

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-3.003 Certification as to Specifications of School Buses

PURPOSE AND EFFECT: This amendment will update references to the Florida School Bus Specifications, Revised 2023, incorporated by reference in this rule, to the current edition, effective January 2026 and to the National School Transportation Specifications and Procedures, May 2015, to the May 2025 edition. Periodic updates to these publications are necessary to ensure school bus specifications reflect the latest technologies associated with school buses.

SUBJECT AREA TO BE ADDRESSED: To update the Florida School Bus Specifications and National School Transportation Specifications and Procedures publications.

RULEMAKING AUTHORITY: 316.173(17), (18), 1001.02(1), 1006.25(2), (4), F.S.

LAW IMPLEMENTED: 316.003, 316.173, 1006.25, F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: If requested: October 27, 2025, 10:00 a.m., ET

PLACE: Online via Microsoft Teams @ https://teams.microsoft.com/l/meetup-join/19%3ameeting_NThhYTA4ZGtZmY5OS00MDU4LTkwOWMtODFiNWl5NmVmYjFi%40thread.v2/0?context=%7b%22id%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22oid%22%3a%22a8c889e4-e1d7-4c53-af13-f375e082fc20%22%7d

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Suzanne Pridgeon, Deputy Commissioner, Finance and Operations, Florida Department of Education, Suite 1214, Turlington Building, (850)245-0406.

To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Available at <https://web02.fldoe.org/rules>

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-3.0141 Employment of School Bus Operators

PURPOSE AND EFFECT: To amend the rule to allow class E driver's license holders to operate small school buses and multifunction school activity buses that have a gross vehicle weight rating (GVWR) under 26,001 pounds and a seating capacity of 15 persons or fewer, including the driver to expand transportation options for school districts.

SUBJECT AREA TO BE ADDRESSED: The purpose of this amendment is to remove the current restriction that prevents class E driver's license holders from operating small buses and multifunction school activity buses that have a gross vehicle weight rating less than 26,001 pounds and a seating capacity of 15 persons or fewer, including the driver.

RULEMAKING AUTHORITY: 316.615(3), 1001.02(1), 1006.22, 1012.45, F.S.

LAW IMPLEMENTED: 316.615, 1006.22, 1012.32(2)(a), 1012.45, F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: October 27, 2025, 10:00 a.m., ET

PLACE: Online via Microsoft Teams if requested @ https://teams.microsoft.com/l/meetup-join/19%3ameeting_NThhYTA4ZGtZmY5OS00MDU4LTkwOWMtODFiNWl5NmVmYjFi%40thread.v2/0?context=%7b%22id%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22oid%22%3a%22a8c889e4-e1d7-4c53-af13-f375e082fc20%22%7d

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Suzanne Pridgeon, Deputy Commissioner, Finance and Operations. Suzanne.Pridgeon@fldoe.org, (850)245-0406.

To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Available at <https://web02.fldoe.org/rules>

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-3.0171 Responsibilities of School Districts for Student Transportation

PURPOSE AND EFFECT: This amendment will update the 2020 edition of the Florida School Bus Safety Inspection Manual for 2025; will add a vehicle chart to the existing rule to identify which vehicles are allowed for student transportation; and will update the frequency of school bus inspections to align with industry standards. School bus inspections will be conducted on a quarterly basis with the maximum interval not to exceed 101 calendar days. New technologies for electric school buses necessitate related changes to inspection criteria and procedures, requiring periodic revisions of this publication to ensure school buses remain safe for student transportation. This amendment also establishes the requirement for signage on the exterior of alternate vehicles identifying the vehicle as authorized for student transportation.

SUBJECT AREA TO BE ADDRESSED: The proposed amendment updates the Florida School Bus Safety Inspection Manual, updates the school bus inspection frequency, introduces new criteria for electric school buses, identifies which vehicles are allowed for transporting students, and establishes exterior signage requirements for alternate vehicles that are used to transport students.

RULEMAKING AUTHORITY: 316.615, 1001.02(1), 1003.31, 1006.21, 1006.22, 1012.45, F.S.

LAW IMPLEMENTED: 316.615, 1003.31, 1006.22, 1012.45 F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: October 27, 2025, 10:00 a.m., ET

PLACE: Florida Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400 (if requested, a meeting will be held online via Microsoft Teams) @ https://teams.microsoft.com/l/meetup-join/19%3ameeting_NThhYTA4ZGZmY5OS00MDU4LTkwOWMtODFiNWl5NmVmYjFi%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%22a8c889e4-e1d7-4c53-af13-f375e082fc20%22%7d

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Suzanne Pridgeon, Deputy Commissioner. Suzanne.Pridgeon@fldoe.org, (850)245-0406. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Available at <https://web02.fldoe.org/rules>.

DEPARTMENT OF LAW ENFORCEMENT

State Board of Immigration Enforcement

RULE NOS.: **RULE TITLES:**

11Q-1.001	Definitions
11Q-1.002	Funds Availability and Eligibility
11Q-1.003	Eligible Purposes and Programs
11Q-1.004	Application and Award Procedures
11Q-1.005	Reimbursement Procedures for Awarded Grants

11Q-1.006 Forms and Instructions

PURPOSE AND EFFECT: 11Q-1.001: Definitions related to the provisions of the Local Law Enforcement Immigration Grant Program.

11Q-1.002: To establish the circumstances under which certain qualified individuals or entities may request funds pursuant to the Local Law Enforcement Immigration Grant Program.

11Q-1.003: Establish expenditures eligible for reimbursement through the Local Law Enforcement Immigration Grant Program.

11Q-1.004 To establish processes for application and award of grants under the Local Law Enforcement Immigration Grant Program.

11Q-1.005 To establish processes for the reimbursement of eligible expenditures through the Local Law Enforcement Immigration Grant Program.

11Q-1.006 To provide forms for use in the administration of the Local Law Enforcement Immigration Grant Program.

SUBJECT AREA TO BE ADDRESSED: Establishing the parameters of the Local Law Enforcement Immigration Grant Program.

RULEMAKING AUTHORITY: 908.1033(7) F.S.

LAW IMPLEMENTED: 908.1033 F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Monday, October 27, 2025, at 1:00 p.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Agency Clerk at (850)410-7676, or agencyclerk@fdle.state.fl.us or write to Florida Department of Law Enforcement, Attn: Agency Clerk, Post Office Box 1489, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Agency Clerk at (850)410-7676, or agencyclerk@fdle.state.fl.us or write to Florida Department of Law Enforcement, Attn: Agency Clerk, Post Office Box 1489, Tallahassee, Florida 32308.

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

DEPARTMENT OF LAW ENFORCEMENT

State Board of Immigration Enforcement

RULE NOS.: RULE TITLES:

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|-----------|--|
| 11Q-2.001 | Definitions |
| 11Q-2.002 | Data Collection from Local Law Enforcement Agencies |
| 11Q-2.003 | Data Collection from Detention Facilities |
| 11Q-2.004 | Data Collection from the Florida Department of Corrections |
| 11Q-2.005 | Data Collection from State Attorneys |
| 11Q-2.006 | Data Collection Reporting Requirements |

PURPOSE AND EFFECT: 11Q-2.001: Definitions related to the collection of data required by the State Board of Immigration.

11Q-2.002: To establish the categories of data to be collected from Local Law Enforcement Agencies

11Q-2.003: To establish the categories of data to be collected from local detention facilities

11Q-2.004: To establish the categories of data to be collected from the Florida Department of Corrections

11Q-2.005: To establish the categories of data to be collected from State Attorneys.

11Q-2.006: To establish the process for submission of data collected pursuant to the above Rules.

SUBJECT AREA TO BE ADDRESSED: Establishing the categories of data to be collected and the methods of collecting data from various state entities by the State Board of Immigration Enforcement.

RULEMAKING AUTHORITY: 908.1031(4) F.S.

LAW IMPLEMENTED: 908.1031(3)(e) F.S.

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DATE AND TIME: Monday, October 27, 2025, at 1:00 p.m.

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

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agencyclerk@fdle.state.fl.us or write to Florida Department of Law Enforcement, Attn: Agency Clerk, Post Office Box 1489, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Agency Clerk at (850)410-7676, or agencyclerk@fdle.state.fl.us or write to Florida Department of Law Enforcement, Attn: Agency Clerk, Post Office Box 1489, Tallahassee, Florida 32308.

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

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|--------------|---|
| 64B16-26.204 | Pharmacist Licensure and Pharmacist Technician Registration by Endorsement; Application |
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PURPOSE AND EFFECT: The proposed rule amendment will incorporate the updated version of the application DH-MQA-5103 – Mobile Opportunity by Interstate Licensure Endorsement (MOBILE).

SUBJECT AREA TO BE ADDRESSED: To incorporate the updated application DH-MQA-5103 – Mobile Opportunity by Interstate Licensure Endorsement (MOBILE).

RULEMAKING AUTHORITY: 456.013, 456.0145, 465.005, 465.0075 FS.

LAW IMPLEMENTED: 456.013(1), (2), 456.0145, 465.0075 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: Traci Zeh, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C08, Tallahassee, Florida 32399-3258; (850)488-0595 or by email at info@Floridaspharmacy.gov.

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

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| 64B16-30.001 | Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances |
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PURPOSE AND EFFECT: The Board proposed the rule development to set forth a new disciplinary guideline for the failure to comply with the provision of Section 456.072(1)(tt), F.S., relating to refunding overpayments to patients. The amendment will also update the rule text for clarification.

SUBJECT AREA TO BE ADDRESSED: To update the rule with a new disciplinary guideline and update the text for clarification.

RULEMAKING AUTHORITY: 456.47(4), 456.47(7), 456.072, 456.079, 465.005 FS.

LAW IMPLEMENTED: 456.47(4), 456.072, 456.079, 465.016, 465.023 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: Traci Zeh, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C08, Tallahassee, Florida 32399-3258; (850)488-0595 or by email at info@Floridaspharmacy.gov.

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-30.003 Citations

PURPOSE AND EFFECT: The proposed rule development will set forth a new citation for the failure to comply with the provision of Section 456.072(1)(tt), F.S., relating to refunding overpayments to patients.

SUBJECT AREA TO BE ADDRESSED: To update the rule text to advise licensees of the new citation offense relating to refunding overpayments to patients.

RULEMAKING AUTHORITY: 456.073, 456.077, 465.005 FS.

LAW IMPLEMENTED: 456.077 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: Traci Zeh, Executive Director, Board of Pharmacy, 4052 Bald

Cypress Way, Bin C08, Tallahassee, Florida 32399-3258; (850)488-0595 or by email at info@Floridaspharmacy.gov.

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-3.001 Licensure

PURPOSE AND EFFECT: The proposed rule amendment updates the requirements for licensure regarding the incorporated Form DH-MQA-5101, Mobile Opportunity by Interstate Licensure Endorsement (MOBILE), pursuant to changes to s. 456.0145, F.S. The modifications became effective on July 1, 2025, in accordance with Chapter 2025-114, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: Updates are being made to the incorporated Form DH-MQA-5101, Mobile Opportunity by Interstate Licensure Endorsement (MOBILE), pursuant to changes to s. 456.0145, F.S. The modifications became effective on July 1, 2025, in accordance with Chapter 2025-114, Laws of Florida.

RULEMAKING AUTHORITY: 456.013, 456.0135, 456.0145(5), 486.025, 486.031(1)(c), 486.104 FS.

LAW IMPLEMENTED: 456.013, 456.0135, 456.0145, 456.017, 456.0635, 456.38, 486.031, 486.041, 486.051, 486.061, 486.0715, 486.081, 486.102, 486.103, 486.104 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3252, or by email at allen.hall@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: RULE TITLE:

64B18-14.010 Citations

PURPOSE AND EFFECT: A citation is being added to allow an administrative fine for failure to comply with s.456.0625, F.S., relating to refunding overpayments to patients, in

accordance with Chapter 2025-48, Laws of Florida. The new citation will take effect January 1, 2026.

SUBJECT AREA TO BE ADDRESSED: A citation is being added to allow an administrative fine for failure to comply with s.456.0625, F.S., relating to refunding overpayments to patients, in accordance with Chapter 2025-48, Laws of Florida. The new citation will take effect January 1, 2026.

RULEMAKING AUTHORITY: 456.072, 456.077, 461.005 FS.

LAW IMPLEMENTED: 456.057, 456.062, 456.072, 456.077, 461.012 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: Ashleigh Irving, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258, at (850)245-4292, or by email: Ashleigh.Irving@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Athletic Training

RULE NO.: **RULE TITLE:**

64B33-5.001 Disciplinary Guidelines

PURPOSE AND EFFECT: Updates to the disciplinary guidelines are being made to include telehealth registrants regarding patient overpayments and refunds, in accordance with Chapter 2025-48, Laws of Florida. The new violation will take effect January 1, 2026.

SUBJECT AREA TO BE ADDRESSED: Updates to the disciplinary guidelines are being made to include telehealth registrants regarding patient overpayments and refunds, in accordance with Chapter 2025-48, Laws of Florida. The new violation will take effect January 1, 2026.

RULEMAKING AUTHORITY: 456.0625(4), 456.079, 456.47(7), 468.705, 468.719 FS.

LAW IMPLEMENTED: 456.0625, 456.072, 456.079, 456.47, 468.719 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: Ashleigh Irving, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3257, at (850)245-4292, or by email: Ashleigh.Irving@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Athletic Training

RULE NO.: **RULE TITLE:**

64B33-5.003 Citations

PURPOSE AND EFFECT: A citation is being added to allow an administrative fine for failure to comply with s. 456.0625, F.S., relating to refunding overpayments to patients, in accordance with Chapter 2025-48, Laws of Florida. The new citation will take effect January 1, 2026.

SUBJECT AREA TO BE ADDRESSED: A citation is being added to allow an administrative fine for failure to comply with s. 456.0625, F.S., relating to refunding overpayments to patients, in accordance with Chapter 2025-48, Laws of Florida. The new citation will take effect January 1, 2026.

RULEMAKING AUTHORITY: 456.0625(4), 456.077, 468.705, 468.719 FS.

LAW IMPLEMENTED: 456.0625, 456.077, 468.719 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: Ashleigh Irving, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3257, at (850)245-4292, or by email: Ashleigh.Irving@flhealth.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 Agricultural Environmental Services

RULE NOS.: RULE TITLES:

5E-1.0012	Definitions
5E-1.002	Registration and Labeling of Animal and Vegetable Manures, Composts, Soil Conditioners, Soil Amendments and Soil Additives
5E-1.003	Labels or Tags
5E-1.007	Pesticides in Fertilizer
5E-1.008	Low Analysis Fertilizer
5E-1.009	Sampling
5E-1.012	Reports and Inspection Fee Payment, Inspection Fees, Reporting, Continuous Bond, Certificate of Deposit Requirement
5E-1.014	Methods of Analyses
5E-1.023	Procedures for Landowners and Leaseholders to Submit a Notice of Intent to Implement Nitrogen Best Management Practices (BMPs)
5E-1.025	Fertilizer Aircraft Registration, Inspection, Security, Storage, Transactions, Recordkeeping, Area-of-Application Information and Forms
5E-1.026	Adulteration Levels for Metals in Fertilizers; Certificate of Analysis

PURPOSE AND EFFECT: This rule update will refine current text and will implement statutory changes to Chapter 576, F.S., with new or revised definitions, updated forms and standards, and clarification of language.

SUMMARY: Rule 5E-1.0012 will be created to provide definitions used throughout chapter 5E-1. Labeling requirements will also be updated and clarified. In addition, the proposed rulemaking will implement changes made during the last legislative session, adopt current versions of incorporated regulations, and update forms and references for clarity and consistency.

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: There are no adverse regulatory impacts associated with implementing this rule. Proposed changes consist of adding or revising definitions and implementation of changes to Chapter 576, Florida Statutes. Additional changes will update this rule for consistency and clarity. The adverse impact or potential regulatory costs of the proposed rule modifications did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. Additionally, no interested party submitted additional information regarding the economic impact. Impacts to small businesses and other regulated entities will occur solely as a function of non-compliance and will not present any additional regulatory burden.

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: Chapter 2001-360, Laws of Florida, 403.067(7)(c)2., 570.07(23), 576.045(6), 576.051(7), 576.181, (2) FS.

LAW IMPLEMENTED: Chapter 2001-360, Laws of Florida, 403.067, 576.011, (25), 576.021, 576.031, 576.041, 576.045, 576.051(2), (3), (7), (8), 576.085, 576.181, (2) 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: Jerry Everton; (850)617-7997; Gerald.Everton@fdacs.gov; 3125 Conner Blvd., Tallahassee, FL 32399-1650.

THE FULL TEXT OF THE PROPOSED RULE IS:

5E-1.0012 Definitions.

In addition to those terms contained in Section 576.011, F.S., the following definitions shall apply to this rule chapter:

(1) “Actively Growing Turf” means turf that needs mowing at least once every two weeks to maintain the grass blade height recommended in the document entitled University of Florida, Institute of Food and Agricultural Sciences ENH 10 “Mowing Your Florida Lawn” dated March 2009, which is hereby adopted and incorporated by reference. Copies may be obtained from the Environmental Horticulture Department, Florida Cooperative Extension Service, Institute of Food and Agricultural Sciences, University of Florida, Gainesville, Florida 32611 or online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-18835>.

(2) “Ammonium Thiosulfate” means a commercial product composed principally of (NH₄)₂S₂O₃. It is a nitrification inhibitor.

(3) “Beneficial Substance” means any substance or compound, other than primary, secondary, and micro plant nutrients, and excluding pesticides, that can be demonstrated by scientific research to be beneficial to one or more species of plants, soil or media.

(4) “Consumer” is defined as an individual, a corporate entity, or a distinct farming operation.

(5) “Controlled Release fertilizer” means a slow released fertilizer that is engineered to provide nutrients over time at a predictable rate under specified conditions.

(6) “Custom Blend” means a fertilizer-pesticide mixture manufactured at the request of and to the specifications of a purchaser, for his immediate and exclusive use.

(7) “Cyanamide” means a commercial product consisting principally of calcium cyanamide (CaNCN). It is a nitrification inhibitor.

(8) “Dicyandiamide” means a water soluble organic compound of formula $C_2H_4N_4$ which contains at least sixty-five percent (65%) nitrogen. It is a source of slowly available nitrogen. It is a nitrification inhibitor.

(9) “Enhanced Efficiency Fertilizer” means a fertilizer product with characteristics that minimize the potential of nutrient losses to the environment, as compared to a reference soluble product.

(10) “Established Urban Turf” means urban turf older than 12 months.

(11) “Fertilizer Material” means a fertilizer that meets one of the following requirements:

(a) Contains important quantities of no more than one of the primary nutrients: nitrogen (N), phosphate (P_2O_5), and potash (K_2O).

(b) Has 85 percent or more of its plant nutrient content present in the form of a single chemical compound.

(c) Is derived from a plant or an animal residue or byproduct or a natural material deposit that has been processed in such a way that its content of plant nutrients has not been materially changed except by purification and concentration.

(12) “Grade” means the percentages in fertilizer of total nitrogen expressed as N, available phosphorus expressed as P_2O_5 , and soluble potassium expressed as K_2O , stated in whole numbers in the same terms, order, and percentages as in the guaranteed analysis. However, specialty fertilizer may be guaranteed in fractional units of less than 1 percent of total nitrogen, available phosphate, and soluble potash. Fertilizer materials, bone meal, manures, and similar materials may be guaranteed in fractional units.

(13) “Inventoried Blend” means a fertilizer-pesticide mixture manufactured, packaged and held for future sale.

(14) “Low Analysis Fertilizer” shall apply to fertilizer which contains less than 16% total primary plant nutrients.

(15) “Low Phosphate Fertilizer” means fertilizer products intended for new or established urban turf or lawns, with phosphate levels equal to or above 0.5% or as provided in Rule 5E-1.003, F.A.C.

(16) “N-(n-butyl) Thiophosphoric Triamide (NBPT)” means a compound that is the normal butyl derivative of thiophosphoric triamide and is a urease inhibitor (CAS No. 94317-64-3).

(17) “New Urban Turf” means urban turf established less than 12 months.

(18) “Nitrogen Stabilizer” means a substance added to a fertilizer which extends the time the nitrogen component of the fertilizer remains in the soil in the urea or ammoniacal form. Urease inhibitors and nitrification inhibitors are nitrogen stabilizers.

(19) “Nitrification Inhibitor” means a substance that inhibits the biological oxidation of ammoniacal nitrogen to nitrate nitrogen.

(20) “No Phosphate Fertilizer” means fertilizer products with phosphate levels below 0.5% intended for established urban turf or lawns.

(21) “Plant Amendment” means any substance applied to plants or seeds which are intended to improve growth, yield, product quality, reproduction, flavor, or other favorable characteristics of plants except fertilizers, soil amendments, agricultural liming materials, animal and vegetable manure, pesticides, plant regulators, and other materials which may be exempt by regulation.

(22) “Plant Biostimulant” means a substance(s), microorganism(s), or mixtures thereof, that, when applied to seeds, plants, the rhizosphere, soil or other growth media, act to support a plant’s natural nutrition processes independently of the biostimulant’s nutrient content. The plant biostimulant thereby improves nutrient availability, uptake, or use efficiency, tolerance to abiotic stress, and consequent growth, development, quality or yield.

(23) “Plant Inoculant” means a product consisting of microorganisms to be applied to the plant or soil for the purpose of enhancing the availability or uptake of plant nutrients through the root system.

(24) “Slow Release Fertilizer” means a fertilizer in a form that releases, or converts to a plant available form, plant nutrient at a slower rate relative to an appropriate reference soluble product.

(25) “Soil Inoculant” means a microbial product that is applied to colonize the soil to benefit the soil chemistry, biology, or structure.

(26) “Sports Turf” means non-agricultural land planted exclusively for golf courses, parks and athletic fields.

(27) “Stabilized Nitrogen Fertilizer” means a fertilizer to which a nitrogen stabilizer has been added.

(28) “Starter Fertilizer” means a fertilizer formulated for a one-time application at planting or near that time to encourage root growth and enhance the initial establishment.

(29) “Urease Inhibitor” means a substance which inhibits hydrolytic action on urea by the urease enzyme. When applied to soils the effect of the urease inhibitor is less urea nitrogen lost by ammonia volatilization.

(30) “Urban Turf” or “Lawns” means non agricultural land planted in closely mowed, managed grasses except golf courses, parks and athletic fields.

Rulemaking Authority 570.07(23), 576.181 FS. Law Implemented 576.011, 576.041 FS. History—New.

5E-1.002 Beneficial Substances Registration and Labeling of Animal and Vegetable Manures, Composts, Soil Conditioners, Soil Amendments and Soil Additives

Registration and Labeling-

(1) No change.

(2) The department will require proof of beneficial claims made before registering any potting soil, mulch, compost, soil additive, soil conditioner and soil amendment. If beneficial claims are made as to soil amendments, soil additives or soil conditioners, the department will require scientific evidence of usefulness and agronomic value. As evidence of proof, the department will accept experimental data, evaluations, or advice supplied from an accredited school of agriculture. The experimental design shall be related to state environmental conditions for which the product is intended to be used. The department will accept information from other sources of proof as additional evidence in evaluating soil amendments, soil additives or soil conditioners. Proof of beneficial claims shall be mailed to the Fertilizer Program Manager, 3125 Conner Boulevard, Building 6, Tallahassee, Florida 32399 1650.

(2)(3) Beneficial Substances Manipulated manures, composts, soil conditioners, soil amendments and soil additives come within the definition of fertilizer. A Beneficial Substance not presently defined in the “Official Publication 2025” published by the Association of American Plant Food Control Officials, cannot be distributed unless the information required in subsection 576.151(8), F.S., is provided to the Department. The information shall be provided to the Bureau of Licensing and Enforcement, 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399-1650. “Official Publication 2025” published by the Association of American Plant Food Control Officials, Inc. is hereby incorporated by reference. Copies may be obtained from AAPFCO, <https://www.aapfco.org/store.html>, and are also available for public inspection during regular business hours at the Florida Administrative Code and Register, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 and at the Florida Department of Agriculture and Consumer Services,

Division of Agricultural Environmental Services, 3125 Connor Boulevard, Tallahassee, Florida 32399-1650. Posting of the aforementioned materials on the internet for purposes of public examination would violate federal copyright law. The ~~In addition to the~~ labeling requirements set forth in Section 576.031, F.S., shall be applicable to all Beneficial Substances. ~~the labels on all manipulated manures, composts, soil conditioners, soil amendments and soil additives, shall contain in or in close proximity to the brand name, the common name of the product and the grade numerals in terms of the primary plant nutrients, (unless all three are zero), e.g., “Supreme Compost 1 2 1.” Claims pertaining to the composition or benefits of these products shall be required to be substantiated and documented.~~

(a) When the term manure is used in any brand name, labeling, or advertisement identifying any product, the animal source of the manure must also be shown.

(b) ~~Products containing manure mixed or composted with other organic materials shall include the name of the other material in its brand, labeling and advertisement, e.g., “Cattle Manure plus Organic Compost,” “Horse Manure composted with Peat”. The common names of the components of such products shall be listed on the label, in order of relative amount in the mixture.~~

(c) ~~Manures and products containing manure shall be guaranteed to have a minimum of 0.5% total nitrogen, 0.5% available phosphorus and 0.2% soluble potassium. All statements of guarantees or grade numerals less than one percent shall be expressed as decimal fractions, with a zero preceding the decimal.~~

(d) ~~Guano and Earthworm Castings are exempt from paragraph (c).~~

(e) ~~Material recovered from lagoons or holding ponds designed to retain manure run off is considered to be a compost and may not be claimed, branded or advertised to be a manure, except that the term manure can be used in a descriptive manner in a listing of source materials, as in “Derived from Cattle Manure Compost” or “Derived from Composted Dairy Manure Solids”. No minimum guarantee shall be required in such product.~~

(3) In addition, Beneficial Substance labels, except for materials exempt by regulations, shall contain the following information and appear in a readable and conspicuous form:

(a) Purpose Statement – Statement identifying the purpose of the product.

(b) Directions for Use

(c) A statement of composition showing the amount of each ingredient, which is the agent in a product primarily responsible for the intended effects using the following format:

CONTAINS BENEFICIAL SUBSTANCE(S)

Name of beneficial substance % (or acceptable units)

Genus and species of microorganism viable CFU/cm3, /mL./g. or other acceptable units

Identify and list all beneficial substances. Substances shall include ingredient source, if applicable. Ex. "humic acid from leonardite or saponin from Yucca schidigera".

