youth and parent(s)/guardian(s) family to complete a new CAT and to renegotiate action steps contained in the YES Plan, if applicable. The JPO shall remind the youth and parent(s)/guardian(s) family that the same court-ordered sanctions and interventions are in effect as before he/she entered jail.

(e) No change.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.43514, 985.601 FS. History—New 5-4-20, Amended _____.

63D-13.0041 Transfers of Supervision.

(1) The JPO is authorized, with supervisory approval, to transfer active supervision of a case to another unit or circuit for courtesy supervision upon the relocation of a youth. The youth may relocate with a parent/guardian the family or relocate to an alternative living placement, excluding residential commitment. JPOs shall utilize email when notifying other counties or circuits of the relocation of a youth.

(2) through (3) No change.

(4) If the youth relocates to another circuit (inter-circuit), the JPOS shall prepare an email notification to the sending ICJ Circuit Liaison who shall in turn notify by email the receiving ICJ Circuit Liaison, with a copy to the CPO, of the parent's/guardian's family's intent to relocate. The notification shall also include current demographic information for youth and parent(s)/guardian(s) family, as well as a Supervision Transfer Summary.

(5) No change.

(6) The receiving JPO shall make face-to-face contact with a parent/guardian the family within two (2) business days of receiving the transfer request and shall notify the sending JPO that initial contact has been made with the youth and a parent/guardian the family. The receiving JPO and JPOS shall assume all responsibility for risk assessments, YES Plan, and case reviews.

(7) through (8) No change.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.435, 985.46 FS. History—New 5-4-20, Amended _____.

63D-13.0042 Violations of Supervision.

(1) These rules apply to youth on probation, CR, and PCP. Possible violations of supervision include the following:

(a) through (c) No change.

(2) The JPO shall investigate all known or reported violations of supervision. Such investigations shall include interviewing the supervised youth, parent(s)/guardian(s), family, school officials, and other relevant collateral sources. In the case of absconding, a diligent search must be completed.

(3) New law violations occur when a delinquency petition is filed for a youth on probation, CR, or PCP. In the case of a new law violation, the JPO shall file an Affidavit/Petition for Violation of Probation (for youth on probation or PCP) or administrative transfer request (for youth on CR) for any violation that results in the filing of a delinquency petition. All applicable technical violations shall be included in the affidavit. If applicable, the affidavit or request shall include all technical violations of supervision that were not previously included in any affidavit or request, regardless of whether or not the youth meets the VOP/TRANSFER noncompliance threshold in the

Graduated Response Matrix; the affidavit or request shall document how the Graduated Response Matrix was used to address each instance of noncompliance. The JPO is not precluded from filing an affidavit or submitting an administrative transfer request based on the new law violation prior to the state attorney's decision to file a petition. The Affidavit/Petition for Violation of Probation (DJJ/PROFRM 10 08/2019) is incorporated and is available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-11539>.

(4) Technical violations involve noncompliance with a youth's court-ordered sanctions, or terms of conditional release, which may include, but are not limited to, community service, curfew, mental health or substance abuse evaluations and counseling, and school enrollment, attendance, and behavior. Technical violations shall be addressed in accordance with the Graduated Response Matrix, including those incurred simultaneously with a new law violation such as not reporting to the JPO as directed, failing to complete community service, failing to follow through with a referral, truancy, or failing to make restitution payments.

(a) Unless a previously filed Affidavit/Petition for Violation of Probation is pending disposition (for youth on probation or PCP) or a previously submitted administrative transfer request is pending a staffing (for youth on CR), within seven calendar days of becoming aware of a technical violation, the JPO shall utilize the Graduated Response Matrix to determine the appropriate response based on the youth's risk to reoffend and the severity and frequency of the noncompliance. If the JPO and JPOS determine that a formal court hearing is not needed to address the violation, and the court has previously approved the use of effective responses to address technical violations, the JPO shall address the non-compliant behavior with a previously court approved effective response(s). The sanction(s)/intervention(s) selected to address the noncompliant behavior shall be implemented as soon as the JPO confirms the youth violated the terms and conditions of supervision.

1. If the youth meets the LIST 1 noncompliance threshold and has not previously met a LIST 1 or LIST 2 threshold for any other sanction, the JPO shall identify and implement at least one appropriate response from LIST 1.

2. If the youth meets the LIST 1 noncompliance threshold and has previously met a LIST 1 or LIST 2 threshold for any other sanction, the JPO and JPOS shall meet to determine whether a LIST 1 response(s), a LIST 2 response(s), or an Affidavit/Petition for Violation of Probation (for youth on probation or PCP) or an administrative transfer request (for youth on CR) is appropriate. The JPO and JPOS shall consider the volume, frequency, and severity of all noncompliance, as well as the youth's age, maturity level, and criminogenic needs.

3. If the youth meets the LIST 2 noncompliance threshold and has not previously met a LIST 2 threshold for any other sanction, the JPO shall identify and implement at least one appropriate response from LIST 2.

4. If the youth meets the LIST 2 noncompliance threshold and has previously met a LIST 2 threshold for any other sanction, the JPO and JPOS shall meet to determine whether a LIST 2 response(s) or an Affidavit/Petition for Violation of Probation (for youth on probation or PCP) or an administrative transfer request (for youth on CR) is appropriate. The JPO and JPOS shall consider the volume, frequency, and severity of all noncompliance, as well as the youth's age, maturity level, and criminogenic needs.

5. If the youth meets the VOP/TRANSFER noncompliance threshold, the JPO shall file an Affidavit/Petition for Violation of Probation (for youth on probation or PCP) or submit an administrative transfer request (for youth on CR). The affidavit or request shall include all technical violations of supervision that were not previously included in any affidavit or request; the affidavit or request shall document how the Graduated Response Matrix was used to address each instance of noncompliance.

(b) If a previously filed Affidavit/Petition for Violation of Probation is pending disposition (for youth on probation or PCP) or a previously submitted administrative transfer request is pending a staffing (for youth on CR), within three business days of becoming aware of any additional new law or technical violation(s), the JPO shall file an amended Affidavit/Petition for Violation of Probation or submit an amended administrative transfer request to include the additional violation(s). If the JPO and JPOS decide that court action is warranted, an Affidavit/Petition for Violation of Probation shall be filed with the state attorney alleging that the youth is in violation of supervision. The affidavit shall be filed within seven (7) calendar days of the JPO becoming aware of the technical violation(s).

(5) No change.

(6) Non-compliance with the court order for youth on CR shall be addressed through the administrative transfer process.

(a) The transfer process shall be initiated by the CR service provider or the JPO providing supervision and intervention services.

(b) The service provider/ JPO initiating the transfer process shall forward copies of the transfer request paperwork to the youth, the youth's parent(s)/guardian(s), the commitment manager, the assigned JPO, the youth's attorney of record and, if applicable, the Department of Children and Families, the Guardian Ad Litem (GAL), and the youth's attorney ad litem.

(c) through (f) No change.

(7) If the department recommends a youth be transferred from minimum risk or conditional release to a non-secure, high-

~~risk or maximum risk~~ residential commitment program, the residential commitment manager will request a pick-up order from the youth’s assigned JPO. The JPO will attach the pick-up order to the Request for Transfer document. The JPO will send the documentation to the youth’s committing court. If the court doesn’t provide approval but takes no action in the ten (10) day period, the JPO shall follow up with the court on the status of the pick-up order.

(8) through (9) No change.

Rulemaking Authority 985.64, 985.601, 985.438 FS. Law Implemented 985.435, 985.438, 985.439 FS. History–New 5-4-20, Amended.

63D-13.0043 Termination of Supervision.

(1) Completion of the court-ordered sanctions shall be the primary determinant when requesting termination of supervision. Voluntary goals shall not impede the release of a youth from supervision. The JPO shall recommend termination when the youth has complied with all court-ordered sanctions and completed any response(s) selected from the Graduated Response Matrix in response to noncompliance with court-ordered sanctions.

(a) If the youth has complied with all court-ordered sanctions without utilization of the Graduated Response Matrix during the course of supervision, the JPO shall request termination of supervision upon completion of the last completable sanction (e.g., community service or counseling).

(b) If the youth has complied with all court-ordered sanctions, but the Graduated Response Matrix was utilized during the course of supervision, the JPO shall request termination of supervision upon completion of the last completable sanction or (60) days after the youth completes the response(s) selected from the Graduated Response Matrix, whichever is later.

(c) The JPO shall continue to monitor compliance with ongoing court-ordered sanctions (e.g. curfew or school attendance) after requesting termination. Any violations of supervision that occur prior to termination shall result in withdrawal of the termination request and the appropriate course of action required by Rule 63D-13.0042, F.A.C.

(2) through (4) No change.

(5) Each youth shall have a final risk and needs assessment using the CAT entered in JHS to serve as a marker of the youth’s status at the end of supervision. This assessment shall be completed within the last thirty (30) days of supervision.

(6) through (7) No change.

(8) The JPO shall notify the youth and a parent/guardian family in writing that the youth is no longer under supervision.

(9) No change.

Rulemaking Authority 985.64, 985.438, 985.601 FS. Law Implemented 985.14, 985.435, 985.438 FS. History–New 5-4-20, Amended.

63D-13.005 Juvenile Assessment Centers.

(1) through (3) No change.

(4) In Rules 63D-13.0051 through .0054, F.A.C., the term “JAC” shall apply to all detention screening locations, including those that are not formally identified as JACs through an interagency agreement.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.03, 985.135, 985.601 FS. History–New 5-4-20, Amended.

63D-13.006 Non-Residential Facilities.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.03, 985.601 FS. History–New 5-4-20, Repealed.

63D-13.0061 Safety and Administration.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.03, 985.601 FS. History–New 5-4-20, Repealed.

63D-13.0062 Service Delivery.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.03, 985.601 FS. History–New 5-4-20, Repealed.

63D-13.0063 Minimum-Risk Commitment.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.03, 985.601 FS. History–New 5-4-20, Repealed.

63D-13.0064 Progress Reports.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.03, 985.455, 985.601 FS. History–New 5-4-20, Repealed.

63D-13.0065 Release.

Rulemaking Authority 985.64, 985.601 FS. Law Implemented 985.03, 985.455, 985.601 FS. History–New 5-4-20, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Sonny Peacock, Asst. Secretary for Probation & Community Intervention

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Eric Hall, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 07, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 6, 2024

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE NO.: 64B7-33.001
RULE TITLE: Advertisement

PURPOSE AND EFFECT: The Board proposes the amendment of the rule to update the advertising requirements to be consistent with statutory changes associated with HB 197.

SUMMARY: To update the advertisement requirements for massage establishments and massage therapists to ensure consistency with statutory provisions.

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: 480.035(7), 480.043(3), FS

LAW IMPLEMENTED: 480.046(1)(d), (f), 480.0465, 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: Stephanie Webster, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3257, Stephanie.Webster@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B7-33.001 Advertisement.

(1) No Change.

(2) Any advertisement of massage services in any advertising medium as defined herein shall include the license number of each licensed massage therapist and each licensed massage establishment whose name appears in the advertisement. The advertisement must also include the physical address of the massage establishment and the telephone number that has been provided to the Department of Health through the licensing process.

(3) For purposes of this rule, “advertising medium” means: any newspaper, airwave or computer transmission, internet, telephone directory listing other than an in-column listing consisting only of a name, address, and telephone number, business card, handbill, flyer, sign other than a building directory listing all building tenants and their room or suite numbers, or other form of written advertising.

(4) No Change.

Rulemaking Authority 480.035(7) FS. Law Implemented 480.046(1)(d), (f), 480.0465 FS. History—New 12-7-92, Formerly 21L-33.001, Amended 2-13-95, 7-13-97, Formerly 61G11-33.001, Amended 11-21-02, 12-13-05, 11-2-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Massage Therapy

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Board of Massage Therapy

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: July 24, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: October 2, 2024

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-26.350 Requirements for Pharmacy Technician Registration

PURPOSE AND EFFECT: The Board proposes the rule amendment to reference the statute regarding registration as a pharmacy technician.

SUMMARY: The statute regarding registration as a pharmacy technician will be referenced in the rule.

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: 465.005, 465.014 FS.

LAW IMPLEMENTED: 456.0635, 456.013(1), (2), (3), 465.014 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 info@Floridaspharmacy.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-26.350 Requirements for Pharmacy Technician Registration Pursuant to Section 465.014, F.S.

(1) No change.

(2) All applicants for registration as a pharmacy technician pursuant to section 465.014, F.S., must be made on form DH-MQA-PH1183, "Pharmacy Technician Registration Application," Rev. 08/2021, which is incorporated herein by reference. Copies of the application may be obtained from the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, FL 32399-3254, (850)488-0595; the board's website at <http://floridaspharmacy.gov/Applications/app-pharm-tech.pdf> or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-13943>. The application must be accompanied with a non-refundable application fee and an initial registration fee set forth in Rules 64B16-26.1001 and 64B16-26.1002, F.A.C.

(3) No change.

Rulemaking Authority 465.005, 465.014 FS. Law Implemented 456.0635, 456.013(1), (2), (3), 465.014 FS. History—New 8-5-10, Amended 9-1-16, 12-29-21, _____.

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: August 22, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 1, 2024

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-26.2033 Approved Pharmacy Internship Programs

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language.

SUMMARY: Unnecessary language will be deleted.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board 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: 465.005, 465.007(1)(c) FS.

LAW IMPLEMENTED: 456.013(1), 465.002, 465.003(12), (13), 465.007(1)(c), 465.0075(1)(c)2., 465.013, 465.015(1)(b), (2)(b) 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 info@Floridaspharmacy.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-26.2033 Approved Pharmacy Internship Programs.

(1) For the purpose of qualifying for licensure by examination pursuant to Section 465.007(1)(c), F.S., ~~or for licensure by endorsement pursuant to Section 465.0075(1)(c)2., F.S.~~, the following are determined to be “internship programs approved by the Board:”

- (a) through (c) No change.
- (2) through (6) No change.

Rulemaking Authority 465.005, 465.007(1)(c) FS. Law Implemented 456.013(1), 465.002, 465.003(12), (13), 465.007(1)(c), 465.0075(1)(c)2., 465.013, 465.015(1)(b), (2)(b) FS. History—New 5-27-10, Amended 3-15-17, _____.