Note: If plant nutrients are guaranteed in the product, the heading would be revised to "ALSO CONTAINS BENEFICIAL SUBSTANCE(S)".

(d) In case of bulk shipments, this information in written or printed form shall accompany delivery and be supplied to the purchaser at time of delivery.

(4) For products that claim microorganisms, labels shall also include:

(a) The expiration date for use, and

(b) Storage conditions.

Rulemaking Authority 570.07(23), 576.181 FS. Law Implemented 576.011, 576.031, 576.181 FS. History—New 1-23-67, Amended 1-1-77, Formerly 5E-1.02, Amended 5-19-88, 8-3-93, 10-25-98, 12-30-15, _____.

5E-1.003 Labels or Tags.

(1) Label requirements for all fertilizer products.

(a) Labels setting forth the information specified in this section shall be attached to or accompany any fertilizer distributed in the state. For packaged products, this information shall either (1) appear on the front or back of the package, (2) occupy at least one-third of a side of the package, or (3) be printed on a tag and attached to the package. This information shall be in a readable and conspicuous form. For bulk products, this information in printed form shall accompany delivery and two ~~five~~ analysis tags attached to the delivery ticket shall be supplied to the purchaser at time of delivery. The following information is required on labels for all fertilizer products.

1. through 2. No change.

3. Guaranteed analysis, in the following format:

Total Nitrogen (N)

___ percent Nitrate Nitrogen

___ percent Ammoniacal Nitrogen

___ percent Other/Water Soluble Nitrogen

___ percent Urea Nitrogen

___ percent Water Insoluble Nitrogen

Available Phosphorus (P_2O_5) (P_2O_5)

Soluble Potassium (K_2O) (K_2O)

Secondary and Micro Plant Nutrients

(list all claimed or advertised)

Derived From:

4. through 5. No change.

(b) The nitrogen breakdown shall be equal to the total nitrogen guarantee. When urea is present it may be guaranteed as other water soluble nitrogen, or urea nitrogen at the option of the licensee. When urea formaldehyde is present, not more than 40 percent of the total nitrogen from this source may be claimed

as other water soluble nitrogen, or urea nitrogen at the option of the licensee. If an amount of nitrogen is designated as organic, then the water insoluble nitrogen or the slow release nitrogen guarantee must not be less than 60% of the nitrogen so designated. Coated urea shall not be included in meeting the 60% requirement. When the term "organic" is used in the label, labeling, or advertisement of any fertilizer, the water insoluble nitrogen must not be less than 60% of the total guaranteed nitrogen so designated.

(c) through (d) No change.

(e) Only those materials which actually constitute sources of primary and secondary plant and micronutrients ~~micro nutrients~~ shall be shown on the application for registration and the label under the statement "Derived from: ____". Commercial, registered or copyrighted brand or trade names shall not be permitted in guarantees or listing of source materials and only in the product name or advertising claims of fertilizer produced by or for the firm holding the rights to such a name.

(f) through (g) No change.

(2) Labeling requirements for specialty ~~Specialty~~ fertilizer label requirements for urban ~~urban~~ turf or lawns (packaged in containers or bags such that the net weight is 49 pounds or less and distributed for home and garden use).

(a) Definitions.

1. "Urban Turf" or "Lawns" means non agricultural land planted in closely mowed, managed grasses except golf courses, parks and athletic fields.

2. "No Phosphate Fertilizer" means fertilizer products with phosphate levels below 0.5% intended for established urban turf or lawns.

3. "Low Phosphate Fertilizer" means fertilizer products intended for new or established urban turf or lawns, with phosphate levels equal to or above 0.5% or as provided in paragraph (2)(b).

4. "Starter Fertilizer" means a fertilizer formulated for a one-time application at planting or near that time to encourage root growth and enhance the initial establishment.

5. "Established Urban Turf" means urban turf older than 12 months.

6. "New Urban Turf" means urban turf established less than 12 months.

7. "Actively Growing Turf" means turf that needs mowing at least once every two weeks to maintain the grass blade height recommended in the document entitled University of Florida, Institute of Food and Agricultural Sciences ENH 10 "Mowing Your Florida Lawn" dated March 2009, which is hereby adopted and incorporated by reference into this rule. Copies may be obtained from the Environmental Horticulture Department, Florida Cooperative Extension Service, Institute of Food and Agricultural Sciences, University of Florida,

Gainesville, FL 32611 or online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-04701>.

~~(b) Labeling Requirements:~~

1. relabeled (a) No change.
- a. through c. relabeled 1. through 3. No change.
2. relabeled (b) No change.
- a. through f. relabeled 1. through 6. No change.
3. through 6. relabeled (c) through (f) No change.

~~7. Existing Stock — Licensees are permitted to sell or distribute products that do not meet the label requirements of the rule for one and one half years after the effective date of the rule. Products at the retail level on or after the effective date of the rule are permitted to be offered for sale.~~

(3) Labeling requirements for sports turf.

~~(a) “Sports Turf” means non agricultural land planted exclusively for golf courses, parks and athletic fields.~~

~~(a)(b) Have directions for use not to exceed rates recommended in the document entitled University of Florida, Institute of Food and Agricultural Sciences SL191 “Recommendations for N, P, K and Mg for Golf Course and Athletic Field Fertilization Based on Mehlich III Extractant”, Reviewed: 05/2022 revision: October 2013, which is hereby adopted and incorporated by reference into this rule. Copies may be obtained from the Soil and Water Science Department, Florida Cooperative Extension Service, Institute of Food and Agricultural Sciences, University of Florida, Gainesville, Florida FL 32611 or online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-18833> <http://www.flrules.org/Gateway/reference.asp?No=Ref-04700>.~~

~~(b)(c) Have directions for use in accordance with the recommendations in “Best Management Practices for the Enhancement of Environmental Quality on Florida Golf Courses”, published by the Florida Department of Environmental Protection, dated September 2021 2012, which is hereby adopted and incorporated by reference into this rule. Copies may be obtained from Florida Department of Environmental Protection, 2600 Blair Stone Road, Mail Station #3570, Tallahassee, Florida FL 32399-2400 or online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-18830> <http://www.flrules.org/Gateway/reference.asp?No=Ref-04702>.~~

(4) Labeling requirements for fertilizers other than specialty fertilizers labeled for urban turf.

Fertilizers other than specialty fertilizers labeled for urban turf shall have directions for use not to exceed rates recommended in the document entitled “Florida Friendly Best Management Practices for Protection of Water Resources by the Green Industries”, published by the Florida Department of Environmental Protection, Revised 2021 December 2008, 2nd Printing 2010, which is hereby adopted and incorporated by reference into this rule. Copies may be obtained from Florida Department of Environmental Protection, 2600 Blair Stone

Road, Mail Station #3570, Tallahassee, Florida FL 32399-2400 or online at

<http://www.flrules.org/Gateway/reference.asp?No=Ref-18832> <http://www.flrules.org/Gateway/reference.asp?No=Ref-04706>.

(5) Labeling requirements for fractional guarantees. ~~Soil additives, soil amendments and soil conditioners.~~

The following information shall appear on the product label in a conspicuous and readable form:

(a) Fertilizer material is defined in subsection 5E-1.0012(11), F.A.C. ~~Guaranteed analysis, in the following format.~~

Soil Amending Ingredients:

“Name of ingredient” _____%

(Identify and list all soil amending ingredients)

Total Other Ingredients _____%

(b) Grade is defined in subsection 5E-1.0012(12), F.A.C. ~~Purpose of product.~~

(c) Labeling: ~~Directions for application.~~

1. The grade for fertilizer materials may be guaranteed in fractional units for total nitrogen expressed as N, available phosphorous expressed as P_2O_5 , and soluble potassium expressed as K_2O .

2. Bone meal, manure, and similar materials may be guaranteed in fractional units.

3. Specialty fertilizer as defined in s. 576.011(40), F.S., may be guaranteed in fractional units of less than one percent of total nitrogen, available phosphate, and soluble potash or as set forth in Rule 5E-1.008, F.A.C.

4. When guaranteeing grade numerals in fractional units, they shall be expressed as decimal fractions not to exceed three places after the decimal point and those guaranteed at less than one percent shall have a zero preceding the decimal.

(d) ~~The grade may not be guaranteed in fractional units for a mixed fertilizer or a combination of more than one fertilizer material. Net volume, in lieu of net weight, may be used for labeling mulch products or materials sold for primary use as above ground dressing.~~

(6) Slow or controlled release, stabilized nitrogen and enhanced efficiency fertilizers.

(a) Definitions:

1. ~~Slow or controlled release fertilizer means a fertilizer containing a plant nutrient in a form which delays its availability for plant uptake and use after application, or which extends its availability to the plant significantly longer than a referenced “rapidly available nutrient fertilizer” such as ammonium nitrate or urea, ammonium phosphate or potassium chloride.~~

2. ~~Stabilized Nitrogen Fertilizer means a fertilizer to which a nitrogen stabilizer has been added.~~

3. ~~Nitrogen stabilizer means a substance added to a fertilizer which extends the time the nitrogen component of the~~

~~fertilizer remains in the soil in the urea or ammoniacal form. Urease inhibitors and nitrification inhibitors are nitrogen stabilizers.~~

~~4. Urease Inhibitor means a substance which inhibits hydrolytic action on urea by the urease enzyme. When applied to soils the effect of the urease inhibitor is less urea nitrogen lost by ammonia volatilization.~~

~~5. N (n butyl) thiophosphoric triamide (NBPT) means a compound that is the normal butyl derivative of thiophosphoric triamide and is a urease inhibitor (CAS No. 94317-64-3).~~

~~6. Nitrification Inhibitor means a substance that inhibits the biological oxidation of ammoniacal nitrogen to nitrate nitrogen.~~

~~7. Cyanamide means a commercial product consisting principally of calcium cyanamide (CaNCN). It is a nitrification inhibitor.~~

~~8. Dicyandiamide means a water soluble organic compound of formula $C_2H_4N_4$ which contains at least sixty five percent 65% nitrogen. It is a source of slowly available nitrogen. It is a nitrification inhibitor.~~

~~9. Ammonium Thiosulfate means a commercial product composed principally of $(NH_4)_2S_2O_3$. It is a nitrification inhibitor.~~

~~10. Enhanced Efficiency Fertilizer means a fertilizer product with characteristics that minimize the potential of nutrient losses to the environment, as compared to a "reference soluble" product.~~

(b) relabeled (a) No change.

~~(b)(c)~~ Listing of source materials providing slow or controlled release characteristics by controlling the water solubility of a naturally soluble material (as by coating or occlusion) shall constitute a claim of slow or controlled release nutrient, and a guarantee for such nutrient shall be required.

(d) through (e) relabeled (c) through (d) No change.

(7) through (9) No change.

(10) Licensee.

(a) No change.

(b) A license may be obtained using either of the following methods:

1.No change.

2.Submitting an Application for Fertilizer License, FDACS-13222, (Rev. 11/14), which is hereby adopted and incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-04705> ~~which is hereby adopted and incorporated by reference~~ and shall be submitted to the Florida Department of Agriculture and Consumer Services, Bureau of Licensing and Enforcement Revenue Processing Section, 407 S. Calhoun Street, Room 121 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399-0800-32399-1650.

Rulemaking Authority 570.07(23), 576.181 FS. Law Implemented 576.021, 576.031, 576.045, 576.181 FS. History—New 1-23-67, Amended 10-22-68, 1-1-77, 3-27-77, Formerly 5E-1.03, Amended 8-3-93, 7-9-95, 10-25-98, 12-31-07, 1-18-10, 1-8-15, _____.

5E-1.007 Pesticides in Fertilizer.

(1) No change.

(2) ~~Establishment~~ ~~Establishment~~ registration. Each manufacturing establishment in Florida producing fertilizer-pesticide blends shall be registered with the United States Environmental Protection Agency according to Section 7 U.S.C. 136e, Federal Insecticide, Fungicide and Rodenticide Act (2018)(1988), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-18817> or at 3125 Conner Boulevard, Tallahassee, Florida 32399-1650. Custom blenders providing the service of mixing pesticides to a customer's specifications are excluded from this requirement.

(3) Classification of ~~and definition of~~ fertilizer-pesticide blends.

(a) ~~Inventoried blend means a fertilizer pesticide mixture manufactured, packaged and held for future sale.~~ Inventoried blends shall be registered with the United States Environmental Protection Agency as a pesticide product and with the department as both a fertilizer and a pesticide product before being manufactured for sale, offered for sale or sold in the state. These mixtures shall be packaged in containers so fabricated as to prevent leakage or dusting when shipped, stored or handled.

(b) ~~Custom blend means a fertilizer pesticide mixture manufactured at the request of and to the specifications of a purchaser, for his immediate and exclusive use.~~ Custom These blends shall not be offered for sale or sold by the purchaser. The manufacturer of custom blends shall require the signature of the exclusive purchaser or his agent on the manufacturer's order or delivery form for a custom blend.

(4) Labeling requirements.

(a) No change.

(b) Inventoried blends – The labeling requirements shall be those required for registration of the product in Florida and with the United States Environmental Protection Agency's, regulations, 40 C.F.R. § 156 (2024)(1994) which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-18829> or at 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, which shall include but shall not be limited to all required guarantees, caution statements, signal words, directions for use, registration numbers, establishment numbers, guarantor identification and use classification (general or restricted), if appropriate.

(5) ~~The following information is information required to be furnished to a purchaser of custom blends. In addition to the label, each purchaser of a custom blend shall be furnished at time of delivery:~~

~~(a) A fertilizer label.~~

~~(a) relabeled (b) No change.~~

~~(b) relabeled (c) No change.~~

~~(6)(a) Transportation requirements.~~

~~(b) Bulk or open bags.~~

~~1. The transport vehicle shall have a tight fitting body with a well fitted tarpaulin or other suitable cover to prevent spillage, dusting or loss of the blend en route to its destination.~~

~~2. The transport vehicle shall have attached to each side of the vehicle a placard in accordance with section 49 CFR.~~

~~(7) Materials. The following materials are hereby incorporated by reference. These materials may be obtained from the Division of Agricultural Environmental Services, Bureau of Feed, Seed and Fertilizer Inspection, 3125 Conner Boulevard, Tallahassee, Florida 32399 1650, (850)487 2085.~~

~~(a) 40 C.F.R. § 156 (1991)~~

~~(b) Federal Insecticide, Fungicide and Rodenticide Act, § 7 (1988).~~

~~Rulemaking Authority 576.181 FS. Law Implemented 576.181(2) FS. History—New 1-23-67, Amended 3-20-67, 7-20-67, 10-20-67, 2-20-68, 10-22-68, 2-21-69, 6-24-69, 11-20-69, 7-1-70, 10-22-70, 7-1-71, 10-29-71, 2-26-72, 3-1-73, 11-6-73, 6-28-74, 7-14-75, 12-11-75, 3-16-76, 1-1-77, 3-25-79, Formerly 5E-1.07, Amended 8-3-93, _____.~~

5E-1.008 Low Analysis Fertilizer.

~~(1) Definition. The term “low analysis fertilizer” shall apply to fertilizer which contains less than 16% total primary plant nutrients.~~

~~(a) The label of any low analysis fertilizer shall contain the grade in close proximity to the product name, e.g., “African Violet Plant Food 2-1-1”.~~

~~(1)(b) Low analysis mixed fertilizer containing less than 5% total primary plant nutrients may be guaranteed in other than whole percentages; however, each primary plant nutrient claimed shall be no less than 0.5%. Ready-to-use spray fertilizer products and potting soils and mulch products for above ground use containing fertilizer, do not require a minimum primary plant nutrient guarantee and may be guaranteed in fractional units. There are no minimum primary plant nutrient guarantees for ready to use spray fertilizer products. Potting soils and mulch products for above ground use may be guaranteed in other than whole percentages.~~

~~(2) Specialty liquid fertilizer, hydroponic fertilizer, and continuous liquid feed fertilizers containing less than 5% total primary plant nutrients do not require a minimum primary plant nutrient guarantee and may be guaranteed in fractional units.~~

~~(3) Manipulated manures and compost come within the definition of fertilizer. In addition to the labeling requirements~~

set forth in Section 576.031, F.S., the labels on all manipulated manures and composts shall contain in or in close proximity to the brand name, the common name of the product and the grade numerals in terms of the primary plant nutrients, (unless all three are zero), e.g., “Supreme Compost 1-2-1.”

(a) When the term manure is used in any brand name, labeling, or advertisement identifying any product, the animal source of the manure must also be shown.

(b) Products containing manure mixed or composted with other organic materials shall include the name of the other material in its brand, labeling and advertisement, e.g., “Cattle Manure plus Organic Compost,” “Horse Manure composted with Peat”. The common names of the components of such products shall be listed on the label in order of relative amount in the mixture.

(c) Manures and products containing manure shall be guaranteed to have a minimum of 0.5% total nitrogen, 0.5% available phosphorus and 0.2% soluble potassium. All statements of guarantees or grade numerals less than one percent shall be expressed as decimal fractions, with a zero preceding the decimal.

(d) Guano and earthworm castings are exempt from paragraph (c).

(e) Material recovered from lagoons or holding ponds designed to retain manure run-off is considered to be a compost and may not be claimed, branded or advertised to be a manure, except that the term “manure” can be used in a descriptive manner in a listing of source materials, as in “Derived from Cattle Manure Compost” or “Derived from Composted Dairy Manure Solids”. No minimum guarantee shall be required in such product.

Rulemaking Authority 576.181 FS. Law Implemented 576.011(25), 576.031, 576.085 FS. History—New 1-23-67, Amended 12-2-76, 11-12-78, Formerly 5E-1.08, Amended 8-3-93, 10-25-98, _____.

5E-1.009 Sampling.

~~(1) No change.~~

~~(2) Documentation.~~

~~(a) All official samples shall be properly identified by the inspector’s initials, assigned a sample number and be accompanied by the completed Fertilizer Sample Collection Report and any other available pertinent documentation.~~

~~(b) Notice of Penalties (Fertilizer Form No. IN 17 Eff. 2/93). The Notice of Agency Action Penalties shall be utilized to inform licensees, dealers and consumers of an assessment of penalty on deficient fertilizer.~~

~~(c) Invoice, (Fertilizer Form No. IN 153 Rev. 2/93). The Penalty for Deficient Fertilizer Invoice shall be used to bill a licensee for a penalty for a deficient fertilizer when there is an unknown consumer. All billings of Commercial Tests of fertilizer shall be invoiced by the department.~~

(d) Fertilizer Purchase Report, FDACS-13250, 10/25, is hereby adopted and incorporated by reference and available online at

<https://www.flrules.org/gateway/reference.asp?No=Ref-18812>. Notification of Sale of Deficient Fertilizer, (Fertilizer Form No. IN 154 Rev. 2/93). This form shall be used by the Department to obtain from the dealer any known purchasers representing the lot of fertilizer sampled.

(e) Notice of Deficiency Payment, FDACS-13367, 10/25, is hereby adopted and incorporated by reference and available online at

<https://www.flrules.org/gateway/reference.asp?No=Ref-18813>. (Fertilizer Form No. IN 155, Rev. 2/93). The Notice of Deficiency Payment is completed by the licensee, notifying the Department of the ~~what~~ form of payment made to the consumer to fulfill for the deficiency was made to the consumer.

(f) Deficiency Payment, Acknowledgment of Receipt, FDACS-13368, 10/25, is hereby adopted and incorporated by reference and available online at

<https://www.flrules.org/gateway/reference.asp?No=Ref-18814>. (Fertilizer Form No. IN 156, Rev. 2/93). The Deficiency Payment Acknowledgment of Receipt ~~Deficiency Payment~~ is completed by the consumer, notifying the Department of ~~what~~ form of that payment was received from the licensee for of the deficient fertilizer purchased.

(g)(3) Forms. The following forms are hereby incorporated by reference. These forms may be obtained from the Division of Agricultural Environmental Services, the Bureau of Licensing and Enforcement, Compliance Monitoring, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, or by telephone at (850) 617-7860 (850)487-2085.

(a) Notice of Penalties, (Fertilizer Form No. IN 17 Eff. 2/93).

(b) Invoice, (Fertilizer Form No. IN 153 Rev. 2/93).

(c) Notification of Sale of Deficient Fertilizer, (Fertilizer Form No. IN 154 Eff. 2/93).

(d) Notice of Deficiency Payment, (Fertilizer Form No. IN 155, Rev. 2/93).

(e) Deficiency Payment, Acknowledgment of Receipt, (Fertilizer Form No. IN 156), Rev. 2/93.

Rulemaking Authority 576.181(2), 570.07(23) FS. Law Implemented 576.181(2), 576.051(2), (8) FS. History—New 1-23-67, Amended 6-24-69, 10-1-71, 6-21-72, 1-1-77, 2-28-84, 1-23-85, 6-19-85, Formerly 5E-1.09, Amended 3-28-91, 8-3-93, 7-9-95, 10-25-98, _____.

5E-1.012 Reports and Inspection Fee Payment, Inspection Fees, Reporting, Continuous Bond, Certificate of Deposit Requirement.

(1) Licensees must make a quarterly ~~monthly~~ report of fertilizer sold in the State of Florida and pay a quarterly ~~monthly~~

inspection fee. Each Licensee shall report the amount of all fertilizers sold each quarter ~~month~~, on or before the 30th day after the close of the reporting period ~~15th day of the following month~~, accompanied by inspection fee payment, as provided in Section 576.041, F.S. using the Department's Feed, Seed, and Fertilizer Regulatory Website which can be located online at <http://lirms.flaes.org/HomeNew.aspx>; or by submitting as instructed on form, ~~Monthly~~ Report of Fertilizer Sold in the State of Florida, FDACS-13239, Rev. 10/25, (07/14) which is hereby adopted and incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-18815> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-06163>~~, which is hereby incorporated by reference. A zero report shall be made for any quarter ~~month~~ in which there were no sales. If a quarter's ~~month's~~ sales do not exceed one ton, a zero report shall be made by the Licensee for that quarter's ~~month's~~ tonnage. The unreported tonnage, less than one ton, shall be combined with subsequent quarter's ~~months'~~ tonnages until such time as the cumulative total exceeds one ton at which time it shall be reported on the next quarter's ~~month's~~ report.

(2) Statistical report of fertilizer tonnage. This report covers all fertilizer movements other than wholesale. Each Licensee shipping or delivering fertilizers in other than wholesale movements in lots of one or more tons shall notify the department thereof. Notification shall consist of:

(a) A quarterly ~~monthly~~ summary shall ~~to~~ be submitted on or before the 30th day after the close of the reporting period ~~15th of the month following the reporting period~~. A zero report shall be made for any quarter ~~month~~ in which there were no sales.

(b) The quarterly ~~monthly~~ summary shall be submitted using the Department's Feed, Seed, and Fertilizer Regulatory Website which can be located online at <http://lirms.flaes.org/HomeNew.aspx>; or by submitting as instructed on form, ~~Monthly~~ Fertilizer Tonnage Reporting, FDACS-13238, Rev. 10/25, (07/14) which is hereby adopted and incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-18816> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-06162>~~, which is hereby incorporated by reference. The quarterly ~~monthly~~ summary shall also include the following:

1. through 2. No change.

The forms referenced above are also available upon request by contacting the Division of Agricultural Environmental Services, Bureau of Licensing and Enforcement, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, or by telephone at (850)617-7860.

Rulemaking Authority 570.07(23), 576.181 FS. Law Implemented 576.041, 576.045 FS. History—New 1-23-67, 6-24-69, 2-26-71, 3-1-73, 1-1-77, Formerly 5E-1.12, Amended 8-3-93, 10-25-98, 5-23-10, 12-30-15, _____.

5E-1.014 Methods of Analyses.

All methods of analyses shall be those in the State of Florida, Department of Agriculture and Consumer Services, Fertilizer Laboratory Methods Manual, (Rev. 01/31/25 ~~Eff. 5/20/03~~), which is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-18831>. Copies may be obtained from the Division of Agricultural Environmental Services, Bureau of Agricultural Environmental Feed, Seed and Fertilizer Laboratories, 3125 Conner Boulevard, Building 7, Tallahassee, Florida 32399-1650.

Rulemaking Authority 570.07(23), 576.051(7), 576.181(2) FS. Law Implemented 576.051(2), (3), (7) FS. History—New 1-23-67, Amended 1-1-77, 7-22-79, 4-23-80, 10-27-80, 4-20-81, 10-18-81, 4-4-83, 11-16-83, 1-23-85, 6-19-85, Formerly 5E-1.14, Amended 11-16-86, 10-12-87, 9-26-88, 11-19-89, 3-28-91, 8-3-93, 7-9-95, 10-25-98, Amended 7-29-02, 10-9-03, _____.

5E-1.023 Procedures for Landowners and Leaseholders to Submit a Notice of Intent to Implement Nitrogen Best Management Practices (BMPs).

Rulemaking Authority 403.067(7)(c)2., 576.045(6) FS. Law Implemented 403.067, 576.045 FS. History—New 10-16-96, Amended 5-1-01, 10-17-02, 2-4-03, 11-21-07, 5-23-10, Repealed _____.

5E-1.025 Fertilizer Aircraft Registration, Inspection, Security, Storage, Transactions, Recordkeeping, Area-of-Application Information and Forms.

(1) Registration. Each aircraft used for aerial application of any fertilizer must be annually registered with the department. Application for registration ~~must shall~~ be on the Application for Aircraft Registration, form FDACS DACS-13354, Rev. 05/04 New 01/02, which is adopted and incorporated in paragraph 5E-9.036(9)(a), F.A.C., or submitted via the Department's Aircraft Registration database at <https://aeslicensing.fdacs.gov/> ~~provided by the department~~. The completed registration form shall be submitted to the Florida Department of Agriculture and Consumer Services, Bureau of Licensing and Enforcement ~~Pesticide Certification Office~~, 3125 Conner ~~Boulevard Blvd.~~, Bldg. 8 (L29), Tallahassee, Florida 32399-1650. The registration shall be submitted to the Department on or before June 30 of each year.

(2) through (4) No change.

(5) Transactions. Any purchase, sale, rental, leasing, or transfer of ownership of an aircraft required to be registered with the department pursuant to subsection (1) above shall be transmitted to the department on ~~(1) Florida Department of Revenue form DR-42 Rev 06/99 Ownership Declaration and Sales and Use Tax Report on Aircraft or (2) Aircraft Bill of Sale Form AC 8050-2 (09/92) or (3) Report of Aircraft Transaction, FDACS Form DACS-13355, Rev. 05/04, which is adopted and incorporated in paragraph 5E-9.036(9)(d), F.A.C., or can be~~

filed electronically via the Department's Aircraft Registration database at <https://aeslicensing.fdacs.gov/> New 01/02 within 24 hours of the transaction.