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: August 22, 2024
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 1, 2024

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:
61G4-16.001 Written Certification Examination Requirements
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. 50 No. 145, July 25, 2024 issue of the Florida Administrative Register. The changes are based upon written comments received by the staff of the Joint Administrative Procedures Committee. The rule now reads as follows:

61G4-16.001 Written Certification Examination Requirements.

- (1) Through (32) No Change.
- (33) Certification of Structural Pre-Stress and Precast Concrete Work Specialty Contractors. The certification examination shall consist of two tests.
 - (a) No Change.
 - (b) Test two shall consist of questions relating to general knowledge of the structural pre-stress and precast concrete

work specialty trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

- 1. Through 6. No Change.
- (34) Through (37) No Change.

Rulemaking Authority 455.217, 489.108, 489.113 FS. Law Implemented 455.217, 489.113 FS. History—New 1-6-80, Amended 9-24-84, Formerly 21E-16.01, Amended 5-3-87, 10-4-87, 6-2-88, 12-19-88, 5-23-89, 8-23-89, 2-5-91, 1-29-92, 10-11-92, 5-2-93, Formerly 21E-16.001, Amended 10-17-93, 5-9-95, 11-28-95, 3-11-96, 11-13-97, 4-13-99, 9-12-00, 6-25-03, 6-23-08, 4-21-09, 8-31-14, 7-4-17, 9-30-19, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: 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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: RULE TITLE:
61G19-1.009 Definitions

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. 50 No. 179, September 12, 2024 issue of the Florida Administrative Register.

The change is in response to comments submitted by the Joint Administrative Procedures Committee. The rule shall now read as follows:

61G19-1.009 Definitions.

- (1) through (11) No Change.
- (12) “Internship Certification Program” means a board-approved program(s) of learning for individuals seeking certification as either a building, electrical, plumbing, mechanical, or residential inspector or a plans examiner while employed full-time by a jurisdiction, which emphasizes on-the-job-training and provides an alternative to the typical prerequisite experience/education for licensure as an inspector or plans examiner.

- (13) through (19) No Change.

Rulemaking Authority 468.606, 468.607 FS. Law Implemented 455.01, 468.603, 468.609 FS. History—New 5-23-94, Amended 5-21-95, 11-20-95, 1-16-03, 6-8-17, 2-14-18, 10-21-20, 12-21-22, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Krista Woodard, Executive Director, Building Code Administrators and Inspectors Board, 2601 Blair

Stone Road, Tallahassee, Florida 32399-0791,
Krista.Woodard@myfloridalicense.com

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
 REGULATION**

Florida Building Commission

RULE NO.: RULE TITLE:
 61G20-2.005 Alternative Plans Review and Inspection
 forms Adopted
 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. 50 No. 177, September 10, 2024 issue of the Florida Administrative Register.

**61G20-2.005 Alternative Plans Review and Inspection
 Forms Adopted.**

The following form is hereby incorporated by reference and adopted for use in conjunction with utilization of a private provider to perform plan review and inspection and may be obtained at
<http://www.flrules.org/Gateway/reference.asp?No=Ref-17135>
<http://www.flrules.org/Gateway/reference.asp?No=Ref-16979>
 or at
https://www.floridabuilding.org/fbc/committees/Private_Providers/Private_Providers.htm:

Notice to Building Official of Use of Private Provider, Form Number 61G20-2.005-2002-01, effective January 1, 2025.
Rulemaking Authority 553.76(1), 553.791(4) FS. Law Implemented 553.791(4) FS. History—New 1-20-03, Amended 7-21-08, Formerly 9B-3.053, 9N-2.005, Amended 10-18-21, 4-29-24, 1-1-25.

PROPOSED EFFECTIVE DATE: January 1, 2025.

**Section IV
 Emergency Rules**

NONE

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
 64B9-3.002 Qualifications for Examination

The Board of Nursing hereby gives notice:
 of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on May 8, 2024, by Shana Melendez.

The Notice of Petition for Waiver or Variance was published in Volume 50, Number 97, of the May 16, 2024, Florida Administrative Register. Petitioner requested a variance or waiver from subsection 64B9-3.002(3), F.A.C., entitled, “Qualifications for Examination,” which states in part, for an applicant writing the examination for practical nurses on the basis of practical nursing education equivalency, a completed Practical Nurse Equivalence (PNEQ) Application Letter or an official certified transcript which sets forth graduation from an approved professional program is required.

The Board considered the instant Petition at a duly-noticed public meeting held June 6, 2024, in Saint Augustine, Florida. The Board’s Order, filed on July 2, 2024, granted the petition finding that Petitioner established that the purpose of the underlying statute would be met by granting a variance or waiver from subsection 64B9-3.002(3), F.A.C. The Board further finds that Petitioner established that applying the requirements of the aforementioned rule to petitioner’s circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Amanda Gray, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252; MQA.Nursing@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
 64B9-3.002 Qualifications for Examination

The Board of Nursing hereby gives notice:
 of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on May 8, 2024, by MiYonni Randall. The Notice of Petition for Waiver or Variance was published in Volume 50, Number 97, of the May 16, 2024, Florida Administrative Register. Petitioner requested a variance or waiver from subsection 64B9-3.002(3), F.A.C., entitled, “Qualifications for Examination,” which states in part, for an applicant writing the examination for practical nurses on the basis of practical nursing education equivalency, a completed Practical Nurse Equivalence (PNEQ) Application Letter or an official certified transcript which sets forth graduation from an approved professional program is required.

The Board considered the instant Petition at a duly-noticed public meeting held June 6, 2024, in Saint Augustine, Florida. The Board’s Order, filed on July 2, 2024, granted the petition finding that Petitioner established that the purpose of the underlying statute would be met by granting a variance or waiver from subsection 64B9-3.002(3), F.A.C. The Board further finds that Petitioner established that applying the requirements of the aforementioned rule to petitioner’s

circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Amanda Gray, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252; MQA.Nursing@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:

64B9-3.002 Qualifications for Examination

The Board of Nursing hereby gives notice:

of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on May 3, 2024, by Mamese Cledanor. The Notice of Petition for Waiver or Variance was published in Volume 50, Number 97, of the May 16, 2024, Florida Administrative Register. Petitioner requested a variance or waiver from subsection 64B9-3.002(3), F.A.C., entitled, "Qualifications for Examination," which states in part, for an applicant writing the examination for practical nurses on the basis of practical nursing education equivalency, a completed Practical Nurse Equivalence (PNEQ) Application Letter or an official certified transcript which sets forth graduation from an approved professional program is required.

The Board considered the instant Petition at a duly-noticed public meeting held June 6, 2024, in Saint Augustine, Florida. The Board's Order, filed on July 2, 2024, granted the petition finding that Petitioner established that the purpose of the underlying statute would be met by granting a variance or waiver from subsection 64B9-3.002(3), F.A.C. The Board further finds that Petitioner established that applying the requirements of the aforementioned rule to petitioner's circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Amanda Gray, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252; MQA.Nursing@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-5.001 Hours Requirement

The Board of Optometry hereby gives notice:

of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on June 13, 2024, by Suzanne Kathleen Smith. The Notice of Petition for Variance or Waiver was published in Volume 50, No. 19, of the Florida Administrative Register, on June 18, 2024. Petitioner sought a variance or waiver of subsection 64B13-5.001(1), F.A.C., entitled, "Hours Requirement" regarding the requirements for renewal of a biennial license.