(6) through (7) No change.

(8) Forms. ~~The following forms are hereby incorporated by reference. These forms referenced in this rule may be obtained from the Florida Department of Agriculture and Consumer Services, Bureau of Licensing and Enforcement, Pesticide Certification Office, 3125 Conner Boulevard, Building 8 (L29), Tallahassee, Florida 32399-1650, or by telephone at (850) 617-7870 (850) 488-3314.~~

~~(a) Application for Aircraft Registration (DACs 13354), New 01/02.~~

~~(b) Ownership Declaration and Sales and Use Tax Report on Aircraft (DR-42), Rev. 06/99.~~

~~(c) Aircraft Bill of Sale, AC Form 8050-2, (09/92).~~

~~(d) Report of Aircraft Transaction (DACs 13355), New 01/02.~~

Rulemaking Authority 570.07(23), 576.181 FS., Chapter 2001-360, Laws of Florida. Law Implemented 576.181 FS., Chapter 2001-360, Laws of Florida. History—New 6-9-02, Amended _____.

5E-1.026 Adulteration Levels for Metals in Fertilizers; Certificate of Analysis.

Adulteration levels for metals in fertilizers.

Fertilizers that contain guaranteed amounts of phosphates and/or micronutrients ~~micro-nutrients~~ are adulterated when they contain metals in amounts greater than the levels of metals established by the following table¹:

Metals	ppm per 1% <u>P₂O₅</u> P₂O₅	ppm per 1% <u>Micronutrients²</u> Micro-nutrients²
1. Arsenic	13	112
2. Cadmium	10	83
3. Cobalt	3,100	<u>23,000</u> ³ 23,000 ³
4. Lead	61	463
5. Mercury	1	6
6. Molybdenum	42	<u>300</u> ³ 300 ³
7. Nickel	250	<u>1,900</u> ³ 1,900
8. Selenium	26	<u>180</u> ³ 180 ³
9. Zinc	420	<u>2,900</u> ³ 2,900 ³

To use the Table:

Multiply the percent guaranteed P₂O₅ or sum of the guaranteed percentages of all micronutrients ~~micro-nutrients~~ (Iron, Manganese, Zinc, etc.) in each product by the value in the appropriate column in the Table to obtain the maximum allowable concentration (ppm) of these metals. The minimum value for P₂O₅ utilized as a multiplier shall be 6.0. The

minimum value for micronutrients ~~micro-nutrients~~ utilized as a multiplier shall be 1. If a product contains both P₂O₅ and micronutrients ~~micro-nutrients~~ multiply the guaranteed percent P₂O₅ by the value in the appropriate column and multiply the sum of the guaranteed percentages of the micronutrients ~~micro-nutrients~~ by the value in the appropriate column. Utilize the higher of the two resulting values as the maximum allowable concentrations.

Biosolids, and all compost products⁴, shall be adulterated when they exceed the levels of metals permitted by the United States Environmental Protection Agency Code of Federal Regulations, 40 CFR Part 503. Dried biosolids and manure, as well as manipulated manure products not supplemented with chemical fertilizers shall also be deemed adulterated when they exceed the levels of metal permitted by the United States Environmental Protection Agency Code of Federal Regulations, 40 CFR Part 503. Hazardous waste derived fertilizers (as defined by EPA) shall be adulterated when they exceed the levels of metals permitted by the United States Environmental Protection Agency Code of Federal Regulations, 40 CFR Parts 261.2(c) (2024), 266.20(d)(2023)(a) and 268.40(i), (2023) dated May 14, 2002.

Footnotes:

¹ These guidelines are not intended to be used to evaluate horticultural growing media claiming nutrients but may be applied to the sources of the nutrients added to the growing media.

² Micronutrients ~~Micro-nutrients~~ (also called minor elements) are essential for both plant growth and development and are added to certain fertilizers to improve crop production and/or quality. These micronutrients ~~micro-nutrients~~ are iron, manganese, zinc, copper, molybdenum and boron. In addition, cobalt and selenium can also be considered micronutrients ~~micro-nutrients~~.

³ Only applies when not guaranteed.

⁴ Includes all compost products that are not supplemented with chemical fertilizers, even those registered as fertilizers (making nutrient claims).

Rulemaking Authority 576.181 FS. Law Implemented 576.181 FS. History—New 7-29-02, Amended 2-25-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Gerald Everton, Chief, Bureau of Licensing and Enforcement,
Division of Agricultural Environmental Services

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

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: May 12, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: June 4, 2025

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-5.067 Teacher Apprenticeship Program

PURPOSE AND EFFECT: To modify the requirements to mentor an apprentice teacher. Specifically, the rule will update the mentor requirements to align across all teacher preparation programs in accordance with House Bill 875 (2025).

SUMMARY: Proposed changes require an apprentice's mentor to have 3 years of teaching experience, be rated effective or highly effective in the prior year's evaluation and, beginning August 2026, hold a certification or endorsement for reading in certain areas.

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 proposed rule is not expected to have any adverse impact on economic growth or business competitiveness or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S., and will not require legislative ratification.

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: 1001.02(1), (2)(n), 1012.555(6), F.S.

LAW IMPLEMENTED: 1012.555, 1012.56(7), F.S.

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

DATE AND TIME: November 13, 2025, 9:00 a.m.

PLACE: Wakulla County School District, 69 Arran Rd, Crawfordville, FL 32327.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Marsha Dixon, Director of Educator Preparation (Marsha.Dixon@fldoe.org) Bureau of Educator Recruitment, Development & Retention, (850)245-5046.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-5.067 Teacher Apprenticeship Program

(1) through (3) No change.

(4) Teacher Apprentice Mentor Eligibility and Responsibilities. A classroom teacher who is selected by the participating employer to serve as a teacher apprentice mentor must:

(a) Meet the following requirements for eligibility:

1. Hold a valid professional certificate issued pursuant to Section 1012.56(7), F.S.:

2. Have earned at least ~~three (3)~~ ~~five (5)~~ years of teaching experience in prekindergarten through grade 12 in Florida;

2. Received an aggregate score of highly effective on the three most recently available value added model (VAM) scores as calculated by the department based upon Rule 6A-5.0411, F.A.C., or received an aggregate score of highly effective on the three most recently available performance evaluations in accordance with Section 1012.34, F.S., if the teacher did not generate a state VAM score calculated based upon Rule 6A-5.0411, F.A.C.; and

3. Have earned an effective or highly effective rating on the prior year's performance evaluation under Section 1012.34, F.S.;

4. Completed a ~~Completion of~~ district, or charter school or charter management organization clinical educator training program; and

5. Beginning in August 2026, be certified or endorsed in reading when assigned to an individual providing instruction to students in kindergarten through grade 3 or an individual enrolled in a teacher preparation program for a certificate area identified pursuant to Rule 6A-4.0051(7), F.A.C.

(b) through (c) No change.

(5) through (7) No change.

Rulemaking Authority 1001.02(1), (2)(n), 1012.555(6) FS. Law Implemented 1012.555, 1012.56(7)(4) FS. History-New 11-21-23, Amended 8-27-24.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Paul Burns

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Anastasios Kamoutsas

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 6, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 5, 2025

DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-3.0012	Definitions
12-3.0015	Interest Applicable to Unpaid Tax Liabilities or Amounts Not Timely Refunded
12-3.0017	Adoption of Materials That Contain Departmental Procedures

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12-13.002, F.A.C. (Definitions), is to remove an unnecessary definition.

The purpose of the proposed amendment to Rule 12-3.0015, F.A.C. (Interest Applicable to Unpaid Tax Liabilities or Amounts Not Timely Refunded), is to remove unnecessary examples of interest calculations.

The purpose of the proposed amendment to Rule 12-3.0017, F.A.C. (Adoption of Materials That Contain Departmental Procedures), is to update how to obtain copies of forms from the Department.

SUMMARY: The proposed amendment to Rule 12-3.0012, F.A.C. (Definitions), removes the unnecessary definition of department.

The proposed amendment to Rule 12-3.0015, F.A.C. (Interest Applicable to Unpaid Tax Liabilities or Amounts Not Timely Refunded), removes an outdated provision regarding interest and outdated and unnecessary examples regarding the calculation of interest.

The proposed amendment to Rule 12-3.0017, F.A.C. (Adoption of Materials That Contain Departmental Procedures), updates how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 212.12(6), 213.06(1) FS.

LAW IMPLEMENTED: 212.12, 212.13, 213.235, 213.255, 213.345, 213.35 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE

DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12-3.0012 Definitions.

The following terms apply to the Department's administration of the programs delegated to it by statute. These terms shall have the meaning given to them in this section, except where the context clearly indicates a different meaning.

(1) No change.

(2) The term "department" or "agency" means the Florida Department of Revenue, as established by Section 20.21, F.S.

(3) through (4) renumbered (2) through (3) No change.

Rulemaking Authority 212.12(6), 213.06(1) FS. Law Implemented 212.12(6), 213.345, 213.35 FS. History—New 4-2-00, Amended 10-1-03, _____.

12-3.0015 Interest Applicable to Unpaid Tax Liabilities or Amounts Not Timely Refunded.

(1) No change.

(2)(a) The interest rate applicable to tax payment deficiencies that arise for taxes due before January 1, 2000, is one percent per month, prorated daily, as provided in the applicable rules. This interest rate will apply as long as the deficiency continues.

(2)(a)(b) No change.

(c) through (d) renumbered (b) through (c) No change.

(3)(a) The daily rate of interest computed pursuant to Section 213.235, F.S., and this rule shall use a year based on 365 days, and 366 days in a leap year.

(b) No change.

(4) No change.

(5) The following examples are intended to help taxpayers understand how these interest rate provisions apply:

(a) The taxpayer owed \$1,000 with his November 1999 sales and use tax return due 12/20/1999. Interest for sales and use tax returns due through 12/31/1999 is at the rate of 1 percent per month (which equals a daily interest rate of .000328767), and for any portion less than a month, a daily interest factor of .000328767 is applied. Assuming the taxpayer filed the return and paid the tax on 8/10/2000, interest would be calculated as follows:

		CALENDAR		TOTAL
PERIOD	TAX DUE	PERIOD	RATE	INTEREST DUE
12/21/99-7/20/00	\$1,000	7 months	1% per mon.	\$70.00
7/21/00-8/10/00	\$1,000	21 days	.000328767 per day	\$6.90
Total Interest Due				\$76.90

(b) The taxpayer owed \$1,000 with her February 2000 sales and use tax return due 3/20/2000. The taxpayer filed the return and paid the tax on 8/01/2000. Assuming an interest rate of 8 percent for the 1/01/2000 through 6/30/2000 period, and an interest rate of 9 percent for the 7/01/2000 through 12/31/2000 period, interest would be calculated as follows:

		NUMBER	DAYS		TOTAL
PERIOD	TAX DUE	OF DAYS	IN YEAR	RATE	INTEREST DUE
3/21/00-6/30/00	\$1,000	102	366	8% per year	\$22.29
7/01/00-8/01/00	\$1,000	32	366	9% per year	\$7.87
Total Interest Due					\$30.16

(c) The taxpayer underpaid intangible tax by \$500 on 6/30/2000. The taxpayer paid the additional tax due on 11/15/2000. Assuming an interest rate of 9 percent for the 7/01/2000 through 12/31/2000 period, interest would be calculated as follows:

		NUMBER	DAYS		TOTAL
PERIOD	TAX DUE	OF DAYS	IN YEAR	RATE	INTEREST DUE
7/01/00-11/15/00	\$500	138	366	9% per year	\$16.97

Rulemaking Authority 213.06(1) FS. Law Implemented 213.235, 213.255 FS. History—New 4-2-00, Amended 1-25-12, _____.

12-3.0017 Adoption of Materials That Contain Departmental Procedures.

(1) The following subsections of this rule describe materials and publications which contain procedures used by the Department in performing its statutory responsibilities, and these materials and publications are hereby incorporated by reference in this rule. A copy of these materials and publications may be obtained by ~~one or more of the following methods:~~

(a) No change.

~~(b) Visiting any local Department of Revenue Service Center to personally obtain a copy; or~~

~~(b)(e) Calling the Department 1(850)488-6200 Forms Request Line during regular office hours at (850)488-6800, Monday through Friday (excluding holidays); or~~

~~(c)(d) Downloading selected forms from the Department's website at floridarevenue.com/forms. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).~~

(2) through (4) No change.

Rulemaking Authority 213.06(1) FS. Law Implemented 212.12, 212.13, 213.35 FS. History—New 10-1-03, Amended 1-8-19,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

RULE NO.: RULE TITLE:
12-6.0015 Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12-6.0015, F.A.C. (Public Use Forms), is to update how to obtain copies of forms from the Department.

SUMMARY: The proposed amendment to Rule 12-6.0015, F.A.C. (Public Use Forms), updates how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is

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

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

RULEMAKING AUTHORITY: 213.06(1), 213.21(1) FS.

LAW IMPLEMENTED: 72.011(2), 119.071(5), 213.21(1) FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12-6.0015 Public Use Forms.

The following form is employed by the Department in its dealings with the public. This form is hereby incorporated by reference in this rule. Copies of this form are available, without cost, by ~~using one or more of the following methods:~~ 1) downloading the form from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center;~~ or, 4) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

Form Number	Title	Effective Date
DR-835	Power of Attorney and Declaration of Representative (R. 10/11) http://www.flrules.org/Gateway/reference.asp?No=Ref-00810	01/12

Rulemaking Authority 213.06(1), 213.21(1) FS. Law Implemented 72.011(2), 119.071(5), 213.21(1) FS. History—New 3-6-03, Amended 4-5-07, 1-27-09, 6-28-10, 1-25-12__.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

RULE NO.: RULE TITLE:

12-16.003 Form of Consent Agreements

PURPOSE AND EFFECT: : The purpose of the proposed amendment to Rule 12-16.003, F.A.C. (Form of Consent Agreements), is to update how to obtain copies of forms from the Department, and the information specified in a Consent Agreement (form DR-872).

SUMMARY: The proposed amendment to Rule 12-16.003, F.A.C. (Form of Consent Agreements), updates how to obtain copies of forms from the Department and the information in a Consent Agreement.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 213.06(1), 213.23(2) FS.

LAW IMPLEMENTED: 213.23 FS

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12-16.003 Form of Consent Agreements.

(1) Consent agreements executed under this chapter ~~shall~~ specify the:

(a) Consent agreement number;

~~(b)(a) Taxpayer's name, federal employer identification or social security number, mailing address, and case number and business partner number, if applicable;~~

~~(c)(b) Type of tax or taxes, and the period(s) covered, and the expiration dates for the statute of limitations for each tax type; and~~

~~(e) Date of expiration of the consent agreement; and,~~

~~(d) Service notification numbers Consent agreement number.~~

(2)(a) The Department prescribes Form DR-872, Consent to Extend the Time to Issue an Assessment or to File a Claim for Refund, (January 2017, hereby incorporated by reference, effective 1/18)

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-08952>), as the form to be used for the purposes of this chapter.

A sample copy of this form may be obtained, without cost, by one or more of the following methods: 1) downloading the form from the Department's website at floridarevenue.com/forms;

or, 2) calling the Department at ~~1(850)488-6800~~ ~~1(850)488-6200~~, Monday through Friday (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center; or, 4)~~ writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY). ~~The Department will provide this form to the taxpayer with the information specified in subsection (1) of this rule already entered on the form.~~

(b) The Department will provide this form to the taxpayer with the information specified in subsection (1) entered on the form.

Rulemaking Authority 213.06(1), 213.23(2) FS. Law Implemented 213.23 FS. History—New 12-28-88, Amended 3-16-93, 12-2-03, 1-25-12, 1-11-16, 1-17-18,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

RULE NO.: RULE TITLE:
12-17.001 Scope of Rules

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12-17.001, F.A.C. (Scope of Rules), is to remove an unnecessary provision regarding implementing the Taxpayer's Bill of Rights.

SUMMARY: The proposed amendment to Rule 12-17.001, F.A.C. (Scope of Rules), removes unnecessary provisions to implement the Taxpayer's Bill of Rights.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic

Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 213.06(1), 213.21(5) FS.

LAW IMPLEMENTED: 213.21(4) FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12-17.001 Scope of Rules.

(1) The rules set forth in this chapter ~~are shall be~~ used by the Department in exercising the authority granted by Section 213.21(4), F.S., to enter into agreements for scheduling payments of outstanding liabilities. ~~These rules also implement the Taxpayer Bill of Rights statutory provision that guarantees every Florida taxpayer the right to procedures for retiring unpaid tax liabilities through stipulated time payment agreements that are based on the taxpayer's financial position and the best interests of the state.~~

(2) No change.

Rulemaking Authority 213.06(1), 213.21(5) FS. Law Implemented ~~213.015(10)~~, 213.21(4) FS. History—New 10-4-89, Amended 4-29-03, 3-12-14,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

RULE NO.: 12-18.004
RULE TITLE: Submission of Information and Claims for Compensation

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12-18.004, F.A.C. (Submission of Information and Claims for Compensation), is to update how to obtain copies of forms from the Department.

SUMMARY: The proposed amendment to Rule 12-18.004, F.A.C. (Submission of Information and Claims for Compensation), updates how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 213.06(1), 213.30(1) FS.

LAW IMPLEMENTED: 213.30 FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12-18.004 Submission of Information and Claims for Compensation.

(1) through (2) No change.

(3)(a) The Department designates Form DR-55, Application for Compensation for Tax Information, as the form to be used by claimants for this purpose. Form DR-55, Application for Compensation for Tax Information (R. 07/15, Effective 07/15 (The Department designates Form DR-55, Application for Compensation for Tax Information, as the form to be used by claimants for this purpose. Form DR-55, Application for Compensation for Tax Information (R. 07/15, Effective 07/15 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-05593>), is hereby incorporated, by reference, in this rule.), is hereby incorporated, by reference, in this rule.

(b) Copies of this form may be obtained, without cost, by ~~through one or more of the following methods:~~ 1) downloading the form from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday, (excluding holidays) ~~1(800)352-9273 (in Florida only) or (850)717-6994~~; or, 3) ~~visiting any local Department of Revenue Service Center~~; or 4) writing the Florida Department of Revenue, Tax Violations and Rewards-General Tax Administration, P.O. Box 6417, Tallahassee, FL 32314-6417. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

Rulemaking Authority 213.06(1), 213.30(1) FS. Law Implemented 213.30 FS. History—New 6-21-88, Amended 11-14-91, 10-19-99, 10-1-03, 10-30-06, 6-1-09, 6-28-10, 1-25-12, 7-28-15, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Martha Gregory

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Martha Gregory

The Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

RULE NO.: RULE TITLE:

12-22.005 Disclosure Procedures

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12-22.005, F.A.C. (Disclosure Procedures), is to update how to obtain copies of forms from the Department. SUMMARY: The proposed amendment to Rule 12-22.005, F.A.C. (Disclosure Procedures), updates how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 213.06(1) FS.

LAW IMPLEMENTED: 213.053 FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12-22.005 Disclosure Procedures.

(1) No change.

(2) Written Requests for Tax Information by a Taxpayer, Taxpayer's Representative, or Personal Representative of an Estate.

(a)1.a. A taxpayer, a taxpayer's authorized representative, or the personal representative of an estate may request a copy of the taxpayer's returns by submitting a completed and signed Request for Copy of Tax Return (Form DR-841, R. 07/15, hereby incorporated by reference, effective 07/15) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-05599>) or a written request directed to Records Management, MS #1-4364, 5050 West Tennessee Street, Tallahassee, Florida 32399-0158.

b. Copies of forms may be obtained, without cost, by: 1) downloading the form from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center~~ or, 4) writing the Florida Department of Revenue, Taxpayer Services, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

2. through 3. No change.

(b) through (c) No change.

(3) through (7) No change.

Rulemaking Authority 213.06(1) FS. Law Implemented 213.053 FS. History—New 12-18-88, Amended 1-25-12, 5-9-13, 7-28-15, 1-1-24, .

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

RULE NO.: 12-26.008
 RULE TITLE: Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12-26.008, F.A.C. (Public Use Forms), is to update how to obtain copies of forms from the Department.
 SUMMARY: The proposed amendment to Rule 12-26.008, F.A.C. (Public Use Forms), updates how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 213.06(1) FS.

LAW IMPLEMENTED: 72.011, 199.218, 201.11, 202.23, 206.41, 206.64, 206.8745, 206.9875, 206.9942, 212.08(2)(j), (5), (7), 212.12(6)(a), (c), 212.13(1), (2), 212.17(1), (2), (3), 213.255(2), (3), (4), (12), 213.34, 215.26, 220.725, 220.727, 624.5092, 681.104 FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12-26.008 Public Use Forms.

(1)(a) The following public use forms are used by the Department in the processing of refunds and are hereby incorporated by reference.

(b) These forms are available, without cost, by ~~one or more of the following methods:~~ 1) downloading the form from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800 Monday through Friday (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center~~ or, 4) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

Form Number	Title	Effective Date
(2) through (8) No change.		

Rulemaking Authority 213.06(1) FS. Law Implemented 72.011, 199.218, 201.11, 202.23, 206.41, 206.64, 206.8745, 206.9875, 206.9942, 212.08(2)(j), (5), (7), 212.12(6)(a), (c), 212.13(1), (2), 212.17(1), (2), (3), 213.255(2), (3), (4), (12), 213.34, 215.26, 220.725, 220.727, 624.5092, 681.104 FS. History—New 11-14-91, Amended 4-18-93, 10-4-01, 9-28-04, 4-16-18, 1-8-19, 7-8-19, 1-1-24, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

RULE NO.: RULE TITLE:

12-28.003 Enrollment Procedures

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12-28.003, F.A.C. (Enrollment Procedures), is to remove provisions redundant of referenced Rule 12-24.011, F.A.C.

SUMMARY: The proposed amendment to Rule 12-28.003, F.A.C., removes provisions redundant of Rule 12-24.011, F.A.C., regarding how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 213.06(1), 213.13 FS.

LAW IMPLEMENTED: 28.245, 213.13, 219.07, 316.0083(1)(a)2., 3., 721.8561 FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12-28.003 Enrollment Procedures.

(1)(a) through (b) No change.

~~(c) Copies of Form DR-600 may be obtained, without cost, by one or more of the following methods: 1) downloading the form from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) visiting any local Department of Revenue Service Center or, 4) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).~~

(2) through (3) No change.

Rulemaking Authority 213.06(1), 213.13 FS. Law Implemented 28.245, 213.13, 219.07, 316.0083(1)(a)2., 3., 721.8561 FS. History—New 8-19-02, Amended 6-1-09, 6-6-11.

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE**Sales and Use Tax**

RULE NO.: RULE TITLE:

12A-13.002 Collection and Remittance of Fee

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12A-13.002, F.A.C. (Collection and Remittance of Fee), is to update the information on how to obtain copies of forms from the Department.

SUMMARY: The proposed amendment to Rule 12A-13.002, F.A.C. (Collection and Remittance of Fee), updates how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 212.07(1)(b), 212.17(6), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 95.091(3), 212.02(14), 212.05(1)(b), (i), 212.07(1), 212.085, 212.13(5)(c), (d), 212.17(6), 212.18(2), (3), 212.186, 212.21(2), 213.053(10) FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12A-13.002 Collection and Remittance of Fee.

(1) through (3) No change.

(4) Form DR-35, Motor Vehicle Warranty Fee Return (R. 01/17, Effective 01/17)

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-07751>) is hereby incorporated by reference in this rule. Form DR-35 is available, without cost, by ~~one or more of the following methods~~: 1) downloading the form from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center~~; or, 4) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

Rulemaking Authority 213.06(1) FS. *Law Implemented* 219.07, 320.27(1)(c), 681.102(14), 681.117 FS. *History—New* 4-5-89, *Amended* 5-4-03, 9-28-04, 1-11-10, 5-9-13, 1-10-17.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.: RULE TITLES:

12A-15.003 Admissions; Tangible Personal Property; Services; Service Warranties; Real Property and Transient Accommodations; Use Tax

12A-15.004 Specific Limitations

12A-15.005 Permits, Certificates, and Affidavits

12A-15.007 Records

12A-15.014 Transition Rule

PURPOSE AND EFFECT: Section 37, Ch. 2025-208, L.O.F., repeals the state sales tax on leases of real property effective October 1, 2025. The purpose of the proposed amendments to Rules 12A-15.003, 15.004, 15.005, 15.007, and 15.014, F.A.C., is to reflect the repeal of sales tax on real property leases.

SUMMARY: The proposed amendments to Rules 12A-15.003, 15.004, 15.005, 15.007, and 15.014, F.A.C., remove provisions regarding the lease of real property.

SUMMARY OF STATEMENT OF ESTIMATED

REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 212.0596(3), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.02(15), (19), 212.04(1), 212.05(1), 212.0506, 212.05(1), 212.05011, 212.054, 212.055, 212.0596, 212.06(1), (2), (4), (6), (8), (10), 212.07(8), 212.12(6), 212.13(2), 212.18(3), 212.183, 213.053 FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12A-15.003 Admissions; Tangible Personal Property; Services; Service Warranties; ~~Real Property and Transient Accommodations; Use Tax.~~

(1) through (7) No change.

(8) ~~REAL PROPERTY AND TRANSIENT ACCOMMODATIONS.~~

(a) When any transient accommodation ~~real property~~ that is leased, rented, or upon which a license for use is granted is located within a surtax county, surtax on the rental or license payment is due at the rate imposed within the surtax county.

~~(b) When any transient accommodation is located within a surtax county, surtax is due at the rate imposed within the surtax county.~~

~~(b)(c)~~ The owner of ~~real property or~~ a transient accommodation that is leased, rented, or upon which a license for use is granted or the owner's representative is required to collect surtax at the rate imposed by the surtax county where the ~~real property or~~ transient accommodation is located.

(9) USE TAX.

(a) through (c) No change.

(d) A dealer who is registered with the Department and who is required to pay use tax directly to the Department must ~~shall~~ pay surtax in the following manner:

1. No change.

~~2. When a dealer is authorized by the Department to accrue use tax on the lease, rental, or license to use real property located within a surtax county, the dealer is required to pay surtax at the rate imposed by the surtax county where the property is located.~~

~~2.3.~~ No change.

~~3.4.~~ No change.

(c) No change.

Rulemaking Authority 212.0596(3), 212.18(2), 213.06(1) FS. Law Implemented 212.04(1), 212.05(1), 212.0506, 212.054, 212.055, 212.0596, 212.06(1), (2), (4), (6), (8), (10), 212.07(8), 212.12, 212.18(3), 212.183, 213.053 FS. History—New 12-11-89, Amended 1-30-91, 5-12-92, 8-10-92, 11-16-93, 3-20-96, 6-19-01, 10-2-01, 4-17-03, 5-28-06, 6-14-22, _____.

12A-15.004 Specific Limitations.

(1) No change.

(2)(a) The surtax does not apply to the sales amount above \$5,000 on any item of tangible personal property. However, the surtax does apply to the first \$5,000 of the sales amount on the sale, use, lease, rental, or license to use any item of tangible personal property, including electric power or energy. The surtax applies, without limitation, to sales of admissions; sales and uses of services; sales of service warranties; charges for prepaid calling arrangements; leases, rentals, and licenses to use ~~real property or~~ transient accommodations; leases or rentals of parking or storage space for motor vehicles in parking lots or garages, docking or storage space in boat docks and marinas,

and tie-down or storage space for aircraft; and all other transactions subject to the discretionary sales surtax.

(b) No change.

(c) 1. No change.

~~2. Example: A person leases real property subject to the state sales tax for \$10,000 a month. The entire monthly rental (i.e., \$10,000) is subject to the surtax since the \$5,000 limitation only applies to items of tangible personal property.~~

~~2.3.~~ No change.

~~3.4.~~ No change.

(3) No change.

Rulemaking Authority 212.18(2), 213.06(1) FS. Law Implemented 212.02(15), (19), 212.05(1), 213.053, 212.054, 212.055 FS. History—New 12-11-89, Amended 5-12-92, 3-17-93, 11-16-93, 10-2-01, 4-17-03, 2-20-25, ____.

12A-15.005 Permits, Certificates, and Affidavits.

(1) No change.

(2)(a) Where a purchasing dealer has obtained written consent from the Department of Revenue to assume the obligation of remitting the tax to the State, and has issued a statement relieving the selling dealer from the responsibility of collecting the tax, the purchasing dealer is required to remit the surtax based upon where the taxable transaction occurred.

~~(b) 1. Example: If the real property which is leased or rented is in a county imposing the surtax the lessor, or other person receiving the rental consideration, is required to remit the surtax.~~

~~(b) 2. Example: If the purchaser is in a county imposing the surtax and the purchase or lease involves tangible personal property, the purchaser or lessee is required to remit the surtax.~~

Rulemaking Authority 212.18(2), 213.06(1) FS. Law Implemented 212.054, 212.055, 212.183, 213.053 FS. History—New 12-11-89, Amended 5-12-92, ____.

12A-15.007 Records.

Persons making sales and use of tangible personal property; charging admissions; furnishing electricity or natural or manufactured gas; ~~leasing or renting any real property~~; or leasing or renting any transient rental accommodations subject to the surtax ~~must shall~~ maintain adequate and sufficient books and records to indicate what sales and uses are subject to the surtax. The failure to maintain such records subjects ~~shall make~~ the total sales amount subject to the surtax.

Rulemaking Authority 212.18(2), 213.06(1) FS. Law Implemented 212.054, 212.055, 212.12(6), 212.13(2), 213.053 FS. History—New 12-11-89, Amended 10-2-01, ____.

12A-15.014 Transition Rule.

(1) No change.

~~(2) Commercial Rentals. Prepayments of rents to avoid increased tax rate are prohibited. Tenants with leases in effect prior to the effective date of any such surtax which provide for~~

~~payments to be made on and after the effective date of any such surtax, cannot avoid tax by prepaying rent prior to the effective date of the surtax. Commercial rentals will be taxed pursuant to Section 212.031, F.S., plus the surtax rate for all rentals due on or after the effective date of any such surtax.~~

~~(2)(3)~~ No change.

Rulemaking Authority 212.18(2), 213.06(1) FS. Law Implemented 212.031, 212.05(1), 212.05011, 213.053, 212.054, 212.055 FS. History—New 12-11-89, Amended 11-16-93, 3-20-96, 10-2-01, 4-17-03, 1-17-18, 1-8-19, 12-12-19, 6-14-22, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:

12A-16.008 Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12A-16.008, F.A.C. (Public Use Forms), is to update the information on how to obtain copies of forms from the Department.

SUMMARY: The proposed amendment to Rule 12A-16.008, F.A.C. (Public Use Forms), updates how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

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

RULEMAKING AUTHORITY: 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.0606, 212.12(2), 213.235, 213.755, 376.70, 403.717, 403.718, 403.7185 FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12A-16.008 Public Use Forms.

(1)(a) The following public use forms and instructions are employed by the Department of Revenue in its dealings with the public in administering the rental car surcharge, as provided in this rule chapter, and the solid waste fees, as provided in rule Chapter 12A-12, F.A.C. These forms are hereby incorporated by reference in this rule.

(b) Copies of these forms are available, without cost, by ~~one or more of the following methods~~: 1) downloading the form from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

Form Number	Title	Effective Date
(2) through (4) No change.		

Rulemaking Authority 212.18(2), 213.06(1) FS. Law Implemented 212.0606, 212.12(2), 213.235, 213.755, 376.70, 403.717, 403.718, 403.7185 FS. History—New 11-14-89, Amended 7-7-91, 8-10-92, 3-21-

95, 6-19-01, 4-17-03, 9-28-04, 6-28-05, 7-25-06, 4-5-07, 1-1-08, 1-27-09, 1-11-10, 1-12-11, 1-25-12, 1-20-14, 7-28-15, 4-16-18, 1-1-21, 5-23-22, 1-1-23, 1-1-24, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.: RULE TITLES:

12B-6.001 Scope; Definitions; Index Price

12B-6.005 Payment of Tax; Reports; Public Use Forms

12B-6.0051 Public Service Tax Reporting Form

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12B-6.001, F.A.C. (Scope; Definitions; Index Price), is to remove the unnecessary definition of department.

The purpose of the proposed amendments to Rule 12B-6.005, F.A.C. (Payment of Tax; Reports; Public Use Forms), and to Rule 12B-6.0051, F.A.C. (Public Service Tax Reporting Form), is to update the information on how to obtain copies of forms from the Department.

SUMMARY: The proposed amendments to Chapter 12B-6, F.A.C. (Gross Receipts Tax), remove an unnecessary definition and update how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

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

RULEMAKING AUTHORITY: 166.233(2)(a), 213.06(1) FS.
LAW IMPLEMENTED: 203.012 FS. 203.01, 213.37, 213.755, 215.26 FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12B-6.001 Scope; Definitions; Index Price.

(1) No change.

(2) DEFINITIONS. For purposes of this rule chapter:

(a) through (b) No change.

(c) ~~“Department” means the Florida Department of Revenue.~~

(d) through (h) renumbered (c) through (g) No change.

(3) No change.

Rulemaking Authority 213.06(1) FS. Law Implemented 203.01, 203.012 FS. History—New 11-13-78, Amended 6-5-85, Formerly 12B-6.01, Amended 10-4-89, 1-8-90, 5-4-03, 9-18-08, 2-17-15, _____.

12B-6.005 Payment of Tax; Reports; Public Use Forms.

(1)(a) Except as provided in rule Chapter 12-24, F.A.C., and paragraph (c) below, all taxes imposed by Section 203.01(1)(a)1., F.S., on utility services are due to the Department on or before the 20th day of the month following the date of the sale or transaction. The payment and return must either reach the office of the Department or be postmarked on or before the 20th day of the month for receipts for utility services received in the preceding calendar month for a taxpayer to avoid penalty and interest for late filing. When the 20th day of the month falls on Saturday, a Sunday, or a legal

holiday, payments accompanied by returns will be accepted as timely filed if postmarked or delivered to the Department on the next succeeding day that is not a Saturday, a Sunday, or a legal holiday. A tax return is required to be filed on or before the 20th day of each month even when no tax is due. The report is required to be signed by an officer or a representative duly authorized to act by the taxpayer. For this purpose, a legal holiday means a holiday that is observed by federal or state agencies as a legal holiday as this term is defined in Chapter 683, F.S., and s. 7503 of the 1986 Internal Revenue Code, as amended. A “legal holiday” pursuant to s. 7503 of the Internal Revenue Code of 1986, as amended, means a legal holiday in the District of Columbia or a statewide legal holiday at a location outside the District of Columbia but within an internal revenue district.

(b) Form DR-133, Gross Receipts Tax Return (January 2023, hereby incorporated by reference, effective 01/23) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-14830>), is the return to be used to report the gross receipts tax imposed on utility services. Copies of this form are available, without cost, by ~~one or more of the following methods~~: 1) downloading selected forms from the Department’s website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center;~~ or, 4) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

(c) through (e) No change.

(2) No change.

Rulemaking Authority 213.06(1) FS. Law Implemented 203.01, 213.37, 213.755, 215.26 FS. History—New 11-13-78, Amended 7-1-80, 8-26-81, Formerly 12B-6.05, Amended 10-4-89, 12-19-89, 5-4-03, 9-28-04, 9-18-08, 2-17-15, 1-11-16, 1-10-17, 1-1-23, _____.

12B-6.0051 Public Service Tax Reporting Form.

(1)(a) The public-use form provided in this rule is to be utilized by each municipality or charter county to report to the Department services taxed under Sections 166.231 and 166.232, F.S., and to report any other required information. The public-use form is employed by the Department for this purpose, and it is hereby incorporated in this rule by reference.

(b) Copies of this form are available, without cost, by ~~one or more of the following methods~~: 1) downloading the form from the Department’s website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center;~~ or, 4) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida

32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

(2) No change.

Rulemaking Authority 166.233(2)(a), 213.06(1) FS. Law Implemented 166.233 FS. History—New 4-5-98, Amended 5-4-03, 9-18-08, 1-11-16.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.:	RULE TITLES:
12B-7.005	Computation of Tax
12B-7.008	Public Use Forms
12B-7.026	Public Use Forms
12B-7.030	Miami-Dade County Lake Belt Mitigation Fee
12B-7.031	Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule Chapter 12B-7, F.A.C. (Severance Taxes, Fees, and Surcharges), is to update or remove obsolete provisions, to remove unnecessary provisions, and to update the information on how to obtain copies of forms from the Department.

SUMMARY: The proposed amendments to Rule 12B-7.005, F.A.C. (Computation of Tax), provide grammatical changes and remove an obsolete reference regarding fiscal years beginning on or after July 1, 1991.

The proposed amendments to Rules 12B-7.008 and 12B-7.026, F.A.C. (Public Use Forms), update the information on how to obtain copies of forms from the Department.

The proposed amendment to Rule 12B-7.030, F.A.C. (Miami-Dade County Lake Belt Mitigation Fee), updates a cross reference to a rule.

The proposed amendments to Rule 12B-7.031, F.A.C. (Public Use Forms), remove reference to the obsolete water treatment plant upgrade fee and update the information on how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 211.026(3)(e), 211.075(2), (3), 211.125(1), 211.33(1), (6), 213.06(1), 373.41492(4)(b), 402.261(7)(a), 402.62(7)(b), 1002.395(12)(b), 1003.485(5)(b) FS.

LAW IMPLEMENTED: 211.02 211.025, 211.0251, 211.0252, 211.0253, 211.0254, 211.026, 211.075, 211.076, 211.125, 211.30, 211.31, 211.3103, 211.3106, 211.3108, 211.33, 212.12(2), 213.235(2), 213.255, 213.755(1), 373.41492, 402.261, 402.62(5), 1002.395(5), 1003.485(3) FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12B-7.005 Computation of Tax.

The tax is levied upon the basis of the entire production in ~~Florida this state~~, including royalty interest, and the tax ~~accrues~~ shall accrue at the time of severance from the soil or water, and in its natural, unrefined, or unmanufactured condition.

(1) through (2) No change.

(3)(a) For the sulfur measurement, the tax ~~is shall be measured or~~ determined based on the long tons of sulfur produced multiplied by the tax rate for the period in which the sulfur ~~is was~~ produced.

(b) The Producer Price Index for Commodity Code 061, Industrial Chemicals, ~~is shall be~~ applied for the purpose of calculating the tax rate for sulfur ~~for the fiscal years beginning on or after July, 1991~~. The base rate adjustment ~~is shall be~~ calculated using the monthly average for such index for the calendar year 1989.

Rulemaking Authority 211.026(3)(e), 211.125(1), 213.06(1) FS. Law Implemented 211.02 211.025, 211.026 FS. History—New 12-28-78, Formerly 12B-7.05, Amended 12-18-94.

12B-7.008 Public Use Forms.

(1)(a) The following forms and instructions are used by the Department in its administration of the taxes imposed on the production of oil, gas, and sulfur. These forms are hereby incorporated by reference in this rule.

(b) Copies of these forms are available, without cost, by ~~one or more of the following methods~~: 1) downloading the form from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

(2) through (5) No change.

Rulemaking Authority 211.075(2), (3), 211.125(1), 213.06(1), 402.261(7)(a), 402.62(7)(b), 1002.395(12)(b), 1003.485(5)(b) FS. Law Implemented 211.02, 211.0251, 211.0252, 211.0253, 211.0254, 211.026, 211.075, 211.076, 211.125, 213.255, 213.755(1), 402.261, 402.62(5), 1002.395(5), 1003.485(3) FS. History—New 12-28-78, Formerly 12B-7.08, Amended 12-18-94, 5-4-03, 10-1-03, 11-6-07, 1-27-09, 1-11-10, 1-12-11, 1-25-12, 5-9-13, 1-8-19, 5-23-22, 1-1-23, 2-20-25.

12B-7.026 Public Use Forms.

(1)(a) The following forms and instructions are used by the Department in its administration of the taxes and surcharge imposed on the severance of solid minerals, phosphate rock, or heavy minerals from the soils and waters of this state. These forms are hereby incorporated by reference in this rule.

(b) Copies of these forms are available, without cost, by ~~one or more of the following methods~~: 1) downloading the form

from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center~~; or, 4) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

(2) through (3) No change.

Rulemaking Authority 211.33(1), (6), 213.06(1) FS. Law Implemented 211.30, 211.31, 211.3103, 211.3106, 211.3108, 211.33, 213.755(1) FS. History—New 12-18-94, Amended 10-4-01, 5-4-03, 10-1-03, 11-6-07, 1-27-09, 1-11-10, 1-12-11, 1-25-12, 5-9-13, 1-1-23.

12B-7.030 Miami-Dade County Lake Belt Mitigation Fee.

(1) through (3) No change.

(4) Persons who are required to make a return or to pay the mitigation fee imposed under Section 373.41492, F.S., and administered under the provisions of Chapter 212, F.S., and fail to do so will be subject to penalties, as provided in Section 212.12(2), F.S., and to the interest imposed on deficiencies established under Section 213.235, F.S., and Rule 12-3.0015, F.A.C. ~~Guidelines are provided in subsection (4) of Rule 12A-1.056, F.A.C.~~ Cross Reference: Subsection 12A-1.056(4), F.A.C.

Rulemaking Authority 211.33(6), 213.06(1), 373.41492(4)(b) FS. Law Implemented 212.12(2), 213.235(2), 213.755(1), 373.41492 FS. History—New 10-1-03, Amended 9-28-04, 11-6-07, 7-19-18.

12B-7.031 Public Use Forms.

(1)(a) The following form and instructions are used by the Department in its dealings with the public in the administration of the Miami-Dade County Lake Belt mitigation fee ~~and water treatment plant upgrade fee~~. This form and instructions are hereby incorporated by reference in this rule.

(b) Copies of this form and instructions are available, without cost, by ~~one or more of the following methods~~: 1) downloading the form from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center~~; or, 4) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

(2) No change.

Rulemaking Authority 213.06(1), 373.41492(4)(b) FS. Law Implemented 212.12(2), 213.235(2), 373.41492 FS. History—New 10-1-03, Amended 9-28-04, 6-28-05, 5-1-06, 11-6-07, 1-27-09, 1-11-16, 7-19-18, 1-8-19, 1-1-23.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.: RULE TITLES:

12B-8.0012 Insurance Policy Surcharge; Rate and
Computation

12B-8.0016 Department of Revenue Electronic Database

12B-8.006 State Fire Marshal Regulatory Assessment
and Surcharge; Levy and Amount

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule Chapter 12B-8, F.A.C. (Insurance Premium Taxes, Fees and Surcharges), is to remove obsolete and unnecessary provisions, and to provide updates to the Annual Statement filed with the Florida Office of Insurance Regulation.

SUMMARY: : The proposed amendments to Rule 12B-8.0012, F.A.C. (Insurance Policy Surcharge; Rate and Computation), removes the unnecessary recitation of sections 252.372 and 624.5092(2)(e), F.S.

The proposed amendments to Rule 12B-8.0016, F.A.C. (Department of Revenue Database), updates the information on how to obtain copies of forms from the Department.

The proposed amendments to Rule 12B-8.006, F.A.C. (State Fire Marshal Regulatory Assessment and Surcharge; Levy and Amount), remove an obsolete effective date, clarify the Exhibit of Premiums and Losses is a part of the Annual Statement required to be filed with the Florida Office of Insurance Regulation, update reporting line numbers on the statement, and clarify that insurers transacting business in Florida must file an annual tax return with the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

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

RULEMAKING AUTHORITY: 218.26(1) FS.

LAW IMPLEMENTED: 218.21, 218.215, 218.23, 218.245, 218.25, 218.26 FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12B-8.0012 Insurance Policy Surcharge; Rate and Computation.

(1) through (4) No change.

(5) For purposes of this rule, the date of issue or renewal ~~shall be~~ is the effective date of the policy.

(6) The surcharge applies to all policies issued or renewed even if they are subsequently cancelled. However, if the policy is cancelled back to the effective date, the surcharge ~~does shall~~ not apply.

(7) through (8) No change.

~~(9) The insurer is responsible for collecting the surcharge and may cancel the policy for non-payment of the surcharge.~~

(10) through (11) renumbered (9) through (10) No change.

~~(12) Penalty and interest may be compromised as provided in Section 213.21, F.S.~~

(13) through (14) renumbered (11) through (12) No change.

Rulemaking Authority 213.06(1) FS. Law Implemented 252.372, 624.5092 FS. History—New 6-16-94, Amended 6-20-06, 1-25-12,___.

12B-8.0016 Department of Revenue Electronic Database.

(1) through (3) No change.

(4) All forms referenced in this rule are available, without cost, by ~~one or more of the following methods:~~ 1) downloading the form from the Department's website at floridarevenue.com/forms; or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

Rulemaking Authority 175.1015(5), 185.085(5) FS. Law Implemented 175.1015, 185.085 FS. History—New 12-20-07, Amended 6-28-10, 1-20-14, 1-20-15, 8-15-21,___.

12B-8.006 State Fire Marshal Regulatory Assessment and Surcharge; Levy and Amount.

(1)(a)1.a. In addition to any other license or excise tax, a regulatory assessment is assessed and imposed upon every domestic, foreign, and alien insurer authorized to issue policies of fire insurance in Florida.

b. No change.

2.a. Each insurer authorized to transact insurance business in Florida is required to remit a .1 percent surcharge on all gross direct fire, allied lines, and multiperil insurance premiums written on commercial property located within Florida.

b. To calculate the surcharge to be remitted, each insurer ~~must~~ should use the premium amounts reported on the "Exhibit of Premiums and Losses," Statutory Page 14, of the Annual Statement required to be filed with the Florida Office of Insurance Regulation. The surcharge is applicable to said policies issued or renewed on or after July 1, 1992. On or before March 1, each insurer authorized to transact insurance business in Florida must file an Insurance Premium Taxes and Fees an ~~annual R~~ eturn is required to be filed with the Department of Revenue showing the gross amount of premiums collected for the preceding year and the amount of assessment and surcharge imposed. A final, and payment for tax due for the year must is ~~required to be made at the time the insurer taxpayer files the his~~ annual return. No credits are ~~shall be~~ allowed against the tax imposed upon fire insurance assessments.

(b) No change.

(2) No change.

(3) For purposes of the regulatory assessment, every insurer issuing policies of insurance covering the peril of fire on properties located in Florida must this State shall determine the gross amount of premium applicable to the peril of fire by multiplying the premium amounts reported on the "Exhibit of Premiums and Losses," Statutory Page 14, Annual Statement, as follows:

(a) through (g) No change.

(h) Inland Marine, Line 9.1 9 – twelve percent (12%).

(i) through (k) No change.

(4) For purposes of the surcharge, the surcharge factor of .001 should be applied to the amounts reported on the "Exhibit of Premiums and Losses," Statutory, Page 14, of the Annual Statement, column 1 2, Direct Premiums Written, for the following line items:

(a) through (d) No change.

(e) Commercial multiple peril, Lines 5.1 and 5.2 Line 5.

Rulemaking Authority 213.06(1) FS. Law Implemented 624.509, 624.510, 624.511, 624.515, 624.516 FS. History—New 2-3-80, Formerly 12B-8.06, Amended 4-10-91, 2-18-93, 12-9-97, 7-31-03, 12-25-08, 1-25-12,___.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: RULE TITLE:

12B-12.005 Registration

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12B-12.005, F.A.C., is to clarify the requirements to obtain an annual pollutant tax license.

SUMMARY: The proposed amendments to Rule 12B-12.005, F.A.C. (Registration), provide that Form DR-156, Florida Fuel or Pollutants Tax Application, including the required attachments, is used to obtain a pollutants tax license and that the license is required to be renewed annually.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 213.06(1), 376.75(9)(b) FS.

LAW IMPLEMENTED: 376.75(2) FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12B-12.005 Registration.

(1)(a) Every person must file a Florida Fuel or Pollutants Tax Application (Form DR-156, incorporated by reference in Rule 12B-5.150, F.A.C.), with the required attachments, with the Department for a pollutant license before producing, selling, importing, or causing perc to be imported into Florida and obtain a pollutant license from the Department.

(b) Each license is required to be renewed annually by filing form DR-156R, Renewal Application for Florida Fuel/Pollutants License (incorporated by reference in Rule

12B-5.150, F.A.C.), and the required attachments with the Department, as provided in the renewal application.

(2) No change.

Rulemaking Authority 213.06(1), 376.75(9)(b) FS. Law Implemented 376.75(2) FS. History—New 2-19-95, Amended 3-18-96, 4-17-03, 3-25-20, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NOS.: RULE TITLES:

12C-2.011 Administration

12C-2.0115 Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12C-2.011, F.A.C. (Administration), are necessary to clarify the documents listed are examples of transactions for which tax is to be paid directly to the Department. The purpose of the proposed amendments to Rule 12C-2.0115, F.A.C. (Public Use Forms), are necessary to update the information on how to obtain copies of forms from the Department.

SUMMARY: The proposed amendments to Rules 12C-2.011 and 12C-2.0115, F.A.C., clarify that the documents listed are transactions for tax paid directly to the Department and update how to obtain copies of forms from the Department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 199.135(2), 199.202, 213.06(1) FS.

LAW IMPLEMENTED: 119.071(5), 196.199(2), 199.135, 199.202, 215.26 FS.

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

DATE AND TIME: Tuesday, November 4, 2025, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1221, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Gregory, Office of Technical Assistance, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6041, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12C-2.011 Administration.

(1) Nonrecurring Tax – Payments made directly to Department.

Only nonrecurring tax due on obligations or advances made under instruments which have been previously recorded or which are not normally recorded or which are not normally taxed at the time of recording may be paid directly to the Department. Examples This will include, but will not be limited to, tax payments due on an advance made under a future advance clause of a recorded mortgage on real property, advances made under a revolving line of credit secured by a recorded mortgage on real property, or the obligation created under an agreement or contract for deed.

(2) No change.

Rulemaking Authority 199.135(2), 199.202, 213.06(1) FS. Law Implemented 199.135 FS. History—New 4-17-72, Amended 9-26-77, 10-16-80, Formerly 12C-2.11, Amended 11-21-91, 1-28-08.

12C-2.0115 Public Use Forms.

(1)(a) The following public use forms and instructions are employed by the Department in its dealings with the public related to administration of the intangible tax. These forms are hereby incorporated and made a part of this rule by reference.

(b) Copies of these forms are available, without cost, by ~~one or more of the following methods:~~ 1) downloading the form from the Department's website at ~~www.floridarevenue.com/forms;~~ or, 2) calling the Department at (850)488-6800, Monday through Friday (excluding holidays); or, 3) ~~visiting any local Department of Revenue Service Center;~~ or, 4) writing the Florida Department of Revenue, Taxpayer Services, Mail Stop 3-2000, 5050 West Tennessee Street, Tallahassee, Florida 32399-0112. Persons with hearing or speech impairments may call the Florida Relay Service at 711, 1(800)955-8770 (Voice) and 1(800)955-8771 (TTY).

(2) through (3) No change.

Rulemaking Authority 199.202, 213.06(1) FS. Law Implemented 119.071(5), 196.199(2), 199.202, 215.26 FS. History—New 11-21-91, Amended 1-5-94, 10-9-01, 5-4-03, 9-28-04, 6-28-05, 10-30-06, 1-28-08, 1-27-09, 1-31-10, 2-7-11, 1-29-12, 1-17-13, 5-9-13, 1-20-14, 1-11-16.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Martha Gregory

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 30, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2025

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.: RULE TITLES:

59A-8.003 Licensure Requirements

59A-8.005 Certificates of Exemption and Exempt Status

PURPOSE AND EFFECT: 59A-8.003 outlines requirements for licensed programs within home health agencies. 59A-8.005 outlines requirements for certificates of exemption and exempt status for home health agencies.

SUMMARY: The Agency is proposing to amend these rules to update language and remove obsolete language.

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: A SERC has not been prepared by the agency. For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification. 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.

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: 400.497, 408.819, F.S.

LAW IMPLEMENTED: 400.464, 400.471, 400.474, 400.484, 400.497, 408.806, 408.807, 408.810, 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: November 12, 2025, 2:00 p.m. – 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida, 32308, Building 3, Conference Room B. You may also participate by dialing the Open Voice conference line, 1(888)585-9008, then enter the conference room number followed by the pound sign, 998-518-088#. The agenda and related materials can be found on the web at: <https://ahca.myflorida.com/health-quality-assurance/bureau-of-health-facility-regulation/rulemaking>.

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: hqarulecomments@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kelli Fillyaw at (850)412-4402 or email at: hqarulecomments@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-8.003 Licensure Requirements.