The Board considered the instant Petition at a duly-noticed videoconference public meeting held July 17, 2024. The Board's Order, filed on August 1, 2024, granted the petition finding that Petitioner had established that the purpose of the underlying statute would be met by granting a variance or waiver from subsection 64B13-4.004(2), F.A.C. The Board further finds that Petitioner established that applying the requirements of the aforementioned rule to petitioner's circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Dayle Mooney, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257, telephone: (850) 488-0595, or by electronic mail – MQA.Optometry@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.005 Supervised Experience Requirements

The Board of Psychology hereby gives notice:

that the Petition filed by Kate Bodack Cullison, PhD. HSPP, on October 1, 2024, seeking a variance or waiver of Rule 64B19-11.005, F.A.C., and subsection 490.005(c), F.S., has been withdrawn. The Notice of Petition was published in Vol. 50, No. 175 of the October 4, 2024, issue of the Florida Administrative Register.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, at the above address, or telephone (850) 245-4373, or by electronic mail – Allen.Hall@flhealth.gov

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NO.: RULE TITLE:

5B-40.0055 Regulated Plant Index

The Endangered Plant Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: CANCELED: Friday, October 25, 2024, 10:00 a.m. - 2:00 p.m.

PLACE: CANCELED: Division of Plant Industry-Citrus Health Response Program, 3027 Lake Alfred Rd., Winter Haven, FL 33881

GENERAL SUBJECT MATTER TO BE CONSIDERED: CANCELATION of the annual meeting of the Endangered Plant Advisory Council

A copy of the agenda may be obtained by contacting: Patti Anderson, (352)395-4701, Patti.Anderson@FDACS.gov

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NO.: RULE TITLE:

5B-40.0055 Regulated Plant Index

The Endangered Plant Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 25, 2024, 9:00 a.m. - 1:00 p.m.

PLACE: Virtual meeting via Microsoft Teams link: https://teams.microsoft.com/l/meetup-join/19%3ameeting_MzA4ODExYTEtOWQxMS00Y2EwLWJjZTMtNGRmMWYzOTE4NjI3%40thread.v2/0?context=%7b%22id%22%3a%2262557d98-bd11-4a88-8a7b-57bc3df0190b%22%2c%22oid%22%3a%220303bc6f-7820-4de7-80fc-e558e97de654%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2024-2025 Endangered Plant Grants; Review Regulated Plant Index; New Plant Listings for Regulated Plant Index; Election of Officers

A copy of the agenda may be obtained by contacting: Patti Anderson, (352)395-4701, Patti.Anderson@FDACS.gov

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

The Board of Professional Surveyors and Mappers announces a public meeting to which all persons are invited.

DATES AND TIMES: October 28-29, 2024: October 28, 2024, 1:00 p.m., Probable Cause Panel. The Probable Cause Panel meeting is closed to the public except for portions, if any, which deal with disciplinary cases that have already become public; October 28, 2024, 2:00 p.m., Committee Meetings and General Business Session; October 29, 2024, 8:30 a.m., Complete General Business Session.

PLACE: Hilton University of Florida Conference Center, 1714 SW 34th Street, Gainesville, Florida 32607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Professional Surveyors and Mappers Committee Meetings and General Business Meeting.

A copy of the agenda may be obtained by contacting: Liz Compton, Executive Director, Board of Professional Surveyors and Mappers, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850) 410-3674. One week prior to the meeting date, the agenda will also be available online at: <https://www.fdacs.gov/About-Us/Advisory-Councils-and-Committees/Board-of-Professional-Surveyors-and-Mappers>.

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: Liz Compton at (850) 410-3674. 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: Liz Compton, Executive Director, Board of Professional Surveyors and Mappers, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850) 410-3674.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

The Florida Department of Agriculture and Consumer Services announces a public meeting to which all persons are invited.

DATE AND TIME: CANCELLED Wednesday, October 23, 2024, 9:30 a.m. – 11:00 a.m. (EDT).

PLACE: Hard Rock Hotel, 918 N. Atlantic Avenue, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Florida Propane Gas Education, Safety and Research Council to discuss industry related issues.

A copy of the agenda may be obtained by contacting: The meeting has been cancelled and will be rescheduled for a later date and time. For more information, you may contact Kyrsten Dalton, Bureau of Standards at (850) 921-1545.

STATE BOARD OF ADMINISTRATION

The Florida Commission on Hurricane Loss Projection Methodology announces a public meeting to which all persons are invited.

DATES AND TIMES: Thursday, November 7, 2024, 8:30 a.m. ET until conclusion of meeting, and Friday, November 8, 2024, 8:30 a.m. ET until conclusion of meeting.

PLACE: Room 116 (Hermitage Centre Conference Room), 1801 Hermitage Boulevard, Tallahassee, Florida 32308. To attend these meetings virtually, register on the Commission website at <https://fchlpm.sbafla.com/> under Meetings. Persons wishing to participate by telephone may dial 1 (914) 614-3221 and enter attendee code 981-532-266.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will review computer flood models submitted under the Commission's 2021 flood standards and acceptability process. In addition, other general business of the Commission may be addressed. Portions of the meetings will be closed as provided in section 627.0628(3)(g), Florida Statutes. The

closed portions of the meetings are as follows: November 7, 9:30 to 11:30 a.m. and November 8, 11:30 a.m. to 2:30 p.m.

A copy of the agenda may be obtained by contacting: Ben Addleton, Florida Hurricane Catastrophe Fund, P.O. Drawer 13300, Tallahassee, FL 32317-3300, ben.addleton@sbafla.com, (850) 413-1332.

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

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a hearing to which all persons are invited.

DATE AND TIME: PREHEARING: Thursday, October 24, 2024, 9:30 a.m. (EST)

HEARING: Tuesday, November 5, 2024, immediately following the Commission Agenda Conference at 9:30 a.m. (EST). November 6-7, 2024 have also been reserved for continuation of the hearing, if needed. The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 20240001-EI - Fuel and purchased power cost recovery clause with generating performance incentive factor.

Docket No. 20240002-EG - Energy conservation cost recovery clause.

Docket No. 20240003-GU - Purchased gas adjustment (PGA) true-up.

Docket No. 20240004-GU - Natural gas conservation cost recovery.

Docket No. 20240007-EI - Environmental cost recovery clause.

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE PREHEARING:

The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action.