(1) The issuance of a home health agency license shall be based upon compliance with Chapters 400, Part III, and 408, Part II, F.S., and rule Chapters 59A-8 and 59A-35, F.A.C., and an inspection as required in Sections 400.471(2) and 408.806(7), F.S. An application for initial, change of ownership, or renewal licensure, or for the addition of skilled services by a home health agency that is currently licensed to provide services other than skilled services, shall be submitted as required by Rules 59A-35.040 and 59A-35.060, F.A.C. ~~on the Health Care Licensing Application, Home Health Agency, AHCA Form 3110-1011, April 2019, incorporated by reference and~~ available at <http://www.flrules.org/Gateway/reference.asp?No=Ref 12455>, ~~and accompanied by the Health Care Licensing Application Addendum referenced in subsection 59A-35.060(1), F.A.C. Applicants for renewal of a home health agency license or for a change during the licensure period may submit the Health Care Licensing Online Application, Home Health Agency, AHCA Form 3110-1011OL, April 2019, incorporated by reference and~~ available at <http://www.flrules.org/Gateway/reference.asp?No=Ref 12456>. ~~The application forms are available online at~~ <http://www.ahca.myflorida.com/HQALicensureforms> ~~or, for online renewal or change during the licensure period submissions,~~ at: <http://apps.ahca.myflorida.com/SingleSignOnPortal>.

(2) through (7) No change.

(8) If a change of address is to occur, or if a home health agency intends to change the counties served within the geographic service area, or open or close a satellite office or drop-off site, the home health agency must complete and submit the Health Care Licensing Application, ~~Home Health Agency, AHCA Form 3110-1011, April 2019 or the Health Care Licensing Online Application, Home Health Agency, AHCA Form 3110-1011OL, April 2019, incorporated by reference in~~ subsection (1), above, within the timeframe prescribed in paragraph 59A-35.040(2)(b), F.A.C. For an address change of the main office or satellite office, the home health agency must submit to the AHCA evidence that the location is zoned for a home health agency business for the new address and evidence of legal right to occupy the property in accordance with Section 408.810(6), F.S.

(9) through (10) No change.

Rulemaking Authority 400.497, 408.819 FS. Law Implemented 400.464, 400.471, 400.484, 400.484, 400.497, 408.806, 408.807, 408.810 FS. History—New 4-19-76, Formerly 10D-68.03, Amended 4-30-86, 8-10-88, 5-30-90, 6-12-91, Formerly 10D-68.003, Amended 4-27-93, 10-27-94, 1-30-97, 1-17-00, 7-18-01, 9-22-05, 8-15-06, 3-29-07, 7-11-13, 6-16-15, 7-27-16, 1-5-21.

59A-8.005 Certificates of Exemption and Exempt Status.

(1) through (2) No change.

(3) An applicant for a certificate of exemption from the home health agency licensure requirements must apply as required by Rules 59A-35.040 and 59A-35.060, F.A.C. using the Application for Certification of Exemption from Licensure as a Home Health Agency, AHCA Form 3110-1009, July 2021, which is incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref 13999>. The form is also available at: <http://ahca.myflorida.com/HQALicensureforms>.

(4) through (16) No change.

(17) ~~This rule is in effect for five years from its effective date.~~

Rulemaking Authority 400.497 FS. Law Implemented 400.464(5), 400.464(6) FS. History--New 5-9-19, Amended 2-27-22.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Kelli Fillyaw

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Shevaun L. Harris

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: October 2, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: July 2, 2025

AGENCY FOR HEALTH CARE ADMINISTRATION**Health Facility and Agency Licensing**

RULE NO.: RULE TITLE:

59A-26.020 Disaster Preparedness

PURPOSE AND EFFECT: 59A-26.020 outlines Intermediate Care Facility requirements to have a written plan for procedures in the event of disasters.

SUMMARY: The Agency proposes to revise rule 59A-26.020 to align language with statute 408.821 regarding submission and approval of comprehensive emergency management plans (CEMP), remove obsolete language and incorporate a CEMP form for Intermediate Care Facilities.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

herein: A SERC has not been prepared by the agency. For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification. 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.

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: 400.967, 408.821, F.S.

LAW IMPLEMENTED: 400.967(2)(g), 408.821 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: November 10, 2025, 3:00 p.m. - 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida, 32308, Building 3, Conference Room A. You may also participate by dialing the Open Voice conference line, 1(888)585-9008, then enter the conference room number followed by the pound sign, 998-518-088#. The agenda and related materials can be found on the web at: <https://ahca.myflorida.com/health-quality-assurance/bureau-of-health-facility-regulation/rulemaking>.

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: HQARuleComments@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kelli Fillyaw at (850)412-4402, or by email at: HQARuleComments@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-26.020 Disaster Preparedness.

(1) Each licensee must have a written plan with procedures to be followed in the event of an internally or externally caused disaster or emergency event. The initiation, development, and maintenance of this plan must be the responsibility of the facility administrator, and must be reviewed and approved by the County Emergency Management Agency. The plan must be reviewed and approved annually and include the following:

(a) Criteria as shown in Section 400.967(2)(g), F.S.; and, Basic information concerning the facility to include:

1. Name of the facility, address, telephone number, 24-hour contact number if different from the facility number, emergency contact telephone number, and fax number;
2. Name, address, and telephone number of the licensee;
3. The year facility was built, including type of construction;
4. Name, address, work, home and other available telephone numbers of the facility's administrator;
5. Name, address, work, home and other available telephone numbers of persons implementing the provisions of this plan, if different from the administrator;
6. An organizational chart showing all positions with key emergency positions identified by title. The name and telephone numbers at home, work and any other available telephone number shall be included for these persons;
7. An organizational chart, if different from the previous chart required, identifying the hierarchy of authority in place during emergencies, and all positions on a day to day basis;
8. A description of the potential hazards that the facility is vulnerable to such as hurricanes, tornadoes, flooding, fires, hazardous materials incidents or transportation accidents, proximity to a nuclear power plant, power outages during severe cold or hot weather, including procedures for each of these hazards; and,
9. A copy of the Fire Safety Plan as stated in the Life Safety Code.

(b) The Emergency Management Planning Criteria for Intermediate Care Facilities, AHCA Form 3110-6008, April 2025, which is incorporated herein by reference and available at <http://flrules.org/Gateway/reference.asp?No=Ref-18493> and on the website at <https://ahca.myflorida.com/emergency-resources>. Site specific information concerning the facility to include:

1. Number of facility beds and maximum number of clients on-site;
2. Type of clients served by the facility;
3. Identification of the flood zone within which the facility is located as indicated on a Flood Insurance Rate Map;
4. Identification of the hurricane evacuation zone within which the facility is located;
5. Proximity of the facility to a railroad or major transportation artery; and,
6. Whether the facility is located within the 10 or 50 mile emergency planning zone of a nuclear power plant. The 10 mile zone is called the Emergency Planning Zone (EPZ) and the 50 mile zone is called the Ingestion Pathway Zone (IPZ).

(c) Establish management functions, policies, and procedures for emergency operations that:

1. Identifies by name and title, who is in charge during an emergency, and one alternate, should that person be unable to serve in that capacity;
2. Identifies the chain of command to ensure continuous leadership and authority in key position;
3. Provides the procedures to ensure timely activation and staffing of the facility in emergency functions including any provisions for emergency workers' families.
4. Provides the operational and support roles for all facility staff. This may be accomplished through the development of standard operating procedures which must be attached to this plan.
5. Provides procedures to ensure the following are supplied:
 - a. Food, water and sleeping arrangements;
 - b. The type of emergency power, natural gas, diesel or other. If natural gas, identify alternate means should loss of power occur that would affect the natural gas system. The capacity of the emergency fuel system shall be specified;
 - c. Transportation of clients, staff and supplies;
 - d. A 72-hour supply of all essential supplies and client medications; and,
 - e. 24-hour staffing on a continuing basis until the emergency has abated.
6. Provides procedures for the facility to receive timely information on impending threats and the alerting of facility decision makers, staff and clients to potential emergency conditions, which shall include:
 - a. Specification as to how the facility will receive warnings, to include, evenings, nights, weekends, and holidays;
 - b. Identification of the facility's 24-hour contact number, if different than the number listed in the introduction;
 - c. Specification as to how key staff will be alerted;
 - d. Procedures and policy for reporting to work for key workers;
 - e. Specification as to how clients will be alerted and the precautionary measures that will be taken;
 - f. Identification of the primary notification and the alternative means of notification should the primary system fail for on duty and off duty staff; and,
 - g. Identification of procedures for notifying the client's representative that the facility is being evacuated, including contact information for continued communication.
7. Provides the policies, responsibilities and procedures for the evacuation of clients from the facility, which shall include:
 - a. Identification of the individual responsible for implementing facility evacuation procedures;
 - b. Identification and provision for transportation arrangements through mutual aid agreements that will be used to evacuate clients. These agreements must be in writing, and

~~copies of these agreements must be submitted during plan review;~~

~~e. Description of transportation arrangements for logistical support to include moving records, medications, food, water, equipment and other necessities. The facility shall provide copies of agreements if transportation is provided by anyone other than the licensee;~~

~~d. Identification of the pre-determined locations to which clients will be evacuated;~~

~~e. A copy of the mutual aid agreement that has been entered into with a facility to receive clients. It must include name, address, telephone number and contact person for the host facility. It must include the number of evacuees to be sheltered, including clients, staff and family members;~~

~~f. Evacuation routes, maps, written instructions and secondary routes that will be used should the primary route be impassable;~~

~~g. Specification of the amount of time it will take to evacuate all clients successfully to the receiving facility;~~

~~h. Procedures that ensure facility staff will accompany evacuating clients;~~

~~i. Procedures that will be used to keep track of clients once they have been evacuated, which includes a log system;~~

~~j. Determination of the items and supplies and the amount of each that should accompany each client during the evacuation. This must provide for a minimum 72-hour stay, with provisions to extend this period of time if needed;~~

~~k. Procedures for notifying client representatives of evacuation;~~

~~l. Procedures for ensuring all clients are accounted for and are out of the facility;~~

~~m. Description when the facility will begin the pre-positioning of necessary medical supplies and provisions; and,~~

~~n. Description when and at what point the mutual aid agreements for transportation and the notification of alternative facilities will begin.~~

~~8. Procedures that specify prerequisites needed and the process for clients to re-enter the facility, which shall include:~~

~~a. Identification of the responsible person for authorizing re-entry;~~

~~b. Procedures for inspecting the facility to ensure it is structurally sound; and,~~

~~c. Identification as to how clients will be transported from the receiving facility back to their home facility and how the facility staff will receive accurate and timely data on re-entry operations.~~

~~9. Establish sheltering or hosting procedures that will be used once the evacuating clients arrive, if the facility is to be used as a receiving facility for an evacuating facility. These procedures shall include:~~

~~a. The receiving procedures for clients arriving from the evacuating facility;~~

~~b. Identification of the location where the additional clients will reside. The plan shall provide a floor plan, which identifies the room area where clients will be housed, room size, and number of clients per room or area;~~

~~c. Provision of additional food, water and medical needs of clients being hosted for a minimum of 72 hours;~~

~~d. Description of the procedures for ensuring 24-hour operations;~~

~~e. Description of the procedures for providing shelter for family members of key workers; and,~~

~~f. Procedures for tracking additional clients sheltered within the facility.~~

~~10. Identify the procedures for increasing employee awareness of possible emergency situations and provide training on the emergency roles before, during and after an emergency. Annually, the facility shall:~~

~~a. Identify how key workers will be instructed in their emergency roles during non-emergency times;~~

~~b. Provide a training schedule for all employees and identify the providers of the training;~~

~~c. Identify the provisions for training new employees regarding their disaster-related roles; and,~~

~~d. Provide the schedule for exercising all or portions of the emergency plan on an annual basis with all staff and all shifts.~~

~~(2) The facility must review and submit its emergency management plan on an annual basis and in accordance with section 408.821(1), F.S.~~

~~(3) A significant modification to a previously approved plan must be submitted within 30 days after the change. For the purposes of this rule, "significant modification" means a change to the information provided in support of the minimum required plan criteria, procedures, memorandums of understanding, contracts, or agreements identified in the plan, or appendices that alters the execution of the plan and the required arrangements made therein. Changes in spelling or grammar are not considered significant modifications for the purposes of this rule.~~

~~(a) Changes in the name, address, phone number, email address or position of staff identified in the plan are not considered significant modifications for the purposes of this rule. Changes to that information must be submitted to the county emergency management agency as part of the emergency management plan submitted annually.~~

~~(b) If a change to the emergency management plan is required to be submitted due to a significant modification, the change must be identified and described.~~

~~(c) A change to the emergency management plan due to a significant modification does not alter the annual review date unless the change is due to a change of ownership of the facility.~~

~~(4)(d)~~ If the licensee evacuates, the licensee must immediately, but within no more than 24 hours upon completion of evacuation, report to the Agency's Long Term Care Unit in Tallahassee at (850)412-4303, the location and number of clients evacuated, and contact information for continued communication for the duration of the evacuation through an online database approved by the Agency. ~~In the event the Long Term Care Unit is unavailable to receive such information, the licensee shall contact the appropriate Agency field office.~~

Rulemaking Authority 400.967, 408.821(4) FS. Law Implemented 400.967(2)(g), 408.821(4) FS. History—New 12-21-15, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE:
Kelli Fillyaw
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Shevaun L. Harris
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 02, 2025
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 9, 2025

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: RULE TITLE:

64B1-3.010 Licensure by Endorsement

PURPOSE AND EFFECT: The proposed amendment incorporates the revised license application.

SUMMARY: Update application.

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: 456.0145(5), 457.104, 457.105 FS.

LAW IMPLEMENTED: 456.0145(2), 457.105 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: Stephanie Webster, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3257, Stephanie.Webster@flhealth.gov and by (850)245-4161.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B1-3.010 Licensure by Endorsement.

The Board of Acupuncture shall license by endorsement applicants who:

(1) Apply to the Department on form DH-MQA-5101, Mobile Opportunity by Interstate Licensure Endorsement (MOBILE) (Revised 09/2025 ~~(3/25)~~), hereby incorporated by reference, which may be obtained from <http://flrules.org/Gateway/reference.asp?No=Ref-18834> ~~18078~~, or the Board of Acupuncture, Department of Health, 4052 Bald Cypress Way, Bin #C-06, Tallahassee, Florida 32399-3252 or at <http://floridasspeechaudiology.gov/resources/>; and

(2) through (4) No Change.

Rulemaking Authority 456.0145(5), 457.104, 457.105 FS. Law Implemented 456.0145(2), 457.105 FS. History—New 10-1-89, Amended 2-27-92, Formerly 21AA-3.010, 61F1-3.010, Amended 2-20-96, Formerly 59M-3.010, Amended 4-7-98, 2-22-01, 2-7-17, 8-9-18, 9-22-21, 8-20-23, 12-22-24, 7-1-25, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Acupuncture
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Acupuncture
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 19, 2025
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 2, 2025

DEPARTMENT OF HEALTH**Board of Acupuncture**

RULE NO.: RULE TITLE:

64B1-9.001 Disciplinary Guidelines

PURPOSE AND EFFECT: Updates to the disciplinary guidelines are being made to include telehealth registrants regarding patient overpayments and refunds, in accordance with Chapter 2025-48, Laws of Florida. The new violation will take effect January 1, 2026.

SUMMARY: Updates to the disciplinary guidelines are being made to include telehealth registrants regarding patient overpayments and refunds, in accordance with Chapter 2025-48, Laws of Florida. The new violation will take effect January 1, 2026.

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: 456.079(1), 456.47(7), 457.104 FS.

LAW IMPLEMENTED: 456.072, 456.079, 456.47(1)(e), 457.109 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: Stephanie Webster, Executive Director,

Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06,
Tallahassee, Florida 32399-3257,
Stephanie.Webster@flhealth.gov and by (850)245-4161.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B1-9.001 Disciplinary Guidelines.

(1) When the Board finds any person has committed any of the acts set forth in Section 456.072(1) or 457.109(1), F.S., or a telehealth provider registered under Section 456.47(4), F.S., it shall issue a final order imposing appropriate penalties as recommended in the following disciplinary guidelines. The language identifying offenses below is descriptive only. The full language of each statutory provision cited must be consulted to determine the conduct included.

(a) through (kk) No change.

(ll) Failure to comply with s. 456.0625, relating to refunding overpayments to patients. (Section 456.072(1)(tt), F.S.)

	<u>MINIMUM</u>	<u>MAXIMUM</u>
<u>FIRST OFFENSE</u>	<u>Reimbursement to client within 30 days, Letter of Concern, Reprimand, \$500 fine.</u>	<u>Reimbursement to client within 30 days, \$1,000 fine</u>
<u>SUBSEQUENT OFFENSES</u>	<u>Reimbursement to client within 30 days, \$500 fine to \$2,000 fine and up to 30 days suspension and probation.</u>	<u>Reimbursement to client within 30 days, \$5,000 fine and suspension to revocation.</u>
<u>Telehealth Registrants</u>	<u>Reimbursement to client within 30 days, Reprimand and a corrective action plan.</u>	<u>Reimbursement to client within 30 days, Suspension to revocation.</u>

(2) through (5) No Change.

PROPOSED EFFECTIVE DATE: January 1, 2026

Rulemaking Authority 456.079(1), 456.47(7), 457.104 FS. Law Implemented 456.072, 456.079, 456.47(1)(e), 457.109 FS. History—New 12-8-86, Amended 8-6-89, Formerly 21AA-9.001, 61F1-9.001, Amended 11-21-95, Formerly 59M-9.001, Amended 8-3-00, 5-20-02, 5-24-04, 1-26-06, 5-2-12, 3-1-17, 2-27-18, 2-9-21, 9-22-21, 1-1-26.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Acupuncture

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

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: September 19, 2025
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: October 2, 2025

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: RULE TITLE:
64B1-9.002 Citations

PURPOSE AND EFFECT: A citation is being added to allow an administrative fine for failure to comply with s. 456.0625, F.S., relating to refunding overpayments to patients, in accordance with Chapter 2025-48, Laws of Florida. The new citation will take effect January 1, 2026.

SUMMARY: A citation is being added to allow an administrative fine for failure to comply with s. 456.0625, F.S., relating to refunding overpayments to patients, in accordance with Chapter 2025-48, Laws of Florida. The new citation will take effect January 1, 2026.

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: 456.072, 456.077 FS.
LAW IMPLEMENTED: 456.072, 456.077 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: Stephanie Webster, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3257, Stephanie.Webster@flhealth.gov and by (850)245-4161.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B1-9.002 Citations.

(1) through (3) No Change.

(4) The Board hereby designates the following violation as a citation which shall result in a penalty of \$250.00:

Failure to comply with s. 456.0625, relating to refunding overpayments to patients. (Section 456.072(1)(tt), F.S.) The licensee must also reimburse the patient within 30 days.

PROPOSED EFFECTIVE DATE: January 1, 2026

Rulemaking Authority 456.072, 456.077 FS. Law Implemented 456.072, 456.077 FS. History—New 1-26-92, Formerly 21AA-9.002, 61F1-9.002, 59M-9.002, Amended 5-24-04, 1-1-26.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Acupuncture

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 19, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 2, 2025

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.: RULE TITLES:

60S-7.0041	Actuarial Factors for Calculating Benefits Provided by Options 2, 3, and 4
60S-7.010	Actuarial Factors for Calculating Disability Benefits Provided by Options 2, 3 and 4
60S-7.050	Actuarial Factors for Calculating Benefits Provided by Options 1, 2, 3 and 4 in Existing Retirement Systems

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 51 No. 150, August 4, 2025 issue of the Florida Administrative Register.

60S-7.0041 Actuarial Factors for Calculating Benefits Provided by Options 2, 3, and 4.

(1) through (6) No change.

Rulemaking Authority 121.031, 121.091(6) FS. Law Implemented 121.091(6) FS. History—New 10-18-83, Formerly 22B-7.041, 22B-7.0041, Amended 3-2-17.

60S-7.010 Actuarial Factors for Calculating Disability Benefits Provided by Options 2, 3 and 4.

(1) through (5) No change.

Rulemaking Authority 121.031, 121.091(6) FS. Law Implemented 121.091(6) FS. History—New 10-18-83, Formerly 22B-7.10, Amended 11-14-91, Formerly 22B-7.010, Amended 8-13-03, 1-20-16, 3-2-17.

60S-7.050 Actuarial Factors for Calculating Benefits Provided by Options 1, 2, 3 and 4 in Existing Retirement Systems.

(1) through (4) No change.

Rulemaking Authority 121.031, 121.091(6) FS. Law Implemented 121.091(6), 122.08, 238.08 FS. History—New 10-18-83, Formerly 22B-7.50, Amended 11-14-91, Formerly 22B-7.050, Amended 8-13-03, 3-2-17.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.:	RULE TITLE:
62-4.242	Antidegradation Permitting Requirements; Outstanding Florida Waters; Outstanding National Resource Waters
	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. 51 No. 125, June 27, 2025 issue of the Florida Administrative Register.

No revisions to the Department's Statement of Estimated Regulated Costs were necessary as a result of these changes.

62-4.242 Antidegradation Permitting Requirements; Outstanding Florida Waters; Outstanding National Resource Waters.

(1) No change.

(2) Standards Applying to Outstanding Florida Waters.

(a) No Department permit or water quality certification shall be issued for any proposed activity or discharge within an Outstanding Florida Waters, or which significantly degrades, either alone or in combination with other stationary installations, any Outstanding Florida Waters, unless the applicant affirmatively demonstrates that:

1. No change.

2. The proposed activity or ~~of~~ discharge is clearly in the public interest, and either:

a. through c. No change.

(b) through (f) No change.

(3) No change.

Rulemaking Authority 373.016, 373.171, 403.061, 403.062, 403.087, 403.088, 403.504, 403.704, 403.804, 403.805 FS. Law Implemented 373.016, 373.171, 403.021, 403.061, 403.087, 403.088, 403.101, 403.111, 403.121, 403.141, 403.161, 403.182, 403.502, 403.702 FS. History—New 3-1-79, Amended 5-14-81, 9-30-82, 3-31-83, 4-9-84, 11-29-84, 12-11-84, 5-8-85, 7-22-85, 8-31-88, 9-13-89, 10-4-89, Formerly 17-4.242, Amended 1-23-95, 5-15-02, 8-1-13, 2-17-16, _____.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-302.200	Definitions
62-302.300	Findings, Intent, and Antidegradation Policy for Surface Water Quality
62-302.400	Classification of Surface Waters, Usage, Reclassification, Classified Waters
62-302.531	Numeric Interpretations of Narrative Nutrient Criteria
62-302.532	Estuary-Specific Numeric Interpretations of the Narrative Nutrient Criterion
62-302.533	Dissolved Oxygen Criteria for Class I, Class II, Class III, and Class III-Limited Waters
62-302.700	Special Protection, Outstanding Florida Waters, Outstanding National Resource Waters
62-302.800	Site Specific Alternative Criteria
	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. 51 No. 125, June 27, 2025 issue of the Florida Administrative Register.

No revisions to the Department's Statement of Estimated Regulated Costs were necessary as a result of these changes.

62-302.200 Definitions.

As used in this chapter:

(1) through (18) No change.

(19) "Natural background" shall mean the condition of waters in the absence of man-induced alterations based on the best scientific information available to the Department. The establishment of natural background for an altered waterbody may be based upon a similar unaltered waterbody, historical pre-alteration data, paleolimnological examination of sediment cores, or examination of geology and soils, ~~or other scientifically valid approaches~~. When determining natural background conditions for a lake, the lake's location and regional characteristics as described and depicted in the U.S. Environmental Protection Agency document titled Lake Regions of Florida (EPA/R-97/127, dated 1997, U.S. Environmental Protection Agency, National Health and Environmental Effects Research Laboratory, Corvallis, OR) (<http://www.flrules.org/Gateway/reference.asp?No=Ref->

[06267](#)), which is incorporated by reference herein, shall also be considered. The lake regions in this document are grouped according to ambient total phosphorus and total nitrogen concentrations in the following lake zones:

(a) through (k) No change.

(20) through (24) No change.

(25) “Nutrient Watershed Region” shall mean a drainage area over which the nutrient thresholds in paragraph 62-302.531(2)(c), F.A.C., apply.

(a) through (e) No change.

(f) The South Florida region consists of those areas south of the Peninsula region, such as the Cocohatchee River Watershed, Naples Bay Watershed, Rookery Bay Watershed, Ten Thousand Islands Watershed, Lake Worth Lagoon Watershed, Southeast Coast – Biscayne Bay Watershed, Everglades Watershed, Florida Bay Watershed, and the Florida Keys.

A map of the Nutrient Watershed Regions, dated September 2025, effective date November 2025, (<https://flrules.org/Gateway/reference.asp?No=Ref-18677>) October 17, 2011

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-06033>), is incorporated by reference herein and may be obtained by writing to the Florida Department of Environmental Protection, Water Quality Standards Program, 2600 Blair Stone Road, MS #6511, Tallahassee, FL 32399-2400.

(26) through (35) No change.

(36) “Stream” shall mean, for purposes of interpreting the narrative nutrient criterion in paragraph 62-302.530(48)(b), F.A.C., under paragraph 62-302.531(2)(c), F.A.C., a predominantly fresh surface waterbody with perennial flow in a defined channel with banks during typical climatic and hydrologic conditions for its region within the state. During periods of drought, portions of a stream channel may exhibit a dry bed, but wetted pools are typically still present during these conditions. For a flowing waterbody or waterbody segment to be considered perennial it must exhibit measurable flow for at least 180 consecutive days in greater than 50% of years. Flowing waterbodies or segments of flowing waterbodies that exhibit lesser flow duration shall be considered non-perennial unless there is site-specific bioassessment information based on the resident flora or fauna that an aquatic community is present that would require perennial flow. Evaluation of waters considered streams shall be consistent with the “Implementation of Florida’s Numeric Nutrient Standard for Streams, June 2025”, effective date November 2025 [~~Month Year~~], (<https://flrules.org/Gateway/reference.asp?No=Ref-18131>), which is incorporated by reference herein. Copies of the implementation document may be obtained by writing to the Florida Department of Environmental Protection, Water

Quality Standards Program, 2600 Blair Stone Road, MS #6511, Tallahassee, FL 32399-2400. Streams do not include:

(a) through (b) No change.

(37) through (44) No change.

Rulemaking Authority 403.061, 403.087, 403.504, 403.704, 403.804, 403.805 FS. Law Implemented, 403.021(11), 403.031, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088, 403.502, 403.802 FS. History—New 5-29-90, Amended 2-13-92, Formerly 17-302.200, Amended 1-23-95, 5-15-02, 4-2-08, 7-3-12, 8-1-13, 2-17-16, ____.

62-302.300 Findings, Intent, and Antidegradation Policy for Surface Water Quality.

(1) through (16) No change.

(17) If the Department finds that a proposed new discharge or expansion of an existing discharge will not reduce the quality of the receiving waters below the classification established for them, it shall permit the discharge if such degradation is necessary or desirable under federal standards and under circumstances which are clearly in the public interest, and if all other Department requirements are met. Projects permitted under Part IV of Chapter 373, F.S., shall be considered in compliance with this subsection if those projects comply with the requirements of Section 373.414(1), F.S.; also projects permitted under the grandfather provisions of Sections 373.414(11) through (16), F.S., or permitted under Section 373.414(5), F.S., shall be considered in compliance with this subsection if those projects comply with the requirements of subsection ~~62-330.060(2), F.A.C.~~ 62-312.080(2), F.A.C.

(18) through (19) No change.

Rulemaking Authority 403.061, 403.062, 403.087, 403.088, 403.504, 403.704, 403.804, 403.805 FS. Law Implemented 373.414, 403.021(11), 403.061, 403.085, 403.086, 403.087, 403.088, 403.101, 403.141, 403.161, 403.182, 403.502, 403.702, 403.708, 403.802 FS. History—Formerly 17-3.041, Amended 1-28-90, Formerly 17-3.042, 17-302.300, Amended 12-19-94, 1-23-95, 12-26-96, 5-15-02, 12-7-06, 7-17-13, 2-17-16, ____.

62-302.400 Classification of Surface Waters, Usage, Reclassification, Classified Waters.

(1) through (16) No change.

(17) Exceptions to Class III:

(a) No change.

(b) The following listed waterbodies are classified as Class I, Class I-Treated, Class II, Class III-Limited, or Class V. Waters listed as Class I-Treated have not been submitted to or approved by the U.S. Environmental Protection Agency and will remain Class III until the reclassification is approved by EPA. Copies of the maps referenced below may be obtained by writing to the Florida Department of Environmental Protection, Water Quality Standards Program, 2600 Blair Stone Road, MS #6511, Tallahassee, FL 32399-2400. The written waterbody descriptions are to be read in conjunction with the incorporated

maps; however, the maps will take precedence if any conflict is identified between the written descriptions and the maps.

1. through 2. No change.
3. Bay County

Class I

Bayou George and Creek – Impoundment to source.
 Bear Creek – Impoundment to source.
 Big Cedar Creek – Impoundment to source.
 Deer Point Impoundment – Dam to source.
 Econfina Creek – Upstream of Deer Point Impoundment.

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Bay County, May 2021” effective date November 2025 [~~Month~~—~~Year~~],

(<https://flrules.org/Gateway/reference.asp?No=Ref-18158>),

which is incorporated by reference herein:

East Bay and Tributaries – East of U.S. Highway 98 (Dupont Bridge) to, but excluding, Wetappo Creek.

North Bay and Tributaries – North of U.S. Highway 98 to Deer Point Dam (CR 2321 / 77A), excluding Alligator Bayou and Fanning (Fannin) Bayou north of an east-west line through Channel Marker 3.

West Bay and Tributaries – West of North Bay (line from West Bay Point on the north to Shell Point on the ~~s~~South), except West Bay Creek (northwest of Channel Marker 27C off Goose Point), Crooked Creek (north of a line from Crooked Creek Point to Doyle Point), and Burnt Mill Creek (north of a line from Graze Point to Cedar Point).

4. through 7. No change.
8. Charlotte County

Class I

Alligator Creek – North and South Prongs from headwaters to the water control structure downstream of SR 765-A.

Port Charlotte Canal System – Surface waters lying upstream of, or directly connected to, Fordham Waterway upstream of Conway Boulevard.

Prairie Creek – DeSoto County Line and headwaters to Shell Creek.

Shell Creek – Headwaters to Hendrickson Dam (east of Myrtle Slough, in Section 20, T40S, R24E).

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Charlotte County, April 2022” effective date November 2025 [~~Month~~—~~Year~~],

(<https://flrules.org/Gateway/reference.asp?No=Ref-18136>),

which is incorporated by reference herein:

Lemon Bay, Placida Harbor, and Tributaries – from the north Charlotte County Line south to Gasparilla Sound and bounded on the east by SR 775.

Charlotte Harbor, Myakka River, and Gasparilla Sound – Waters except Peace River upstream from the northeastern point of Myakka Cutoff to the boat ramp in Ponce de Leon Park in south Punta Gorda, Catfish Creek north of N. Lat. 26°50'56", and Whidden Creek north of N. Lat. 26° 51'15".

9. Citrus County

Class II

All coastal waters and tidal creeks within the county, excluding (a) waters landward of the mouths of Bungalou Pass, East Pass, Johns Creek, Trout Creek, and the Cross Florida Barge Canal entrance next to Trout Creek, (b) Crystal River, (c) a portion of the Salt River south of the northern juncture of Salt Creek, and (d) the St. Martins River from its mouth to Greenleaf Bay, all as shown on the map titled “Class II ~~W~~waters in Citrus County, November 2015,” effective date November 2025,

(<https://flrules.org/Gateway/reference.asp?No=Ref-18671>)

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-06391>) which is incorporated by reference herein.

10. No change.

11. Collier County

Class I-Treated

Marco Lakes, as shown on the map titled “Class I and Class I-Treated Waters in Collier County, June 2016,”

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-07077>) which is incorporated by reference herein.

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Collier County (1-2), June 2020” effective date November 2025 [~~Month~~—~~Year~~],

(<https://flrules.org/Gateway/reference.asp?No=Ref-18137>),

which is incorporated by reference herein:

Little Hickory Bay, Wiggins Pass, and the Cocohatchee River.

Connecting Waterways – From Little Hickory Bay south through Inner and Outer Clam Bay, Inner and Outer Doctors Bay, Moorings Bay, and Doctors Pass to Banyon Blvd.

All or portions of the following waters, as shown on the map titled “Class II Waters in Collier County (2-2), September 2019” effective date November 2025 [~~Month~~—~~Year~~],

(<https://flrules.org/Gateway/reference.asp?No=Ref-18138>),

which is incorporated by reference herein:

Tidal Bays and Passes – Naples Bay and south and easterly through Dollar Bay, Rookery Bay and the Ten Thousand Islands to the Monroe County Line.

12. through 14. No change.

15. Dixie County

Class II

All coastal waters within the county, excluding the mouth of the Suwannee River and its passes, as shown on the map titled

“Class II ~~W~~waters in Dixie County, November 2015,” effective date November 2025 (<https://flrules.org/Gateway/reference.asp?No=Ref-18672>) (~~http://www.flrules.org/Gateway/reference.asp?No=Ref-06392~~) which is incorporated by reference herein.

16. Duval County

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Nassau County and Duval County, September 2019” effective date November 2025 [~~Month~~—~~Year~~], (<https://flrules.org/Gateway/reference.asp?No=Ref-18139>), which is incorporated by reference herein:

Ft. George River and Simpson Creeks – Ft. George Inlet north to Nassau Sound.

Intracoastal Waterway and Tributaries – Confluence of Nassau and Amelia Rivers south to Flashing Marker 73 thence eastward along Ft. George River to Ft. George Inlet and includes Garden Creek.

Nassau River and Creek – From the mouth of Nassau Sound, (with the mouth starting at a line connecting the northeasternmost point of Little Talbot Island to the southeasternmost tip of Amelia Island), westerly to a north-south line through Seymore Point.

Pumpkinhill Creek.

17. Escambia County

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Escambia County and Santa Rosa County, September 2019” effective date November 2025 [~~Month~~—~~Year~~], (<https://flrules.org/Gateway/reference.asp?No=Ref-18140>), which is incorporated by reference herein:

Escambia Bay – From the Louisville and Nashville Railroad

Trestle south to Pensacola Bay (Line from Emanuel Point east northeasterly to Garcon Point).

Pensacola Bay – East of a line connecting Emanuel Point on the north to the south end of the Pensacola Bay Bridge (U.S. Highway 98).

Santa Rosa Sound – East of a line connecting the northern approach of the Pensacola Beach Bridge (CR399) and Sharp Point, with the exception of the Navarre Beach area from a north-south line through Channel Marker 106 to Navarre Bridge (Navarre Beach Road).

18. Flagler County

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Flagler County, September 2019” effective date November 2025 [~~Month~~—~~Year~~], (<https://flrules.org/Gateway/reference.asp?No=Ref-18141>), which is incorporated by reference herein:

Matanzas River (Intracoastal Waterway) – From the N. Flagler County Line south to an east-west line through Fl. Marker 109. Pellicer Creek.

19. Franklin

Class II

All or portions of Alligator Harbor, Apalachicola Bay, East Bay and its tributaries, the coastal waters north of a line from Peninsula Point on Alligator Point to the southeastern tip of Dog Island, Ochlockonee Bay, St. George Sound, and St. Vincent Sound, as shown on the maps titled “Class II ~~W~~waters in Franklin County (1-2), November 2015,” effective date November 2025

(<https://flrules.org/Gateway/reference.asp?No=Ref-18673>) and “Class II Waters in Franklin County (2-2), November 2015,” effective date November 2025

(<https://flrules.org/Gateway/reference.asp?No=Ref-18674>), (~~http://www.flrules.org/Gateway/reference.asp?No=Ref-06393~~) which are incorporated by reference herein.

20. through 22. No change.

23. Gulf County

Class I-Treated

Port St. Joe Canal, as shown on the map titled “Class I and Class I-Treated Waters in Gulf County, June 2016,” (<http://www.flrules.org/Gateway/reference.asp?No=Ref-07079>) which is incorporated by reference herein.

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Gulf County, September 2019” effective date November 2025 [~~Month~~—~~Year~~], (<https://flrules.org/Gateway/reference.asp?No=Ref-18142>), which is incorporated by reference herein:

Indian Lagoon – West of Indian Pass and St. Vincent Sound.

St. Joseph Bay – South of a line from St. Joseph Point due east to U.S. Highway 98, excluding an area that is both within an arc 2.9 miles from the center of the mouth of Gulf County Canal and east of a line from St. Joseph Point to the northwest corner of Section 13, Township 8 South, Range 11 West.

24. through 28. No change.

29. Hillsborough County

Class I

Cow House Creek – Hillsborough River to source, as shown on the map titled “Class I and Class I-Treated Waters in Hillsborough County, June 2016,” (<http://www.flrules.org/Gateway/reference.asp?No=Ref-07081>) which is incorporated by reference herein.

Hillsborough River – City of Tampa Water Treatment Plant Dam to Flint Creek, as shown on the map titled “Class I and Class I-Treated Waters in Hillsborough County, June 2016,” (<http://www.flrules.org/Gateway/reference.asp?No=Ref-07081>) which is incorporated by reference herein.

Class I-Treated

Alafia River Segment – From Lithia Pinecrest Road (County Road 640) westward to Bell Shoals Road, as shown on the map titled “Class I and Class I-Treated Waters in Hillsborough County, June 2016,”

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-07081>) which is incorporated by reference herein.

Tampa By-Pass Canal Segment – From the control structure S-163 at Cow House Creek to the control structure S-160 (north of State Road 60), and Harney Canal west to Harney Road, as shown on the map titled “Class I and Class I-Treated Waters in Hillsborough County, June 2016,”

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-07081>) which is incorporated by reference herein.

Class II

All or portions of Tampa Bay, Old Tampa Bay, and Mobbly Bay, excluding waters in the Tampa Harbor Channel and waters north of SR 580 in Rocky and Double Branch Creeks, as shown on the map titled “Class II Waters in Pinellas County and Hillsborough County, February 2022” effective date November 2025 [~~Month~~—~~Year~~],

(<https://flrules.org/Gateway/reference.asp?No=Ref-18143>),

which is incorporated by reference herein.

30. through 32. No change.

33. Jefferson County

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Jefferson County, September 2019” effective date November 2025 [~~Month~~—~~Year~~],

(<https://flrules.org/Gateway/reference.asp?No=Ref-18144>),

which is incorporated by reference herein:

Coastal Waters – Within the county, excluding the Aucilla River.

34. through 35. No change.

36. Lee County

Class I

Caloosahatchee River – E. Lee County Line to South Florida Water Management District Structure 79.

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Lee County, September 2019” effective date November 2025 [~~Month~~—~~Year~~],

(<https://flrules.org/Gateway/reference.asp?No=Ref-18145>),

which is incorporated by reference herein:

Charlotte Harbor.

Matanzas Pass, Hurricane Bay, and Hell Peckish (Peckney) Bay – From San Carlos Bay southeast through Matanzas Pass, Hurricane Bay, and Hell Peckish Bay to a line from Estero Island through the southernmost tip of the unnamed island south of Julies Island, to the southernmost point of land in section 27, T46S, R24E.

Matlacha Pass – From Charlotte Harbor to San Carlos Bay.

Pine Island Sound – From Charlotte Harbor to San Carlos Bay.

San Carlos Bay – From a line from Ybel Point through Bodwitch Point to Estero Pass, northward along the coast to the southern point of Big Shell Island, then north to the eastern point at the mouth of Punta Blanca Creek and westward to Pine Island Sound.

37. No change.

38. Levy County

Class II

All coastal waters and tidal creeks in the county, excluding the mouth of the Suwannee River and its passes, portions of Alligator Pass and Cedar Key, and the mouth of the Withlacoochee River, as shown on a map titled “Class II Waters in Levy County, November 2015,” effective date November 2025

(<https://flrules.org/Gateway/reference.asp?No=Ref-18675>)

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-06396>) which is incorporated by reference herein.

39. through 40. No change.

41. Manatee County

Class I

Manatee River – From Rye Bridge Road to the sources thereof, including but not limited to the following tributaries: the East Fork of the Manatee River, the North Fork of the Manatee River, Boggy Creek, Gilley Creek, Poley Branch, Corbit Branch, Little Deep Branch, Fisher Branch, Ft. Crawford Creek, Webb Branch, Clearwater Branch, Craig Branch, and Guthrey Branch.

Lake Evers (Ward Lake) and Braden River – City of Bradenton Water Treatment Dam to SR 675, excluding upland cut irrigation or drainage ditches and including the following tributaries:

	Tributary	Upstream Limit(s)
a.	Rattlesnake Slough	Lockwood Ridge Road in Section 28, Township 35 South, Range 18 East.
b.	Cedar Creek	
	West Branch	Whitfield Avenue in Section 27, Township 35 South, Range 18 East.
	Central Branch	Country Club Way in Section 34, Township 35 South, Range 18 East.
	East Branch	To a point where an east-west line lying 1,200 feet south of the section line between Sections 23 and 26 (Township 35 South, Range 18 East) crosses the tributary.
c.	Cooper Creek	

	West Branch	(Foley Branch) South Boundary of Section 1, Township 36 South, Range 18 East.
	East Branch	East Boundary of Section 31, Township 35 South, Range 19 East.
d.	Nonsense Creek	To a point where an east-west line lying 800 feet North of the section line between Sections 14 and 23 (Township 35 South, Range 18 East) crosses the creek.
e.	Hickory Hamock	To a point where an east-west line lying 1,000 feet South of the section line between Sections 17 and 20 (Township 35 South, Range 19 East) crosses the creek.
f.	Wolf Slough	East Boundary of Section 16, Township 35 South, Range 19 East.
g.	Unnamed Tributary 1	To a point where an east-west line lying 2,300 feet south of the section line between Sections 21 and 28 (Township 35 South, Range 19 East) crosses the tributary.
h.	Unnamed Tributary 2	East Boundary of Section 14, Township 35 South, Range 19 East.
i.	Unnamed Tributary 3	West Boundary of Section 25, Township 35 South, Range 19 East.
j.	Unnamed Tributary 4	To a point where a north-south line lying 200 feet East of the section line between Sections 23 and 24 (Township 35 South, Range 19 East) crosses the tributary.

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Manatee County, March 2021” effective date November 2025 [~~Month~~—~~Year~~], (<https://flrules.org/Gateway/reference.asp?No=Ref-18146>), which is incorporated by reference herein:

Gulf and Coastal Waters of Tampa Bay – Including, but not limited to, Terra Ceia Bay, Perico Bayou, Palma Sola Bay, and Sarasota Bay, excluding waters east of a line from the southern shore of the mouth of Redfish Creek to the nearest point of the spoil island west of Port Manatee continuing along the western shore of the island to the Hillsborough County line excluding Manatee River upstream of a line from Emerson Pt. to Mead Pt. Gulf Waters – North of 27°31' N. Lat.

42. No change.

43. Martin County

Class I

Lake Okeechobee.

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Martin County, September 2019” effective date November 2025 [~~Month~~—~~Year~~], (<https://flrules.org/Gateway/reference.asp?No=Ref-18147>), which is incorporated by reference herein:

Great Pocket – St. Lucie River to Peck’s Lake.

Indian River – N. Martin County Line south to the mouth of St. Lucie Inlet, east of the Intracoastal Waterway Channel centerline.

Loxahatchee River – North of Palm Beach County Line.

44. Monroe County

Class II

All or portions of the following waters, as shown in the map titled “Class II Waters in Monroe County (1-2), September 2019” effective date November 2025 [~~Month~~—~~Year~~], (<https://flrules.org/Gateway/reference.asp?No=Ref-18148>) and the map titled “Class II Waters in Monroe County (2-2), September 2019” effective date November 2025 [~~Month~~—~~Year~~], (<https://flrules.org/Gateway/reference.asp?No=Ref-18149>), which are incorporated by reference herein:

Monroe County Coastline – From the Collier County Line southward to Cape Sabel.

Florida Bay- Those portions within Everglades National Park.

45. Nassau County

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Nassau County and Duval County, September 2019” (incorporated by reference in subparagraph 62-302.400(17)(b)16., F.A.C.):

Alligator Creek.

Nassau River and Creek – From the mouth of Nassau Sound (with the mouth starting at a line connecting the northeasternmost point of Little Talbot Island to the southeasternmost point of Amelia Island), westerly to Seymore (Seymour) Point.

South Amelia River – Nassau River north to a line from the northern shore of the mouth of Alligator Creek to the northernmost shore of Harrison Creek.

Waters between South Amelia River and Alligator Creek.

46. Okaloosa County

Class II

All or portions of the following waters, as shown in the map titled “Class II Waters in Okaloosa County, September 2019” effective date November 2025 [~~Month~~—~~Year~~], (<https://flrules.org/Gateway/reference.asp?No=Ref-18150>), which is incorporated by reference herein:

Choctawhatchee Bay and Tributaries – From a line from White Point southwesterly through Fl. Light Marker 1 of the Intracoastal Waterway, eastward to the county line, including East Pass.

Rocky Bayou – North of a line extending east from Shirk Point to the north end of Windward Circle, excluding Rocky Creek and other tributaries.

Santa Rosa Sound – From a north-south line through Manatee Point west to the Santa Rosa County Line.

47. through 49. No change.

50. Palm Beach County

Class I

Canal C-18 (freshwater portion).

City of West Palm Beach Water Catchment Area.

Clear Lake, Lake Mangonia, and the waterway connecting them.

Lake Okeechobee.

M-Canal – L-8 to Lake Mangonia.

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Palm Beach County, September 2019” effective date November 2025 ~~[Month—Year]~~, (<https://flrules.org/Gateway/reference.asp?No=Ref-18151>), which is incorporated by reference herein:

Canal C-18 – From the Salinity barrier to the Loxahatchee River.

Loxahatchee River – Upstream of Florida East Coast railroad bridge including Southwest, Northwest, and North Forks.

51. through 54. No change.

55. St. Johns County

Class II

All or portions of the following waters, as shown in the map titled “Class II Waters in St. Johns County (1-2), September 2019” effective date November 2025 ~~[Month—Year]~~, (<https://flrules.org/Gateway/reference.asp?No=Ref-18152>), which is incorporated by reference herein:

Matanzas River, Intracoastal Waterway and Tributaries – From Intracoastal Waterway Marker number 29, south to Flagler County Line, excluding Treasure Beach Canal System.

Pellicer Creek.

All or portions of the following waters, as shown in the map titled “Class II Waters in St. Johns County (2-2), September 2019” effective date November 2025 ~~[Month—Year]~~, (<https://flrules.org/Gateway/reference.asp?No=Ref-18153>), which is incorporated by reference herein:

Guano River and Tributaries – From Guano Lake Dam south to Tolomato River.

Salt Run – Waters south of an east-west line connecting Lighthouse Park boat ramp with Conch Island.

Tolomato River (North River) and Tributaries – From a line connecting Spanish Landing to Booth Landing, south to an east-west line through Intracoastal Waterway Marker number 55.

56. through 57. No change.

58. Sarasota County

Class I

Big Slough Canal – South to U.S. 41.

Cooper Creek (Foley Branch) upstream to the South boundary of Section 1, Township 36 South, Range 18 East.

Myakka River – From the Manatee County line southwesterly through Upper and Lower Myakka Lakes to Manhattan Farms (north line of Section 6 T39S, R20E).

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Sarasota County Lemon Bay, January 2022” effective date November 2025 ~~[Month—Year]~~, (<https://flrules.org/Gateway/reference.asp?No=Ref-18154>), which is incorporated by reference herein:

Lemon Bay – From a line from the northern shore of the mouth of Forked Creek due east to Manasota Key south to the Charlotte County Line.

All or portions of the following waters, as shown on the map titled “Class II Waters in Sarasota County Myakka River, January 2022” effective date November 2025 ~~[Month—Year]~~, (<https://flrules.org/Gateway/reference.asp?No=Ref-18155>), which is incorporated by reference herein:

Myakka River – From the western line of section 35, T39S, R20E south to the Charlotte County Line.

All or portions of the following waters, as shown on the map titled “Class II Waters in Sarasota County Sarasota Bay, January 2022” effective date November 2025, (<https://flrules.org/Gateway/reference.asp?No=Ref-18156>), which is incorporated by reference herein:

Sarasota Bay – West of the Intracoastal Waterway Channel centerline.

59. through 64. No change.

65. Wakulla County

Class II

All or portions of the following waters, as shown on the map titled “Class II Waters in Wakulla County, September 2019” effective date November 2025 ~~[Month—Year]~~, (<https://flrules.org/Gateway/reference.asp?No=Ref-18157>) which are incorporated by reference herein:

Coastal Waters and Tributaries – From the Jefferson County Line westward, with the exception of Spring Creek and the portion of King Bay (Dickerson Bay) west and north of a line from the westernmost tip of Porter Island south to Hungry Point, and Walker Creek north of a line from Live Oak Point southwest across the Creek to the closest tip of Shell Point.

66. Walton County

Class II

Portions of Choctawhatchee Bay and its tributaries, as shown on the map titled “Class II ~~W~~waters in Walton County, November 2015,” effective date November 2025 (<https://flrules.org/Gateway/reference.asp?No=Ref-18676>) (~~http://www.flrules.org/Gateway/reference.asp?No=Ref-06399~~) which is incorporated by reference herein.

67. No change.

Rulemaking Authority 403.061, 403.062, 403.087, 403.088, 403.504, 403.704, 403.804 FS. Law Implemented 403.021(11), 403.061, 403.087, 403.088, 403.141, 403.161, 403.182, 403.502, 403.504, 403.702, 403.708 FS. History—Formerly 28-5.06, 17-3.06, Amended and Renumbered 3-1-79, Amended 1-1-83, 2-1-83, Formerly 17-3.081, Amended 4-25-93, Formerly 17-302.400, Amended 12-26-96, 8-24-00, 12-7-06, 8-5-10, 8-1-13, 2-17-16, 11-17-16, ____.

62-302.531 Numeric Interpretations of Narrative Nutrient Criteria.

(1) No change.

(2) The narrative water quality criterion for nutrients in paragraph 62-302.530(48)(b), F.A.C., shall be numerically interpreted for both nutrients and nutrient response variables in a hierarchical manner as follows:

(a) Where a site specific numeric interpretation of the criterion in paragraph 62-302.530(48)(b), F.A.C., has been established by the Department, this numeric interpretation shall be the primary interpretation. If there are multiple interpretations of the narrative criterion for a waterbody, the most recent interpretation established by the Department shall apply. A list of the site specific numeric interpretations of paragraph 62-302.530(48)(b), F.A.C., may be obtained from the Department’s internet site at <https://floridadep.gov/dear/water-quality-standards/content/numeric-nutrient-criteria-development> or by writing to the Florida Department of Environmental Protection, Water Quality Standards and Program, 2600 Blair Stone Road, MS #6511, Tallahassee, FL 32399-2400.

1. The primary site specific interpretations are as follows:

a. Nutrient Total Maximum Daily Loads (TMDLs) adopted under Chapter 62-304, F.A.C., that are different from existing applicable numeric nutrient criteria in subsection 62-302.531(2), F.A.C., and future notices ~~the notice~~ of proposed rulemaking state ~~states~~ that the Department intends for the proposed TMDL rule to also establish a site-specific interpretation of the narrative water quality criterion for nutrients in paragraph 62-302.530(48)(b), F.A.C., for the waterbody for one or more nutrients or nutrient response variables,

b. through d. No change.

2. No change.

(b) through (c) No change.

(3) through (8) No change.

Rulemaking Authority 403.061, 403.062, 403.087, 403.504, 403.704, 403.804 FS. Law Implemented 403.021, 403.061, 403.067, 403.087, 403.088, 403.141, 403.161, 403.182, 403.502, 403.702, 403.708 FS. History—New 7-3-12, 2-17-16, ____.

62-302.532 Estuary-Specific Numeric Interpretations of the Narrative Nutrient Criterion.

(1) No change.