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE HEARING:

The purpose of this hearing shall be to receive testimony and exhibits relative to issues and subjects, including but not limited to, the following:

1. Determination of the Projected Levelized Fuel Adjustment Factors for all investor-owned electric utilities for the period January 2025 through December 2025;
2. Determination of the Estimated Fuel Adjustment True-Up Amounts for all investor-owned electric utilities for the period January 2024 through December 2024;
3. Determination of the Final Fuel Adjustment True-Up Amounts for all investor-owned electric utilities for the period January 2023 through December 2023, which are to be based on actual data for that period;
4. Determination of Generating Performance Incentive Factor Targets and Ranges for the period January 2025 through December 2025;
5. Determination of Generating Performance Incentive Factor Rewards and Penalties for the period January 2023 through December 2023;
6. Determination of the Projected Capacity Cost Recovery Factors for the period January 2025 through December 2025, including nuclear costs;
7. Determination of the Estimated Capacity Cost Recovery True-Up Amounts for the period January 2024 through December 2024, including nuclear costs;
8. Determination of the Final Capacity Cost Recovery True-Up Amounts for the period January 2023 through December 2023, which are to be based on actual data for that period;
9. Determination of the Projected Conservation Cost Recovery Factors for certain investor-owned electric and gas utilities for the period January 2025 through December 2025;
10. Determination of Conservation Actual/Estimated True-Up Amounts for certain investor-owned electric and gas utilities for the period January 2024 through December 2024;
11. Determination of the Final Conservation True-Up Amounts for the period January 2023 through December 2023 for certain investor-owned electric and gas utilities, which are to be based on actual data for that period;
12. Determination of the projected Purchased Gas Adjustment Cost Recovery Factors for the period January 2025 through December 2025;
13. Determination of Actual/Estimated Purchased Gas True-Up Amounts for the period January 2024 through December 2024;
14. Determination of the Final Purchased Gas True-Up Amounts for the period January 2024 through December 2024, which are to be based on actual data for that period;
15. Determination of the Projected Environmental Cost Recovery Factors for the period January 2025 through December 2025;

16. Determination of the Actual/Estimated Environmental Cost Recovery True-Up Amounts for the period January 2024 through December 2024;

17. Determination of the Final Environmental Cost Recovery True-Up Amounts for the period January 2023 through December 2023, which are to be based on actual data for that period;

The purpose of this hearing is also to consider any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement.

All witnesses shall be subject to cross-examination at the conclusion of their testimony. The hearing will be governed by the provisions of Chapters 366 and 120, Florida Statutes, and Chapters 25-22 and 28-106, Florida Administrative Code.

Interested persons may request to be listed as an interested person for these dockets, in which case they will receive notices and orders published and issued in these dockets. Such requests should be made to: Florida Public Service Commission, Office of the Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, (850) 413-6770.

EMERGENCY CANCELLATION OF HEARING:

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission’s website (<http://www.floridapsc.com>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at 850-413-6199.

A copy of the agenda may be obtained by contacting: Jacob Imig at 850-413-6738 or jimig@psc.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 five days before the workshop/meeting by contacting: Office of Commission Clerk at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850) 413-6770. Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

EXECUTIVE OFFICE OF THE GOVERNOR

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

DATE AND TIME: Thursday, October 24, 2024, 2:00 p.m., ET until all business is complete.

PLACE: Zoom.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Aly Simons, aly@volunteerflorida.org, (850)414-7400.

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: Aly Simons, aly@volunteerflorida.org, (850)414-7400. 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: Aly Simons, aly@volunteerflorida.org, (850)414-7400.

EXECUTIVE OFFICE OF THE GOVERNOR

The Volunteer Florida Foundation Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, October 24, 2024, 10:00 a.m., ET until all business is complete.

PLACE: Zoom.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business.

A copy of the agenda may be obtained by contacting: Aly Simons, aly@volunteerflorida.org, (850)414-7400.

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: Aly Simons, aly@volunteerflorida.org, (850)414-7400. 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: Aly Simons, aly@volunteerflorida.org, (850)414-7400.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council's Executive Budget Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 28, 2024, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782 United

<https://us02web.zoom.us/j/8185117476?pwd=UGwqnXiL4vQ16Z6weJbOiLsFpP70.1&omn=82545218086>

Meeting ID: 818 511 7476

Passcode: 89652

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council Executive Budget Committee.

A copy of the agenda may be obtained by contacting: Maria Robles, maria@tbrpc.org

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Maria Robles, maria@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Maria Robles, maria@tbrpc.org

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

The Board of Pilot Commissioners announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, October 29, 2024, 11:00 a.m.

PLACE: <https://meet.goto.com/337217893>

1(571)317-3116, Access Code: 337-217-893

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982.

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: Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982. 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: Board of Pilot

Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

The Florida Boards of Medicine and Osteopathic Medicine's Physician Certification Pattern Review Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 28, 2024, 3:00 p.m. EDT or soon thereafter.

PLACE: You may join the virtual meeting from your computer, tablet, or smartphone through the following link: <https://global.gotomeeting.com/join/717632629>. You may also join the meeting via telephone at (571) 317-3112 using the access code 717-632-629. To maximize your access to the meeting, the Department recommends that you download the GoToMeeting app on your computer, tablet, or smartphone prior to the meeting. If you are required to or otherwise intend to make an appearance before the Panel, you must do so from a quiet place with limited activity. You may not appear from your car. The Department also recommends that you connect to the meeting platform at least 15 minutes prior to the start of the meeting to make sure you can successfully establish a connection.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Panel. Panel meetings may be canceled prior to the meeting date. Please check the Board's website at <https://flboardofmedicine.gov/meeting-information> for cancellations or changes to the meeting date or time or call the Board at (850) 245-4131 for more information.

A copy of the agenda may be obtained by contacting: the Board of Medicine at <https://flboardofmedicine.gov/meeting-information>, or the Board of Osteopathic Medicine at <https://floridaosteopathicmedicine.gov/meeting-information/>.

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: Board staff, at (850)245-4161 or at mqa.osteopath@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board staff, at (850)245-4161 or at mqa.osteopath@flhealth.gov.

FISH AND WILDLIFE CONSERVATION COMMISSION
 Freshwater Fish and Wildlife
 RULE NOS.:RULE TITLES:
 68A-12.010 Regulations Governing the Operation of Private Hunting Preserves
 68A-12.011 Regulations Governing the Establishment and Operation of Game Farms
 The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.
 DATE AND TIME: Monday, November 4, 2024, 6:00 p.m. - 8:00 p.m.
 PLACE: The Pavilion on Little Lake Jackson, 1775 US Hwy. 27 S., Sebring, FL 33870
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting is to discuss proposed draft rules related to hunting preserves and game farms.
 A copy of the agenda may be obtained by contacting: Capt. Kara Hooker, Captive Wildlife Section, Phone: 850-488-6253. 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: the ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FISH AND WILDLIFE CONSERVATION COMMISSION
 Freshwater Fish and Wildlife
 RULE NOS.: RULE TITLES:
 68A-12.010 Regulations Governing the Operation of Private Hunting Preserves
 68A-12.011 Regulations Governing the Establishment and Operation of Game Farms
 The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.
 DATE AND TIME: Monday, November 18, 2024, 6:00 p.m. - 8:00 p.m.
 PLACE: Hilton Garden Inn, 5625 Venture Crossings Blvd., Panama City, FL 32409
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting is to discuss proposed draft rules related to hunting preserves and game farms.
 A copy of the agenda may be obtained by contacting: Capt. Kara Hooker, Captive Wildlife Section, Phone: (850)488-6253. 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: the ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the

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

BOARD OF GOVERNORS
 The Florida Board of Governors of the State University System announces a public meeting to which all persons are invited.
 DATE AND TIME: October 30, 2024, 9:00 a.m.
 PLACE: Florida International University, Ballroom of the Graham Center located at Modesto A. Maidique Campus at 11200 S.W. 8th Street Miami, FL 33199
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Governors and its committees will meet to conduct regular business of the Board, starting at 9 a.m. on October 30, 2024.

Florida Board of Governors Foundation, Inc., will meet to conduct regular business of the Foundation, starting at 11:15 a.m. or Upon Adjournment of prior committees, on October 30, 2024.