(2) Criteria for chlorophyll a in open ocean coastal waters, derived from satellite remote sensing techniques, are provided in the table below. In each coastal segment specified in the “Map of Florida Coastal Segments, November 2018,” effective date November 2025 ~~[Month—Year]~~, (<https://flrules.org/Gateway/reference.asp?No=Ref-18132>), which is incorporated by reference herein, the Annual Geometric Mean remotely sensed chlorophyll a value, calculated excluding *Karenia brevis* blooms ($\geq 50,000$ cells/L), shall not be exceeded more than once in a three year period. Copies of the map may be obtained by writing to the Florida Department of Environmental Protection, Water Quality Standards Program, 2600 Blair Stone Road, MS #6511, Tallahassee, FL 32399-2400. The annual geometric means provided in the table below are based on measurements using the SeaWiFS satellite. Achievement of these criteria shall be assessed only by using satellite remote sensing data that are processed in a manner consistent with the derivation of the criteria. Data selection and preparation shall be consistent with the process described in Section 1.4.3 and Section 1.4.4, pages 14 through 17, in the report titled “Technical Support Document for U.S. EPA’s Proposed Rule for Numeric Nutrient Criteria for Florida’s Estuaries, Coastal Waters, and South Florida Inland Flowing Waters, Volume 2: Coastal Waters,” U.S. Environmental Protection Agency, November 30, 2012 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-03018>), the specified pages of which are incorporated by reference herein. If MODIS or MERIS satellite data are used, the data shall be normalized using the standardization factors provided in the table below, consistent with the process described in Section 1.6.3, pages 26 through 33 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-03019>), in the above referenced EPA document, the specified pages of which are incorporated herein. A copy of the Map of Florida Coastal Segments and the referenced pages from EPA’s document above are available by writing to the Florida Department of Environmental Protection, Water Quality Standards Program, 2600 Blair Stone Road, MS #6511, Tallahassee, FL 32399-2400.

Coastal Segment	Annual Geometric Mean Remotely Sensed Chlorophyll <i>a</i>	MODIS Standardization Factor	MERIS Standardization Factor
1	2.45	0.54	-0.71
2	2.65	0.99	-0.07
3	1.48	0.41	-0.22
4	1.20	0.26	-0.30
5	1.09	0.15	-0.28
6	1.07	0.29	-0.01
7	1.17	0.33	-0.02
8	1.27	0.38	-0.05
9	1.09	0.20	-0.07
10	1.13	0.41	-0.07
11	1.14	0.31	-0.05
12	1.21	0.41	-0.05
13	1.53	0.50	-0.13
14	1.80	0.69	0.01
15	2.80	0.68	0.58
16	2.49	-0.14	0.27
17	3.57	0.08	1.41
18	5.62	0.50	0.03
19	4.90	0.50	0.31
20	4.33	-0.02	-0.69
21	4.06	-0.63	-1.09
22	4.54	-0.46	-0.17
23	3.40	-1.21	-0.67
24	3.41	-2.37	0.01
25	3.11	-2.84	0.05
26	3.00	-4.16	-0.36
27	3.05	-1.77	-0.81
28	3.41	-2.13	-0.61
29	4.55	-0.83	-0.74
30	4.32	-0.74	-0.04
31	3.77	-0.29	-0.90
32	4.30	0.17	-0.47
33	5.98	0.10	0.80
34	4.63	-0.77	-0.32
35	4.14	0.42	-0.83
37	1.01	0.39	0.59
38	0.26	-0.04	-0.03
39	0.27	-0.02	0.00
40	0.25	-0.03	-0.01
41	0.21	-0.06	-0.01
42	0.21	-0.03	0.03
43	0.21	-0.02	0.04

44	0.20	-0.02	0.01
45	0.21	-0.04	0.02
46	0.26	-0.05	-0.01
47	0.58	-0.10	0.03
48	1.09	0.03	0.09
49	1.48	0.39	0.36
50	1.85	0.21	0.32
51	1.72	0.23	0.31
52	1.73	0.05	0.58
53	1.87	0.00	0.47
54	1.66	-0.13	0.31
55	1.60	0.18	0.71
56	2.12	0.11	0.39
57	2.83	0.44	0.84
58	2.63	0.09	0.40
59	2.34	0.06	0.33
60	2.17	0.07	0.29
61	2.01	-0.20	-0.06
62	1.93	0.18	-0.11
63	1.90	-0.69	-0.20
64	2.13	-0.79	-0.20
65	1.96	-0.72	-0.13
66	1.95	-0.85	-0.40
67	2.06	-0.33	-0.53
68	2.51	-0.47	-0.08
69	2.86	-0.60	-0.22
70	2.88	-1.39	-0.32
71	3.62	-2.00	-0.38
72	3.80	-1.38	-0.40
73	3.94	-0.28	-0.49
74	4.36	-0.16	-1.17

(3) Estuarine and marine areas for the estuaries listed in subsection 62-302.532(1), F.A.C., are delineated in the “Maps of the Florida Estuary Nutrient Regions, dated October 2014, October 2015, July 2019, June 2021, October 2021, March 2023, and June 2024,” effective date November 2025 [Month Year], (<https://flrules.org/Gateway/reference.asp?No=Ref-18134>), which are incorporated by reference herein. Copies of these maps may be obtained by writing to the Florida Department of Environmental Protection, Water Quality Standards Program, 2600 Blair Stone Road, MS #6511, Tallahassee, FL 32399-2400.

(4) No change.

Rulemaking Authority 403.061, 403.062, 403.087, 403.504, 403.704, 403.804 FS. Law Implemented 403.021(11), 403.061, 403.087, 403.088, 403.141, 403.161, 403.182, 403.502, 403.702, 403.708 FS. History—New 7-3-12, Amended 12-20-12, 8-1-13, 8-20-13, 6-7-15, 2-17-16, ____.

62-302.533 Dissolved Oxygen Criteria for Class I, Class II, Class III, and Class III-Limited Waters.

(1) Class I, Class III predominantly freshwaters, and Class III-Limited predominantly freshwaters.

(a) through (d) No change.

(e) The baseline distributions and maps showing the specific areas utilized by the Gulf Sturgeon and the Oval Pigtoe Mussel are provided in Appendix I of the “Technical Support Document for the Derivation of Dissolved Oxygen Criteria to Protect Aquatic Life in Florida’s Fresh and Marine Waters, June 2025” effective date November 2025 ~~[Month-Year]~~, (<https://flrules.org/Gateway/reference.asp?No=Ref-18135>),

which is incorporated by reference herein. Copies of Appendix I may be obtained by writing to the Florida Department of Environmental Protection, Water Quality Standards Program, 2600 Blair Stone Road, MS #6511, Tallahassee, FL 32399-2400.

(2) through (5) No change.

Rulemaking Authority 403.061, 403.062, 403.087, 403.504, 403.704, 403.804 FS. Law Implemented 403.021(11), 403.061, 403.087, 403.088, 403.141, 403.161, 403.182, 403.502, 403.702, 403.708 FS. History—New 8-1-13, 2-17-16, ____.

62-302.700 Special Protection, Outstanding Florida Waters, Outstanding National Resource Waters.

(1) through (8) No change.

(9) Outstanding Florida Waters:

(a) through (h) No change.

(i) Special Waters.

1. through 17. No change.

18. Lake Powell, Phillips Inlet, and all tributaries to Lake Powell as bounded by the following described line: Begin at the Northwest corner of Section 26, Township 2 South, Range 18 West; thence East to the Northwest corner of Section 29, Township 2 South, Range 17 West; thence South to the Northwest corner of the SW 1/4 of Section 29, Township 2 South, Range 17 West; thence East to the West line of Section 27, Township 2 South, Range 17 West, thence South to the mean high water line of the Gulf of America ~~Mexico~~; thence meander Northwest along the mean high water line to the West line of Section 35, Township 2 South, Range 18 West; thence North to the point of beginning (8-18-91).

19. through 39. No change.

40. Wiggins Pass Estuarine Area and the Cocohatchee River System – the estuarine and marine waters from the Lee/Collier County line southward through and including Water Turkey Bay to 50 feet north of S.R. 846 (Bluebill Ave.) 1995 right-of-way; the Cocohatchee River downstream from 50 feet west of U.S. 41 1995 right-of-way; and Wiggins Pass; but excluding maintenance dredging as authorized by Section 403.813(1)(f), F.S., in the following areas:

a. Wiggins Pass from the Gulf of America ~~Mexico~~ eastward for 200 linear feet (as measured from the southwestern point of Little Hickory Island),

41. Withlacoochee Riverine and Lake System, including:

a. No change.

b. The lower Withlacoochee River, from the Gulf of America ~~Mexico~~ to the Cross Florida Barge Canal By-Pass Spillway, but not including that portion of the river between Lake Rousseau and the Cross Florida Barge Canal; and,

c. through i. No change.

(j) through (n) No change.

(10) No change.

Rulemaking Authority 403.061, 403.087, 403.088, 403.804, 403.805 FS. Law Implemented 403.021(11), 403.061, 403.062, 403.087, 403.088, 403.101, 403.141, 403.182, 403.502, 403.702, 403.708 FS. History—New 3-1-79, Amended 8-10-80, 8-24-82, 9-30-82, 11-30-82, 2-1-83, 6-1-83, 3-1-84, 8-16-84, 12-11-84, 1-17-85, 5-8-85, 4-29-86, 5-14-86, 5-22-86, 5-28-86, 10-29-86, 2-18-87, 4-9-87, 11-24-87, 12-15-87, 1-26-88, 4-19-88, 12-28-88, 4-10-89, 9-13-89, 10-4-89, 12-20-89, 1-28-90, Formerly 17-3.041, Amended 10-4-90, 11-8-90, 7-11-91, 8-18-91, 12-11-91, 6-18-92, 1-5-93, 8-8-94, Formerly 17-302.700, Amended 1-23-95, 4-3-95, 4-12-95, 7-16-96, 4-4-01, 12-11-03, 1-9-06, 12-7-06, ____.

62-302.800 Site Specific Alternative Criteria.

(1) through (5) No change.

(6) Type II site specific alternative criteria apply to the water bodies, or portions of the water bodies, listed below. For dissolved oxygen site specific alternative criteria, normal daily and seasonal fluctuations above the levels listed in the table below shall be maintained. For site specific alternative criteria with seasonal limits, the generally applicable criteria in Rule 62-302.530, F.A.C., apply at other times of the year.

Water Body and Class	Site Specific Alternative Criteria	County(s)
(a) through (e) No change.		
(f) Northwest Mitigation Area wetlands and Barley Barber Swamp, as delineated on the map titled “Northwest Mitigation Area Wetlands and Barley Barber Swamp Total Ammonia Nitrogen (TAN) SSAC Boundary, August	The 30-day average TAN value shall not exceed the average of the values calculated from the following equation, with no single value exceeding 2.5 times the value from the equation: $30 - day\ Average = 0.9405 \times \left(\frac{0.0278}{1 + 10^{7.688 - pH}} \right)$	Martin

2020” effective date <u>November 2025</u> [Month—Year], (https://flrules.org/Gateway/reference.asp?No=Ref-18133), which is incorporated by reference herein. Copies of this map may be obtained by writing to the Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 6511, Tallahassee, FL 32399-2400. Class III.	T and pH are defined as the paired temperature (°C) and pH associated with the TAN sample. MIN is the minimum of either 6.920 or 7.547 x 100.028(20-T). For purposes of TAN criteria calculations, pH is subject to the range of 6.5 to 9.0. The pH shall be set at 6.5 if measured pH is < 6.5 and set at 9.0 if the measured pH is > 9.0. Calculated values are expressed as milligrams/L as Total Ammonia Nitrogen (TAN = NH ₄ ⁺ + NH ₃).	
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Rulemaking Authority 403.061, 403.062, 403.087, 403.504, 403.704, 403.804, 403.805 FS. Law Implemented 403.021(11), 403.061, 403.087, 403.088, 403.141, 403.161, 403.502 FS. History—Formerly 17-3.05(4), Amended 3-1-79, 10-2-80, 2-1-83, Formerly 17-3.031, Amended 6-17-92, Formerly 17-302.800, Amended 5-15-02, 1-9-06, 6-28-06, 12-7-06, 8-5-07, 8-5-10, 7-3-12, 8-1-13, 10-6-14, 2-17-16,

Note: The Department is revising the following documents incorporated by reference to comply with Chapter 2025-7, Laws of Florida, by replacing the Gulf of Mexico label that appears on each of the below maps with Gulf of America:

Map of the Nutrient Watershed Regions, incorporated by reference at paragraph 62-302.200(25)(f), F.A.C.

“Class II Waters in Bay County, May 2021,” incorporated by reference at subparagraph 62-302.400(17)(b)3., F.A.C.

“Class II Waters in Charlotte County, April 2022,” incorporated by reference at subparagraph 62-302.400(17)(b)8., F.A.C.

“Class II Waters in Citrus County, November 2015,” incorporated by reference at subparagraph 62-302.400(17)(b)9., F.A.C.

“Class II Waters in Collier County (1-2), June 2020,” incorporated by reference at subparagraph 62-302.400(17)(b)11., F.A.C.

“Class II Waters in Collier County (2-2), September 2019,” incorporated by reference at subparagraph 62-302.400(17)(b)11., F.A.C.

“Class II Waters in Dixie County, November 2015,” incorporated by reference at subparagraph 62-302.400(17)(b)15., F.A.C.

“Class II Waters in Escambia County and Santa Rosa County, September 2019” incorporated by reference at subparagraph 62-302.400(17)(b)17., F.A.C.

“Class II Waters in Franklin County (1-2), November 2015,” incorporated by reference at subparagraph 62-302.400(17)(b)19., F.A.C.

“Class II Waters in Franklin County (2-2), November 2015,” incorporated by reference at subparagraph 62-302.400(17)(b)19., F.A.C.

“Class II Waters in Gulf County, September 2019,” incorporated by reference at subparagraph 62-302.400(17)(b)23., F.A.C.

“Class II Waters in Pinellas County and Hillsborough County, February 2022,” incorporated by reference at subparagraph 62-302.400(17)(b)29., F.A.C.

“Class II Waters in Lee County, September 2019,” incorporated by reference at subparagraph 62-302.400(17)(b)36., F.A.C.

“Class II Waters in Levy County, November 2015,” incorporated by reference at subparagraph 62-302.400(17)(b)38., F.A.C.

“Class II Waters in Manatee County, March 2021,” incorporated by reference at subparagraph 62-302.400(17)(b)41., F.A.C.

“Class II Waters in Monroe County (1-2), September 2019,” incorporated by reference at subparagraph 62-302.400(17)(b)44., F.A.C.

“Class II Waters in Monroe County (2-2), September 2019,” incorporated by reference at subparagraph 62-302.400(17)(b)44., F.A.C.

“Class II Waters in Okaloosa County, September 2019,” incorporated by reference at subparagraph 62-302.400(17)(b)46., F.A.C.

“Class II Waters in Sarasota County Lemon Bay, January 2022,” incorporated by reference at subparagraph 62-302.400(17)(b)58., F.A.C.

“Class II Waters in Sarasota County Sarasota Bay, January 2022,” incorporated by reference at subparagraph 62-302.400(17)(b)58., F.A.C.

“Class II Waters in Walton County, November 2015,” incorporated by reference at subparagraph 62-302.400(17)(b)66., F.A.C.

“Map of Florida Coastal Segments, November 2018,” incorporated by reference at subsection 62-302.532(2), F.A.C.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-303.354 Nitrate-nitrite in Freshwater Spring Vents

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. 51 No. 125, June 27, 2025 issue of the Florida Administrative Register.

No revisions to the Department's Statement of Estimated Regulated Costs were necessary as a result of these changes.

62-303.354 Nitrate-nitrite in Freshwater Spring Vents.

A spring vent in predominantly fresh waters shall be included on the Planning list for nitrate-nitrite if:

(1) through (3) No change.

(4) For a spring with a nitrate-nitrite criterion expressed as a monthly average, there is a sufficient number of samples from the water segment that do not meet the applicable water quality criterion based on the data sufficiency requirements methodology described in subsection 62-303.350(7) ~~62-303.320(1)~~, F.A.C. Data must meet the requirements of subsections and paragraphs 62-303.320(2), (3), (4)(c)-(4)(e), (8), and (9), F.A.C.

Rulemaking Authority 403.061, 403.067 FS. Law Implemented 403.062, 403.067 FS. History—New 7-2-12, Amended 2-17-16, ____.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.002 Endorsement

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 51 No. 187, September 25, 2025 issue of the Florida Administrative Register.

The correction is as follows:

64B19-11.002 Endorsement.

(1) through (2) No change.

Rulemaking Authority 456.013, 456.0145, 456.025; 490.004(4) FS. Law Implemented 456.013, 456.0135, 456.0145 FS. History—New 11-20-24, Amended 5-22-25, 7-22-25, ____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, at Allen.Hall@flhealth.gov, or at (850)245-4373.

Section IV Emergency Rules

NOTE: The full text of Emergency Rules that are currently in effect can be viewed by going to <https://flrules.org/Notice/emergencyRules.asp>.

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

PUBLIC SERVICE COMMISSION

RULE NO.: RULE TITLE:

25-6.0143 Use of Accumulated Provision Accounts 228.1, 228.2, and 228.4

The Florida Public Service Commission hereby gives notice: that Florida Power & Light Company's petition for variance of paragraph 25-6.0143(1)(g), Florida Administrative Code, filed July 31, 2025, in Docket No. 20240149-EI, In re: Petition for limited proceeding for recovery of incremental storm restoration costs related to Hurricanes Debby, Helene, and Milton, was approved by the Commission by Order No. PSC-2025-0342-PAA-EI, issued September 12, 2025, and consummated by Order No. PSC-2025-0371-CO-EI, issued October 6, 2025. The rule addresses, in relevant part, the September 30 filing date for requesting recovery of final storm restoration costs and true-ups. The petition was approved on the basis that the purpose of the underlying statute would be achieved by other means and application of the rule would create substantial hardship. Notice of the petition was published in the Florida Administrative Register on August 5, 2025.

A copy of the Order or additional information may be obtained by contacting the Office of the Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850; (850)413-6770.

For additional information, please contact Suzanne Brownless, Office of the General Counsel, at the above address or telephone (850)413-6218.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:RULE TITLES:

59A-3.079 Physical Plant Codes and Standards Hospitals

59A-3.241 Pharmacy Services

59A-3.252 Classification of Hospitals

NOTICE IS HEREBY GIVEN that on October 08, 2025, the Agency for Health Care Administration, received a petition for a Permanent Variance or Waiver pursuant to section 120.542, Florida Statutes, from the petitioners North Broward Hospital District, doing business as Broward Health Medical Center and Broward Health Coral Springs, and Variety Children's Hospital, Inc, doing business as Nicklaus Children's Hospital, and assigned case number 2025014989. The petitioners seek a variance or waiver from the provisions of subsection 59A-3.079(9), Rule 59A-3.241, and paragraph 59A-3.252(3)(b), Florida Administrative Code, that require an on-site pharmacy for hospitals.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jack Plagge, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #31, Tallahassee, Florida 32308 or by emailing hospitals@ahca.myflorida.com

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-28.0052 Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

NOTICE IS HEREBY GIVEN that on October 02, 2025, the Board of Accountancy, received a petition for variance or waiver filed by Istvan Meszaros. Petitioner seeks a permanent variance or waiver of paragraph 61H1-28.0052(1)(b), F.A.C., regarding time requirements for passing the CPA Examination. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, (352)333-2505 or by email, Roger.Scarborough@myfloridalicense.com.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

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

DATE AND TIME: Monday, October 20, 2025, 1:00 p.m. until conclusion

PLACE: +1(224)501-3412; Access Code: 637-057-685; and <https://meet.goto.com/637057685>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Council Business

A copy of the agenda may be obtained by contacting: Lynn Guyton at Lynn.Guyton@myfloridalegal.com or by accessing the board's website at: <https://www.myfloridalegal.com/human-trafficking/council/meetings>

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Office of Attorney General James Uthmeier at (850)414-3300. If you are hearing or speech impaired, please

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

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

For more information, you may contact: Lynn Guyton at Lynn.Guyton@myfloridalegal.com or by telephone at (813)287-7960.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NOS.:RULE TITLES:

5B-40.0055 Regulated Plant Index

5B-40.0056 Procedures for Amending the Regulated Plant Index

5B-40.010 Endangered and Threatened Native Flora Conservation Grants Program

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

DATE AND TIME: October 24, 2025, 10:00 a.m. - 3:00 p.m.

PLACE: Bok Tower Gardens, 1151 Tower Blvd., Lake Wales, FL 33853

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review grant scores; Four-year review of Regulated Plant Index; Review of plants proposed last year; Grantee presentations

A copy of the agenda may be obtained by contacting: Dr. Ayress Grinage, Ayress.Grinage@FDACS.gov

For more information, you may contact: Dr. Ayress Grinage, Ayress.Grinage@FDACS.gov

EXECUTIVE OFFICE OF THE GOVERNOR

The Office of Policy and Budget/Executive Office of the Governor announces a public meeting to which all persons are invited.

DATE AND TIME: October 17, 2025, 8:30 a.m. - 9:30 a.m.

PLACE: 1602 Conference Room

GENERAL SUBJECT MATTER TO BE CONSIDERED: Fiscal Year 2026-2027 Agency Legislative Budget Requests and Long-Range Program Plans for Fiscal Year 2026-2027 through 2029-2030

A copy of the agenda may be obtained by contacting: (850)717-9506

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: (850)717-9506. 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: (850)717-9506

EXECUTIVE OFFICE OF THE GOVERNOR**Division of Emergency Management**

The State Emergency Response Commission announces a public meeting to which all persons are invited.

DATES AND TIMES: November 6, 2025, 09:30 a.m.; November 6, 2025, 01:30 p.m.; November 7, 2025, 09:30 a.m.

PLACE: Hammock Beach Golf Resort & Spa (Atlantic Ballroom), 200 Ocean Crest Dr. Palm Coast, FL 32137

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the requirements of the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.”

Training Task Force Meeting November 06, 2025, 09:30 a.m.

Local Emergency Planning Committee Meeting November 06, 2025, 01:30 p.m.

State Emergency Response Commission Meeting November 07, 2025, 09:30 a.m.

A copy of the agenda may be obtained by contacting: Danielle King, SERC Liaison, Danielle.king@em.myflorida.com

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

WATER MANAGEMENT DISTRICTS**South Florida Water Management District**

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

DATE AND TIME: Monday, October 20, 2025, 12:00 noon, Loxahatchee River Preservation Initiative Meeting

PLACE: Town of Jupiter Utilities Field Office, 3133 Washington Street, Jupiter, FL 33458

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting to discuss and consider Loxahatchee River Preservation Initiative (LRPI) business, including current and future projects and activities.

Since its inception in 2000, the LRPI has guided regional watershed restoration projects within northeastern Palm Beach County and southern Martin County. The LRPI is a multi-agency partnership between the South Florida Water Management District, Florida Department of Environmental Protection (Florida Park Service), Friends of the Loxahatchee River, Jupiter Inlet District, Loxahatchee River Environmental Control District, Martin County, Palm Beach County, South

Indian River Water Control District, Town of Jupiter, and Village of Tequesta.

Members of the public are invited to attend and provide public comment.

One or more members of the Governing Board of the South Florida Water Management District may attend this meeting. No Governing Board action will be taken.

A copy of the agenda may be obtained by contacting: Jenny Cadet at (561)682-6041 or jcadet@sfwmd.gov. The agenda will be posted to the LRPI website at www.LRPI.us seven days prior to the 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 seven days before the workshop/meeting by contacting: Molly Brown, District Clerk, at mobrown@sfwmd.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jenny Cadet at (561)682-6041 or jcadet@sfwmd.gov

DEPARTMENT OF ENVIRONMENTAL PROTECTION**Beaches and Coastal Systems**

The Florida Department of Environmental Protection's Office of Resilience and Coastal Protection - Beaches and Coastal Systems announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 22, 2025, 6:00 p.m. – 8:00 p.m., EDT

PLACE: Emma Lou Olson Civic Center, 1801 Northeast 6th St., Pompano Beach, FL 33069

DOWNLOAD SURVEY: To view information about the proposed Erosion Control Line (ECL) survey or the beach nourishment project, see link to survey:

https://depdms.dep.state.fl.us/Oculus/servlet/shell?command=getEntity%5bguid=20.259025.1%5d%5bprofile=Beach_Mgmt_Funding_Assistance%5d and Broward County's Beach Projects website:

<https://www.broward.org/Beaches/Pages/Projects.aspx>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Trustees of the Internal Improvement Trust Fund of the State of Florida is proposing the establishment of an ECL, pursuant to Section 161.161, Florida Statutes. The meeting time of 6–8 p.m. will include time for both a public workshop and a public hearing. The workshop is the public's opportunity to ask questions about the proposed erosion control line. The hearing is the public's opportunity to comment on, speak in support of, object to and submit for consideration material relevant to the methodology used for locating the proposed erosion control line for the Broward County Shore Protection Project – Segment II

in Broward County, between DEP range monuments R031.5 (5th Avenue) to R48.7 (Washington Avenue) and is associated with DEP permit # 0314535-001-JC and #0314535-005-JN.

A copy of the agenda may be obtained by contacting: William “Guy” Weeks, Department of Environmental Protection, Office of Resilience and Coastal Protection at (850)245-7696 or via email: William.Weeks@FloridaDEP.gov.

Public participation is solicited without regard to race, color, religion, sex, pregnancy, national origin, age, handicap, or marital status. Persons who require special accommodations under the American with Disabilities Act (ADA) or persons who require translation services (free of charge) are asked to contact DEP’s Limited English Proficiency Coordinator at (850)245-2118 or LEP@FloridaDEP.gov at least forty-eight (48) hours before the meeting. If you have a hearing or speech impairment, please contact the Florida Relay Service, (800)955-8771 (TDD) or (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: William “Guy” Weeks, Department of Environmental Protection, Office of Resilience and Coastal Protection at (850)245-7696 or via email: William.Weeks@FloridaDEP.gov.

DEPARTMENT OF HEALTH

Division of Public Health Statistics and Performance Management

The Florida Department of Health Institutional Review Board announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 20, 2025, 1:30 p.m. – 3:30 pm, EST

PLACE: Conference call: Microsoft Teams Meeting

https://teams.microsoft.com/l/meetup-join/19%3ameeting_OWUxZWl2YzgtYmUyZi00NWJhLTkzMjMtNzY3ZTRkOTY3MTdm%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%229497ddd0-6d32-40f9-b350-76353e8d6ce2%22%7d

Dial in by phone: +1(850)792-1375?

Phone conference ID: 745516895#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct & review new research studies involving human participants, modifications to existing studies, and continuing review of ongoing research to ensure research studies comply with regulations per the Department's ethical standards.

A copy of the agenda may be obtained by contacting: IRB@flhealth.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Victoria Creel, IRB Coordinator, (850)617-1473, or by emailing IRB@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: IRB@flhealth.gov

DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: October 16, 2025, 9:00 a.m.