A copy of the agenda may be obtained by contacting: Rachel Kamoutsas, Corporate Secretary, Board of Governors, at 325 W. Gaines St., Suite 1614, Tallahassee, Florida 32399, at (850)245-0466, or generalcounsel@flbog.edu and will be available at <https://www.flbog.edu/board/upcoming-meeting/>. 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 Kamoutsas, Corporate Secretary, Board of Governors, at 325 W. Gaines St., Suite 1614, Tallahassee, Florida 32399, at (850)245-0466, or generalcounsel@flbog.edu and will be available at <https://www.flbog.edu/board/upcoming-meeting/>. 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: Rachel Kamoutsas, Corporate Secretary, Board of Governors, at 325 W. Gaines St., Suite 1614, Tallahassee, Florida 32399, at (850)245-0466, or generalcounsel@flbog.edu

DEPARTMENT OF COMMERCE
 Division of Community Development
 The Florida Department of Commerce (FloridaCommerce) announces a public meeting to which all persons are invited.
 DATE AND TIME: October 17, 2024, 2:00 p.m.
 (CANCELLATION)

PLACE: Florida Department of Commerce, Caldwell Building, 107 East Madison Street, Conference Room 114, Tallahassee, Florida 32399

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MmU4NTI3ZGIOWJkZS00ODBhLTlkYjEtNzEyYWM5Yjc3ODZk%40thread.v2/0?context=%7b%22Tid%22%3a%22931da019-f64e-4908-b0f6-92f46f78c512%22%2c%22Oid%22%3a%2245c58309-5c26-436d-b40c-54e45460780b%22%7d

Meeting ID: 292 497 037 673

Passcode: YfqCi3

CONFERENCE CALL INFORMATION

Tele-conference Number: 1(850)988-5144

Conference Code: 254 247 063#

GENERAL SUBJECT MATTER TO BE CONSIDERED: FloridaCommerce announces cancellation of this public meeting. This meeting will be rescheduled for a later date in which advanced public notice will be provided.

Federal regulations related to the United States Department of Health and Human Services funding requests require states, such as Florida, that are applying for Community Services Block Grant funding to prepare a State Plan as part of the application process. We are also required to provide the public an opportunity to review and comment on the contents of the State Plan.

The Florida Department of Commerce is holding a public meeting on Thursday, October 17, 2024, to receive comments regarding the state of Florida’s Community Services Block Grant (CSBG) State Plan for Federal Fiscal Year (FFY) 2025 & 2026.

APPEALS INFORMATION: If a person decides to appeal any decision of the Florida Department of Commerce with respect to any matter considered at the public meeting, he or she will need a record of the proceeding. For such purposes, he or she may need to ensure that a record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

A copy of the agenda may be obtained by contacting: Frankie Hernandez, Deputy Bureau Chief, CSBG Community Program Manager, Bureau of Economic Self-Sufficiency, Florida Department of Commerce, 107 East Madison Street, MSC-400, Tallahassee, Florida 32399-4120; phone: (850)717-8450, email: Frankie.Hernandez@commerce.fl.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 5 days before the workshop/meeting by contacting: Frankie Hernandez, Deputy Bureau Chief, CSBG Community Program Manager, Bureau of Economic Self-Sufficiency, Florida Department of Commerce, 107 East Madison Street, MSC-400, Tallahassee, Florida 32399-4120;

phone: (850)717-8450, email: Frankie.Hernandez@commerce.fl.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).

DEPARTMENT OF COMMERCE

Division of Community Development

The Florida Department of Commerce (FloridaCommerce) announces a public meeting to which all persons are invited.

DATE AND TIME: October 24, 2024, 2:00 p.m.

PLACE: Florida Department of Commerce, Caldwell Building, 107 East Madison Street, Conference Room 114, Tallahassee, Florida 32399

Microsoft Teams

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MmU4NTI3ZGIOWJkZS00ODBhLTlkYjEtNzEyYWM5Yjc3ODZk%40thread.v2/0?context=%7b%22Tid%22%3a%22931da019-f64e-4908-b0f6-92f46f78c512%22%2c%22Oid%22%3a%2245c58309-5c26-436d-b40c-54e45460780b%22%7d

Meeting ID: 292 497 037 673

Passcode: YfqCi3

CONFERENCE CALL INFORMATION

Tele-conference Number: 1-850-988-5144

Conference Code: 254 247 063#

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Federal regulations related to the United States Department of Health and Human Services funding requests require states, such as Florida, that are applying for Community Services Block Grant funding to prepare a State Plan as part of the application process. We are also required to provide the public an opportunity to review and comment on the contents of the State Plan.

The Florida Department of Commerce is holding a combined hearing on Thursday, October 24, 2024, to receive comments regarding the state of Florida’s Community Services Block Grant (CSBG) State Plan for Federal Fiscal Year (FFY) 2025 & 2026.

APPEALS INFORMATION: If a person decides to appeal any decision of the Florida Department of Commerce with respect to any matter considered at the public meeting, he or she will need a record of the proceeding. For such purposes, he or she may need to ensure that a record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

A copy of the agenda may be obtained by contacting: Mr. Frankie Hernandez, Deputy Bureau Chief, CSBG Community Program Manager, Bureau of Economic Self-Sufficiency, Florida Department of Commerce, 107 East Madison Street,

MSC-400, Tallahassee, Florida 32399-4120; phone: (850) 717-8450, email: Frankie.Hernandez@commerce.fl.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 5 days before the workshop/meeting by contacting: Mr. Frankie Hernandez, Deputy Bureau Chief, CSBG Community Program Manager, Bureau of Economic Self-Sufficiency, Florida Department of Commerce, 107 East Madison Street, MSC-400, Tallahassee, Florida 32399-4120; phone: (850) 717-8450, email: Frankie.Hernandez@commerce.fl.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).

QCAUSA

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

DATE AND TIME: IN PERSON: Thursday, October 24, 2024, 5:00 p.m., LIVE ONLINE: Thursday, October 24, 2024, 6:00 p.m.

PLACE: City of Marco Island, Community Room, 51 Bald Eagle Drive, Marco Island, FL 34145

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to a Public Meeting for the Caxambas Court over Roberts Bay Bridge Replacement Project in Collier County. The meeting will present information about the preliminary design options and provide the opportunity for the public to meet with the design team and provide comments for the public record. The same materials will be provided at both the online and in-person events.

IN-PERSON OPTION:

THURSDAY, OCTOBER 24, 2024

Anytime between 5:00 p.m. - 7:00 p.m.

City of Marco Island, Community Room

51 Bald Eagle Drive, Marco Island, FL 34145

This will include a video that will automatically replay (no formal presentation) and the project team will be available for discussion.

LIVE ONLINE OPTION:

Register in advance:

<https://attendee.gotowebinar.com/register/4830050569071033951>

THURSDAY, OCTOBER 24, 2024

6:00 p.m. – 7:00 p.m.

This will include a video that will automatically replay as well as copies of all meeting materials. Comments can also be provided online.

If you are unable to attend the meeting, comments can also be provided through the project webpage (<https://www.swflroads.com/project/445460-1>) or by email (JeffreyM.Jones@dot.state.fl.us) or mail (FDOT District One, Attn: Jeffrey Jones, 10041 Daniels Parkway, Fort Myers, FL 33913). While comments about the project are accepted at any time, they must be received or postmarked by Thursday, November 7, 2024, to be included in the formal record. Questions can be answered by calling the FDOT project manager Jeffrey Jones at (239) 225-1920.

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

A copy of the agenda may be obtained by contacting: Jeffrey M. Jones, JeffreyM.Jones@dot.state.fl.us, (239) 225-1920.

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: Cynthia Sykes, FDOT District One Title VI Coordinator by email at Cynthia.Sykes@dot.state.fl.us or by phone at (863) 519-2287. 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: Jeffrey M. Jones, JeffreyM.Jones@dot.state.fl.us, (239) 225-1920.

HDR, INC.

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

DATE AND TIME: Thursday, October 24, 2024, 5:30 p.m. – 7:30 p.m.

PLACE: Virtually on GoToWebinar at <http://www.bit.ly/SunbridgeParkway> or by phone at (562) 247-8422 with passcode (125) 406-651; and in person at the St. Cloud Marina Banquet Hall, 1104 Lakeshore Blvd., St. Cloud, FL 34769

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting is being held to present information and solicit community feedback on the Sunbridge Parkway Extension Project, proposed to provide a new roadway connection between Irlo Bronson Memorial Highway (US 192), and Nova Road (CR 532) (FPID 453229-1).

Virtual Option: Interested persons may join the Virtual Public Meeting (VPM) from a computer, tablet, or mobile device. For this option, advance registration is required by visiting <https://bit.ly/SunbridgeParkway>. Once registered, participants will receive a confirmation email containing information about joining the meeting online. Please note, Internet Explorer

cannot be used to register or attend this webinar. Click here (<https://www.google.com/chrome/>) to download Google Chrome or here (<https://bit.ly/DownloadMicrosoftEdge>) to download Microsoft Edge. The online presentation will begin at 5:35 p.m.

Phone Option (Listen Only): Participants may join the meeting in listen-only mode by dialing (562) 247-8422 and entering the passcode (125) 406-651.

In-Person Open House Option: Participants may attend in person at the St. Cloud Marina Banquet Hall, 1104 Lakeshore Blvd., St. Cloud, FL 34769.

Participants will receive the same information regardless of the platform they choose. All meeting materials will be available on the Project website at <https://one.osceola.org/sunbridgeparkway> prior to the meeting. 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 (FDOT) pursuant to 23 United States Code (USC) Section 327 and a Memorandum of Understanding dated May 26, 2022, and executed by the Federal Highway Administration (FHWA) and FDOT.

Public participation is solicited without regard to race, color, nation 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 phone at (407)742-1208 or TTD: 1(800)955-8771.

A copy of the agenda may be obtained by contacting: Osceola County Project Manager Joshua DeVries, AICP by phone at (407) 742-7813 or by email at Joshua.DeVries@Osceola.org

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Joshua DeVries, AICP at (407)742-7813 or Joshua.DeVries@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 Joshua DeVries, AICP by phone at (407) 742-7813 or by email at Joshua.DeVries@Osceola.org. All comments received, whether received online, in-person, or by phone, will be reviewed and become part of the project record.

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 issued an order disposing of the petition for declaratory statement filed by Jason M. Davies, on behalf of Pool Envy, LLC, on August 16, 2024. The following is a summary of the agency's disposition of the petition:

Petitioner asked the Board, ““(1) May a swimming pool contractor be permitted to perform electrical testing and perform work on load-side electrical equipment related to the replacement of swimming pool pumps, including replacement of code required GFCI breakers? Is then guarantee of work fulfillment therefore, to require that the contractor must take out an electrical permit and be granted the right to do so; and must undergo inspection for each specific job site to meet both NEC 680 requirements and practice within a legal scope of chapter 489? (2) Under the provision of NEC 680.23(b)(6)-are contractors permitted to service swimming pool lights? (3) Under 489 description of repair/replacement – Is a contractor permitted to remove any existing swimming pool light from a swimming pool and therefore, replace it with a suitable swimming pool light as per the requirements within NEC 680.23(A) and (B) (F) – Meaning, can a contractor remove a 120V pool light, and replace it with a potentially safer GFCI breaker, transformer, and 12V light? (4) If clarification can be provided to a limited scope of electrical work by a pool contractor; can it be conveyed that a pool contractor may perform “load side” from the nearest sub-panel? (5) Encompassing all the previous questions, is a commercial contractor permitted to perform low-voltage wiring to control centers or automation for pump control or other devices where the current is less than 48V?” The Notice of Petition for Declaratory Statement was published in Vol. 50, No. 165, on August 22, 2024, in the Florida Administrative Register. The Boards Order was filed on September 23, 2024. The Board, at its meeting held on September 13, 2024, denied the Petition for Declaratory Statement and determined that the Petitioner's request does not contain a particular set of circumstances, and the questions relate to the National Electrical Code over which the Board has not authority or jurisdiction.

A copy of the Order Disposing 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.

DEPARTMENT OF HEALTH

Board of Nursing

NOTICE IS HEREBY GIVEN that the Board of Nursing has issued an order disposing of the petition for declaratory statement filed by Victoria Haig, APRN on May 29, 2024. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 50, No. 108, of the June 3, 2024, Florida Administrative Register. The petition seeks the agency's opinion as to the applicability of Section 464.012(3)(a), F.S., as it applies to the Petitioner. The Petitioner seeks a Declaratory Statement from the Board as to whether administering sub-anesthetic levels of ketamine as an analgesic pursuant to a physician's order is within the scope of practice of an advanced practice registered nurse (APRN) under the specific and limited circumstances listed in the petition. At the duly-noticed public meeting held on August 1, 2024, in Coral Springs, Florida, the Board discussed the Petition for Declaratory Statement and declined to answer the question because the circumstances described within the petition fall within the scope of practice under existing statutes and rules. The Board's Final Order was filed on September 4, 2024.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Amanda Gray, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399, MQA.Nursing@flhealth.gov, or by telephone at (850) 245-4125.

DEPARTMENT OF HEALTH

Board of Nursing

NOTICE IS HEREBY GIVEN that the Board of Nursing has issued an order disposing of the petition for declaratory statement filed by Dawn Thompson, RN on May 16, 2024. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 50, No. 103, of the May 24, 2024, Florida Administrative Register. The petition seeks the agency's opinion as to the applicability of 464.003(19)(b), F.S., as it applies to the Petitioner. The Petitioner seeks a Declaratory Statement from the Board as to whether it is within the scope of practice of Petitioner as a Florida licensed registered nurse (RN), to assist in a regional block by pulling back the plunger on the syringe to aspirate to verify placement and then to push the medication into the regional space under the verbal direction of an anesthesiologist. At the duly-noticed public meeting held on August 1, 2024, in Coral Springs, Florida, the Board

discussed the Petition for Declaratory Statement and voted to answer "no", it is not within Petitioner's scope of practice. The Board's Final Order was filed on September 4, 2024.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Amanda Gray, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399, MQA.Nursing@flhealth.gov, or by telephone at (850) 245-4125.

Section VIII
Notice of Petitions and Dispositions
Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Section IX
Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Thursday, October 10, 2024, and 3:00 p.m., Wednesday, October 16, 2024.

Rule No.	File Date	Effective Date
5M-1.001	10/10/2024	10/30/2024
5M-1.004	10/10/2024	10/30/2024
5M-1.008	10/10/2024	10/30/2024
5M-1.009	10/10/2024	10/30/2024
5M-1.010	10/10/2024	10/30/2024
5M-1.011	10/10/2024	10/30/2024
5N-1.116	10/10/2024	10/30/2024
60LER24-6	10/10/2024	10/10/2024
64B8-7.002	10/11/2024	10/31/2024
64B8-7.004	10/11/2024	10/31/2024
64B12-9.016	10/15/2024	11/4/2024
64B12-9.017	10/15/2024	11/4/2024
64B13-18.002	10/15/2024	11/4/2024
64B15-12.005	10/11/2024	10/31/2024
64B19-11.005	10/11/2024	10/31/2024
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
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****

WATER MANAGEMENT DISTRICTS

South Florida Water Management District
**SOUTH FLORIDA WATER MANAGEMENT DISTRICT
 NOTICE OF ENTRY OF FINAL ORDER**
 On September 12, 2024, the Governing Board of the South Florida Water Management District approved the 2023-2024 Lower East Coast Water Supply Plan Update. Final Order No. 2024-069-FOF was issued approving the 2023-2024 Lower East Coast Water Supply Plan Update. The order can be inspected or copied at the South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach,

FL 33406; Contacts: Molly Brown, District Clerk, (561) 682-6805, or Mark Elsner, Bureau Chief, Water Supply, (561) 682-6156. Order No. 2024-069-FOF is also available on the District’s website at the following address: <http://www.sfwmd.gov/our-work/water-supply/lower-east-coast>.

NOTICE OF RIGHTS

As required by Sections 120.569(1), and 120.60(3), Fla. Stat., the following is notice of the opportunities which may be available for administrative hearing or judicial review when the substantial interests of a party are determined by an agency. Please note that this Notice of Rights is not intended to provide legal advice. Not all of the legal proceedings detailed below may be an applicable or appropriate remedy. You may wish to consult an attorney regarding your legal rights.

Right to Request Administrative Hearing

A person whose substantial interests are or may be affected by the South Florida Water Management District’s (SFWMD or District) action has the right to request an administrative hearing on that action pursuant to Sections 120.569 and 120.57, Fla. Stat. Persons seeking a hearing on a SFWMD decision which affects or may affect their substantial interests shall file a petition for hearing with the Office of the District Clerk of the SFWMD, in accordance with the filing instructions set forth herein, within 21 days of receipt of written notice of the decision, unless one of the following shorter time periods apply: (1) within 14 days of the notice of consolidated intent to grant or deny concurrently reviewed applications for environmental resource permits and use of sovereign submerged lands pursuant to Section 373.427, Fla. Stat.; or (2) within 14 days of service of an Administrative Order pursuant to Subsection 373.119(1), Fla. Stat. "Receipt of written notice of agency decision" means receipt of written notice through mail, electronic mail, or posting that the SFWMD has or intends to take final agency action, or publication of notice that the SFWMD has or intends to take final agency action. Any person who receives written notice of a SFWMD decision and fails to file a written request for hearing within the timeframe described above waives the right to request a hearing on that decision.

If the District takes final agency action which materially differs from the noticed intended agency decision, persons who may be substantially affected shall, unless otherwise provided by law, have an additional Rule 28-106.111, Fla. Admin. Code, point of entry.

Any person to whom an emergency order is directed pursuant to Section 373.119(2), Fla. Stat., shall comply therewith immediately, but on petition to the board shall be afforded a hearing as soon as possible.

A person may file a request for an extension of time for filing a petition. The SFWMD may, for good cause, grant the request. Requests for extension of time must be filed with the SFWMD

prior to the deadline for filing a petition for hearing. Such requests for extension shall contain a certificate that the moving party has consulted with all other parties concerning the extension and that the SFWMD and any other parties agree to or oppose the extension. A timely request for an extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

FILING INSTRUCTIONS

A petition for administrative hearing must be filed with the Office of the District Clerk of the SFWMD. Filings by facsimile will not be accepted. A petition for administrative hearing or other document is deemed filed upon receipt during normal business hours by the Office of the District Clerk at SFWMD headquarters in West Palm Beach, Florida. The District's normal business hours are 8:00 a.m. – 5:00 p.m., excluding weekends and District holidays. Any document received by the Office of the District Clerk after 5:00 p.m. shall be deemed filed as of 8:00 a.m. on the next regular business day. Additional filing instructions are as follows:

- Filings by mail must be addressed to the Office of the District Clerk, 3301 Gun Club Road, West Palm Beach, Florida 33406.
- Filings by hand-delivery must be delivered to the Office of the District Clerk. Delivery of a petition to the SFWMD's security desk does not constitute filing. It will be necessary to request that the SFWMD's security officer contact the Office of the District Clerk. An employee of the SFWMD's Clerk's office will receive and file the petition.
- Filings by e-mail must be transmitted to the Office of the District Clerk at clerk@sfwmd.gov. The filing date for a document transmitted by electronic mail shall be the date the Office of the District Clerk receives the complete document. A party who files a document by e-mail shall (1) represent that the original physically signed document will be retained by that party for the duration of the proceeding and of any subsequent appeal or subsequent proceeding in that cause and that the party shall produce it upon the request of other parties; and (2) be responsible for any delay, disruption, or interruption of the electronic signals and accepts the full risk that the document may not be properly filed.

INITIATION OF AN ADMINISTRATIVE HEARING

Pursuant to Sections 120.54(5)(b)4. and 120.569(2)(c), Fla. Stat., and Rules 28-106.201 and 28-106.301, Fla. Admin. Code, initiation of an administrative hearing shall be made by written petition to the SFWMD in legible form and on 8 1/2 by 11inch white paper. All petitions shall contain:

1. Identification of the action being contested, including the permit number, application number, SFWMD file number or any other SFWMD identification number, if known.
2. The name, address, any email address, any facsimile number, and telephone number of the petitioner and petitioner's representative, if any.
3. An explanation of how the petitioner's substantial interests will be affected by the agency determination.
4. A statement of when and how the petitioner received notice of the SFWMD's decision.
5. A statement of all disputed issues of material fact. If there are none, the petition must so indicate.
6. A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the SFWMD's proposed action.
7. A statement of the specific rules or statutes the petitioner contends require reversal or modification of the SFWMD's proposed action.
8. If disputed issues of material fact exist, the statement must also include an explanation of how the alleged facts relate to the specific rules or statutes.
9. A statement of the relief sought by the petitioner, stating precisely the action the petitioner wishes the SFWMD to take with respect to the SFWMD's proposed action.

MEDIATION

The procedures for pursuing mediation are set forth in Section 120.573, Fla. Stat., and Rules 28-106.111 and 28-106.401-.405, Fla. Admin. Code. The SFWMD is not proposing mediation for this agency action under Section 120.573, Fla. Stat., at this time.

RIGHT TO SEEK JUDICIAL REVIEW

Pursuant to Section 120.68, Fla. Stat., and in accordance with Florida Rule of Appellate Procedure 9.110, a party who is adversely affected by final SFWMD action may seek judicial review of the SFWMD's final decision by filing a notice of appeal with the Office of the District Clerk of the SFWMD in accordance with the filing instructions set forth herein within 30 days of rendition of the order to be reviewed, and by filing a copy of the notice with the clerk of the appropriate district court of appeal.

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.