PLACE: 21500 Gibraltar Drive, Port Charlotte, FL

TEAMS: 215 414 062 544 4

GENERAL SUBJECT MATTER TO BE CONSIDERED: Charlotte County Alliance

A copy of the agenda may be obtained by contacting: janet.schreyer@myflfamilies.com

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

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

For more information, you may contact: janet.schreyer@myflfamilies.com

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: October 20, 2025, 10:00 a.m. (Tallahassee local time)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future reissuance of the \$24,500,000 Florida Housing Finance Corporation Multifamily Mortgage Revenue Note, 2022 Series H (Ekos Cadenza fka Cadenza at Hacienda Lakes) by Florida Housing pursuant to a plan of refinance to provide additional financing for the acquisition, construction, or rehabilitation of

the following multifamily residential rental development in the aggregate principal amount not to exceed \$24,500,000.

The proposed Development is Ekos Cadenza fka Cadenza at Hacienda Lakes, a 160-unit multifamily residential rental development located at 8360 Cadenza Road, Naples, FL 34114. The owner and operator of the development is MHP FL VII, LLLP, located at 601 Brickell Key Drive, Suite 700, Miami, FL 33131, or such successor in interest in which MHP FL VII, LLLP or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Weller Workforce, LLC, located at 150 2nd Ave N., Suite 710, St. Petersburg, FL 33701.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond or note issuance pursuant to a plan of finance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 15, 2025, and should be addressed to the attention of Tim Kennedy, Multifamily Loans and Bonds Director. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tim Kennedy, Assistant Director of Multifamily Programs, Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by contacting: Tim Kennedy, Multifamily Loans and Bonds Director

For more information, you may contact: Tim Kennedy, Multifamily Loans and Bonds Director

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: October 21, 2025, 9:30 a.m. (Tallahassee local time)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds or notes by Florida Housing pursuant to a plan of finance to provide additional financing for the acquisition, construction, or rehabilitation of the following multifamily residential rental development in an aggregate principal amount not to exceed \$9,250,000.

The proposed Development is Lakewood Senior Housing, a 56-unit multifamily residential rental development located at 1300 Jimmy Ann Drive, Volusia County, Daytona Beach, FL 32117. The owner and operator of the development is Lakewood Senior Housing, LLLP, located at 800 Fairway Drive, Suite 250, Deerfield Beach, FL 33441, or such successor in interest in which Lakewood Senior Housing, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling shareholder. The prospective manager of the proposed development is Royal American Management, Inc., located at 1022 West 23rd Street, Suite 300, Panama City, FL 32405.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond or note issuance pursuant to a plan of finance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 16, 2025, and should be addressed to the attention of Tim Kennedy, Multifamily Loans and Bonds Director. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tim Kennedy, Multifamily Loans and Bonds Director, Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by contacting: Tim Kennedy, Multifamily Loans and Bonds Director
For more information, you may contact: Tim Kennedy, Multifamily Loans and Bonds Director

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: October 21, 2025, 10:00 a.m. (Tallahassee local time)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds or notes by Florida Housing pursuant to a plan of finance to provide additional financing for the acquisition, construction, or rehabilitation of the following multifamily residential rental development in an aggregate principal amount not to exceed \$17,600,000.

The proposed Development is Magnolia Trail, a 98-unit multifamily residential rental development located at 1200 N 57th Avenue, Escambia County, Pensacola, FL 32506. The owner and operator of the development is SP Magnolia LLC, located at 5403 West Gray Street, Tampa, FL 33609 or such successor in interest in which SP Magnolia LLC, or an affiliate thereof, is a managing member, general partner and/or controlling shareholder. The prospective manager of the proposed development is Cambridge Management, Inc. dba Cambridge Management of Washington, Inc., located at 1916 64th Avenue W., Tacoma, WA 97466.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond or note issuance pursuant to a plan of finance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 16, 2025, and should be addressed to the attention of Tim Kennedy, Multifamily Loans and Bonds Director. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tim Kennedy, Multifamily Loans and Bonds Director, Florida Housing Finance Corporation at 850-488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay

System that can be reached at 1-800-955-8770 (Voice) and 1-800-955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by contacting: Tim Kennedy, Multifamily Loans and Bonds Director

For more information, you may contact: Tim Kennedy, Multifamily Loans and Bonds Director

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: October 21, 2025, 11:00 a.m. (Tallahassee local time)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds or notes by Florida Housing pursuant to a plan of finance to provide additional financing for the acquisition, construction, or rehabilitation of the following multifamily residential rental development in an aggregate principal amount not to exceed \$11,975,000.

The proposed Development is Gadsden Arms Apartments, a 100-unit multifamily residential rental development located at 427 South Stewart Street, Gadsden County, Quincy, FL 32351. The owner and operator of the development is Gadsden Arms Apartments, L.P., located at 909 3rd Avenue, 21st Floor, New York, NY 10022, or such successor in interest in which Gadsden Arms Apartments, L.P., or an affiliate thereof, is a managing member, general partner and/or controlling shareholder. The prospective manager of the proposed development is Reliance Realty Services, LLC, located at 909 3rd Avenue, 21st Floor, New York, NY 10022.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond or note issuance pursuant to a plan of finance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 16, 2025, and should be addressed to the attention of Tim Kennedy, Multifamily Loans and Bonds Director. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and

comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tim Kennedy, Multifamily Loans and Bonds Director, Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by contacting: Tim Kennedy, Multifamily Loans and Bonds Director

For more information, you may contact: Tim Kennedy, Multifamily Loans and Bonds Director

CENTRAL FLORIDA TOURISM OVERSIGHT DISTRICT

The Central Florida Tourism Oversight District announces a public meeting to which all persons are invited.

DATE AND TIME: October 24, 2025, 10:30 a.m.

PLACE: 1900 Hotel Plaza Boulevard, Lake Buena Vista, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: in addition to other business on the agenda, the Board of Supervisors will conduct a reading and public hearing on and consider for adoption:

Resolution No. 682; A RESOLUTION OF THE BOARD OF SUPERVISORS OF CENTRAL FLORIDA TOURISM OVERSIGHT DISTRICT AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$190,000,000 AGGREGATE PRINCIPAL AMOUNT OF UTILITIES REVENUE BONDS CONSISTING OF (1) CENTRAL FLORIDA TOURISM OVERSIGHT DISTRICT UTILITIES REVENUE BONDS, SERIES 2025-1 IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$95,000,000 (THE "SERIES 2025-1 BONDS"), AND (2) CENTRAL FLORIDA TOURISM OVERSIGHT DISTRICT TAXABLE UTILITIES REVENUE BONDS, SERIES 2025-2 IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$95,000,000 (THE "SERIES 2025-2 BONDS," AND COLLECTIVELY WITH THE SERIES 2025-1 BONDS, THE "SERIES 2025 BONDS"), TO PAY THE COSTS OF IMPROVEMENTS TO THE UTILITY SYSTEM AND TO PAY RELATED COSTS AND THE COST OF REQUIRED DEPOSITS INTO THE SERIES 2025-1 COSTS OF ISSUANCE ACCOUNT AND THE SERIES 2025-2 COSTS

OF ISSUANCE ACCOUNT, RESPECTIVELY, AND, IF NECESSARY, THE DEBT SERVICE RESERVE ACCOUNT; AUTHORIZING THE CHAIR, THE DISTRICT ADMINISTRATOR, A DEPUTY DISTRICT ADMINISTRATOR OR THE CHIEF FINANCIAL OFFICER (THE "DISTRICT OFFICIALS") TO AWARD THE SALE OF THE SERIES 2025 BONDS ON A NEGOTIATED BASIS; APPROVING THE FORM AND CONTENT OF AND AUTHORIZING THE DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT AND THE EXECUTION AND DELIVERY OF A FINAL OFFICIAL STATEMENT WITH RESPECT TO THE SALE OF SERIES 2025 BONDS, INCLUDING THE FORM OF AN "UNOFFICIAL COMPOSITE TRUST INDENTURE FOR UTILITY REVENUE BONDS" TO BE INCLUDED THEREIN; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PURCHASE CONTRACT WITH RESPECT TO THE SERIES 2025 BONDS; APPOINTING A DISCLOSURE DISSEMINATION AGENT AND APPROVING THE FORM AND CONTENT OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A DISCLOSURE DISSEMINATION AGENT AGREEMENT RELATING TO THE SERIES 2025 BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF (i) A TWENTY-FIFTH SUPPLEMENTAL TRUST INDENTURE PROVIDING FOR THE ISSUANCE OF THE SERIES 2025-1 BONDS AND OTHER MATTERS RELATED THERETO, AND A TWENTY-SIXTH SUPPLEMENTAL TRUST INDENTURE PROVIDING FOR THE ISSUANCE OF THE SERIES 2025-2 BONDS AND OTHER MATTERS RELATED THERETO; AUTHORIZING THE OBTAINING AND ACCEPTANCE OF ONE OR MORE COMMITMENTS FOR THE ISSUANCE OF POLICIES OF BOND INSURANCE; AUTHORIZING DISTRICT OFFICIALS TO DO ALL ACTS NECESSARY AND PROPER FOR CARRYING OUT THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION; PROVIDING CERTAIN OTHER DETAILS WITH RESPECT THERETO; AND PROVIDING AN EFFECTIVE DATE.

A copy of the agenda may be obtained by contacting: the District Clerk at (407)828-3548,

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Alycia M. Mills District Clerk at (407)828-3548,. 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: Alycia M. Mills District Clerk at (407)828-3548

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Board of Veterinary Medicine

NOTICE IS HEREBY GIVEN that Board of Veterinary Medicine has received the petition for declaratory statement from Renata Couto. The petition seeks the agency's opinion as to the applicability of Chapter 474, F.S., as it applies to the petitioner.

The petition was filed on September 30, 2025. Petitioner seeks clarification as to whether she would be allowed to work in veterinary clinical laboratories or in-house laboratories within veterinary clinics, performing laboratory and research-based activities. Will this require veterinary licensure in the State of Florida, given that they fall outside of direct clinical practice? Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Ruthanne Christie, Executive Director, Board of Veterinary Medicine, 2601 Blair Stone Road, Tallahassee, FL 32399-0751, N13, (850)487-1395 or by electronic mail - Ruthanne.Christie@myfloridalicense.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF EDUCATION

Florida International University

FIU-BT-945 RASCAR NIST Robotics Building-A/E

The Florida International University Board of Trustees announces that services in the discipline of Architecture/Engineering are required for the project identified below:

Project Name and Number: RASCAR NIST Robotics Building, BT-945

Project Location: Biscayne Bay Campus, North Miami, Florida

Project Description:

A new building (Robotics and Autonomous Systems Laboratory Building for Coastal Conservation and Restoration at BBC) will consist of a multi-use, multi-purpose building that will include offices and shared laboratory and Research and Development space for faculty and students associated with this initiative, manufacturing space to construct large-scale autonomous vehicles and a space for testing capabilities such as a hydrostatic tank to determine pressure tolerances of manufactured submersible autonomous vehicles and robots. The building will be built on stilts to showcase sustainable designs for sea-level rise while also utilizing the open space below the building to provide storage space for the autonomous vehicle bodies that do not require air-conditioned, dry space.

As an R1 institution, FIU is willing to consider novel construction techniques that have the potential to yield cost savings or other benefits to the project. Examples include but are neither required nor limited to modular construction, 3D concrete printing, hybrid systems (concrete frame with 3D-printed components), self-healing concrete, photocatalytic coatings, or graphene-enhanced composites. Any proposed

innovative technique would need to fit within the established construction budget of \$10,000,386. The intent is to achieve smarter, safer, and more sustainable buildings through technology integration, material innovation, and adaptive design strategies.

Project Delivery:

The project is proposed to be delivered using the Construction Management - At Risk Method. Refer to Florida Board of Governors Regulation 14.006.

The design team selected for this commission will be responsible for the development of the design and development of contract documents, bidding and construction administration services.

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit copies of a Letter of Intent and Summary with an Introduction Narrative highlighting qualifications/legal nature of organization including a proposed organization chart and the following required proposal data attached:

1. A completed "Florida International University Professional Qualifications Supplement (FIUPQS)." The latest version of official FIUPQS forms (FIUPQS:02/2024) must be downloaded from the FIU website at <https://facilities.fiu.edu/Projects/BT-945.htm>. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit eight (8) bound copies of the required proposal data and one electronic copy in Adobe Acrobat PDF format of the requested qualifications to: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555 S.W. 17th St., Room CSC-142, Modesto A. Maidique Campus, Miami, Florida 33199. Applications that do not comply with the above instructions will not be considered. Application materials will not be returned. FIU reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent.

The award of this contract is subject to availability of funds and is not a guaranty of work.

Applicants are hereby notified that in the event FIU is unable to secure full funding, FIU intends to proceed only with design and construction of fully funded project components, if any.

FIU HAS CREATED STANDARD CONTRACT FORMS, AND STANDARD INSURANCE REQUIREMENTS APPLICABLE TO A/E SERVICES TO PROVIDE FOR AN EFFICIENT AND EFFECTIVE PROCESS. THESE FORMS

ARE AVAILABLE FOR REVIEW AND CAN BE FOUND AT <http://facilities.fiu.edu/formsandstandards.htm>

ALL APPLICANTS SHOULD REVIEW THE APPLICABLE FIU CONTRACT FORM AND STANDARD INSURANCE REQUIREMENTS CAREFULLY PRIOR TO MAKING A DECISION AS TO WHETHER OR NOT TO RESPOND TO THIS ADVERTISEMENT. FIU CONTRACT AND INSURANCE REQUIREMENTS ARE NOT NEGOTIABLE. Pursuant to §448.095, Fla. Stat., the selected consultant will have to certify that it is registered with and uses the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the consultant during the term of its contract with FIU. If the consultant enters into a contract with a subcontractor to perform work or provide services pursuant to its contract with FIU, the consultant shall likewise require the subcontractor to comply with the requirements of §448.095, Fla. Stat., and the subcontractor shall provide to the consultant an affidavit stating that the subcontractor does not employ, contract with or subcontract with an unauthorized alien. The consultant shall maintain a copy of such affidavit for the duration of its contract with FIU. This section serves as notice to the consultant regarding the requirements of §448.095, Fla. Stat., and FIU's obligation to terminate the contract if it has a good faith belief that the consultant has knowingly violated §448.095, Fla. Stat. If terminated for such reason, the consultant will not be eligible for award of a public contract for at least one year after the date of such termination. Further, FIU has an obligation to order the immediate termination of any contract between the consultant and a subcontractor performing work on its behalf should FIU develop a good faith belief that the subcontractor has knowingly violated §448.095, Fla. Stat. FIU reserves the right to request documentation from the consultant evidencing its compliance with §448.095, Fla. Stat. at any time during the term of the contract.

All applicants should review Section 448.095, Fla. Stat. carefully.

The Project Fact Sheet, which describes the selection process schedule for this Project and additional information regarding the Project scope, may be obtained from the website <https://facilities.fiu.edu/Projects/BT-945.htm>.

The project selection process will require consideration of A/E fee proposals from shortlisted firms as described in the Project Fact Sheet and FIUPQS instructions. The proposal format must be a fee percentage discounted from the published Department of Management Services (DMS) fee provided herein below:

- a. Project construction cost budget = \$10,000,386
- b. DMS fee percentage = 7.27% Complexity Group "B"

The above-represented construction budget and fee include all Civil Engineering Design for site improvements, paving/grading/utilities/stormwater/utilities infrastructure

improvements, site lighting design, and Landscape Architectural & irrigation design. Although these services are listed as “Additional Services & Expenses” on the DMS website they will be included under basic services in the A/E agreement for this project.

Fee proposals will be ranked based on proposed % discount off the published DMS fee shown above. If no fee proposal is provided, the firm ranking will be based on 100% of the DMS fee. Proposed fee rank points will be combined with interview rank points to determine the final overall ranking of the firms. The weighting of fee rank points vs. interview rank points for this project will be:

c. Interview ranking = 70%

d. Fee ranking = 30%

DO NOT INCLUDE FEE PROPOSALS WITH YOUR QUALIFICATIONS SUBMITTALS. ONLY SHORTLISTED FIRMS WILL NEED TO PROVIDE FEE PROPOSALS AT THE TIME ESTABLISHED FOR INTERVIEWS.

Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Facilities Planning via email to griffith@fiu.edu cc: angpaz@fiu.edu

SUBMIT QUALIFICATIONS TO: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555 S.W. 17th St., Room #142, Modesto A. Maidique Campus, Miami, Florida 33199. Submittals must be received between 8:30 a.m. and 12:30 p.m. or 1:30 p.m. and 4:00 p.m. local time, Friday, November 7, 2025

Submittals will not be accepted before or after the times and date stated above. Electronic submittals are not acceptable and will not be considered.

DEPARTMENT OF EDUCATION

Florida International University

FIU-BT-945 RASCAR NIST Robotics Building-CM

The Florida International University Board of Trustees announces that Construction Management (CM) services are required for the project identified below:

Project Name and Number: RASCAR NIST Robotics Building, BT-945

Project Location: Biscayne Bay Campus, North Miami, Florida
Project Description:

A new building (Robotics and Autonomous Systems Laboratory Building for Coastal Conservation and Restoration at BBC) will consist of a multi-use, multi-purpose building that will include offices and shared laboratory and Research and Development space for faculty and students associated with this initiative, manufacturing space to construct large-scale autonomous vehicles and a space for testing capabilities such as a hydrostatic tank to determine pressure tolerances of manufactured submersible autonomous vehicles and robots.

The building will be built on stilts to showcase sustainable designs for sea-level rise while also utilizing the open space below the building to provide storage space for the autonomous vehicle bodies that do not require air-conditioned, dry space.

As an R1 institution, FIU is willing to consider novel construction techniques that have the potential to yield cost savings or other benefits to the project. Examples include but are neither required nor limited to modular construction, 3D concrete printing, hybrid systems (concrete frame with 3D-printed components), self-healing concrete, photocatalytic coatings, or graphene-enhanced composites. Any proposed innovative technique would need to fit within the established construction budget of \$10,000,386. The intent is to achieve smarter, safer, and more sustainable buildings through technology integration, material innovation, and adaptive design strategies.

INSTRUCTIONS:

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Construction Manager Qualifications Supplement (CMQS) form. Proposals must not exceed 80 pages, including the CMQS and letter of application. Pages must be numbered consecutively.

Submit eight (8) bound copies of the required proposal data and one electronic copy of the complete proposal in Adobe Acrobat PDF format of the above-requested data bound in the order listed. Applications that do not comply with the above instructions will not be considered. Application material will not be returned. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent. The award of this contract is subject to availability of funds.

The Construction Manager Qualifications Supplement (CMQS) form and the Project Fact Sheet, which describes the selection process schedule for this Project and additional information regarding the Project scope, may be obtained from the website <https://facilities.fiu.edu/Projects/BT-945.htm>. Applications on any other form will not be considered. Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Facilities Planning at (305)348-4090 or via email to griffith@fiu.edu cc: angpaz@fiu.edu.

GENERAL REQUIREMENTS:

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application.

As required by Section 287.133, Florida Statutes, a person, or affiliate may not submit a proposal for this project if it is on the

convicted vendor list for a public entity crime committed within the past 36 months. The selected construction manager must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of the threshold amount provided in Section 287.017 for CATEGORY TWO in connection with this project for a period of 36 months following the date of their being placed on the convicted vendor list.

Pursuant to §448.095, Fla. Stat., the selected consultant will have to certify that it is registered with and uses the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the consultant during the term of its contract with FIU. If the consultant enters into a contract with a subcontractor to perform work or provide services pursuant to its contract with FIU, the consultant shall likewise require the subcontractor to comply with the requirements of §448.095, Fla. Stat., and the subcontractor shall provide to the consultant an affidavit stating that the subcontractor does not employ, contract with or subcontract with an unauthorized alien. The consultant shall maintain a copy of such affidavit for the duration of its Contract with FIU. This section serves as notice to the consultant regarding the requirements of §448.095, Fla. Stat., and FIU's obligation to terminate the contract if it has a good faith belief that the consultant has knowingly violated §448.095, Fla. Stat. If terminated for such reason, the consultant will not be eligible for award of a public contract for at least one year after the date of such termination. Further, FIU has an obligation to order the immediate termination of any contract between the consultant and a subcontractor performing work on its behalf should FIU develop a good faith belief that the subcontractor has knowingly violated §448.095, Fla. Stat. FIU reserves the right to request documentation from the consultant evidencing its compliance with §448.095, Fla. Stat. at any time during the term of the contract.

All applicants should review Section 448.095, Fla. Stat. carefully.

FIU HAS CREATED STANDARD CONTRACT FORMS, GENERAL TERMS AND CONDITIONS OF THE CONTRACT FOR CONSTRUCTION AND STANDARD INSURANCE REQUIREMENTS APPLICABLE TO CM SERVICES TO PROVIDE FOR AN EFFICIENT AND EFFECTIVE PROCESS. THESE FORMS ARE AVAILABLE FOR REVIEW, AND CAN BE FOUND AT <http://facilities.fiu.edu/formsandstandards.htm>

ALL APPLICANTS SHOULD REVIEW THE APPLICABLE FIU CONTRACT FORM AND STANDARD INSURANCE REQUIREMENTS CAREFULLY PRIOR TO MAKING A DECISION AS TO WHETHER OR NOT TO RESPOND TO THIS ADVERTISEMENT.

The Project Fact Sheet, which describes the selection process schedule for this Project and additional information regarding the Project scope, may be obtained from the website <https://facilities.fiu.edu/Projects/BT-945.htm>.

The Project selection process will require consideration of CM fee proposals from shortlisted firms.

The CM Fee is defined in Article 8.2 of the Agreement Between Owner and CM available at:

https://facilities.fiu.edu/Planning/Documents/FormsAndStandards/CM_Major_Project_Template_February_2025_Version.pdf.

In consideration of the firm's proposed discount, FIU has established a baseline fee for this project of 4.75%

Fee proposals will be ranked based on proposed % discount off the baseline fee percentage shown above. If no fee proposal is provided, the firm ranking will be based on 100% of the baseline fee. Proposed fee rank points will be combined with interview rank points to determine the final overall ranking of the firms. The weighting of fee rank points vs. interview rank points for this project will be:

- a. Interview ranking = 70%
- b. Fee ranking = 30%

DO NOT INCLUDE FEE PROPOSALS WITH YOUR QUALIFICATIONS SUBMITTALS. ONLY SHORTLISTED FIRMS WILL NEED TO PROVIDE FEE PROPOSALS AT THE TIME ESTABLISHED FOR INTERVIEWS.

Once the firm acquires the required forms, questions may be directed to Facilities Planning via email to griffith@fiu.edu cc: angpaz@fiu.edu.

SUBMIT QUALIFICATIONS TO:

Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555 S.W. 17th St., Room #142, Modesto A. Maidique Campus, Miami, Florida 33199. Submittals must be received between 8:30 a.m. and 12:30 p.m. or 1:30 p.m. and 4:00 p.m. local time, Wednesday, November 12, 2025. Submittals will not be accepted before or after the times and date stated above. Facsimile (FAX) or emailed submittals are not acceptable and will not be considered.

3rd party commercial couriers must abide by these instructions, no exceptions. In all cases, the firm will be held responsible for proof of on-time delivery to the CSC building by retaining a time-stamped delivery receipt provided by FIU Planning staff.

CITY OF NORTH PORT

RFB 2025-42 Lift Station Diesel Bypass Pumps (Florida Department of Economic Opportunity's Rebuild Florida Infrastructure Repair Program)

NOTICE OF AVAILABILITY OF BID SPECIFICATIONS

RFB NO. 2025-42

LIFT STATION DIESEL BYPASS PUMPS (FLORIDA
DEPARTMENT
OF ECONOMIC OPPORTUNITY'S REBUILD FLORIDA
INFRASTRUCTURE REPAIR PROGRAM)

The City of North Port is requesting sealed bids to secure the services of an experienced, professional, licensed, and qualified Contractor capable of providing construction services in accordance with the installation of lift station diesel bypass pumps associated with an US Department of Housing and Community Development (HUD) Community Development Block Grant-Mitigation (CDBG-MIT) through Florida Commerce that the City has received. The City intends to select one Contractor for lift station diesel bypass pumps project. The work includes furnishing and installing the diesel bypass pumps per the City's standard details and specifications.

NON-MANDATORY PRE-BID MEETING: October 20, 2025, AT 11:00 a.m.

4970 CITY HALL BOULEVARD, FINANCE
DEPARTMENT ROOM 337A, NORTH PORT, FLORIDA
34286

All potential Bidders are recommended to attend the non-mandatory pre-bid conference; and site visit will be conducted to answer questions regarding the bid requirements. The purpose of the Pre-Bid Meeting is to provide a briefing on the City's expectations and performance requirements for submission of Bid documents. Site visit will follow.

BID OPENING: November 13, 2025, AT 2:00 p.m.

4970 CITY HALL BOULEVARD, ROOM 337A, NORTH
PORT, FLORIDA 34286

****ALL BIDS ARE DATE AND TIME STAMPED IN THE
FINANCE DEPARTMENT, SUITE 337 FIRST AND THEN
ARE OPENED IN SUITE 337A****

Information regarding this project may be viewed and downloaded from Demandstar's website at www.demandstar.com. The only place to obtain the addenda is on www.demandstar.com. Links to DemandStar are also available from the City website at www.Northportfl.gov Bid specifications, attachments/exhibits are posted on the City FTP site at www.northportfl.gov/files (select the Purchasing Folder and scroll to Project RFB 2025-42). If you have any questions, concerns, or problems accessing the bid package using the link, please contact Keith Raney, Senior Contract Administrator at (941)429-7103. Requests for additional information or clarification regarding the specifications must be sent via email to purchasing@northportfl.gov. No verbal requests will be honored. All questions and clarifications must be submitted via e-mail by November 6, 2025

The City of North Port does not discriminate on the basis of race, color, national origin, sex, age, disability, family or religious status in administration of its programs, activities or services.

This is a federally assisted project and is subject to Federal Labor Standards which include, the Davis-Bacon Act (payment of prevailing wage rates) and the Copeland Act (anti-kickback of wages & submission of weekly certified payroll reports), as well as other provisions including 24 CFR 85.36 (bonding requirements), and Section 3 & M/WBE. Laborers and mechanics employed by primary contractors and sub-contractors performing construction work on this project shall be paid wages at rates not less than the prevailing rates as determined by the Secretary of Labor in accordance with the Davis-Bacon Act. The prime contractor is responsible for the enforcement of wage compliance and support documentation for the duration of the project and may be held liable for wage restitution. The applicable information regarding the laws and regulations stated above are included in the bid packet.

PARRISH MCCALL CONSTRUCTORS, INC.

Bradford County School District - North Florida Technical
College Building 12/Nursing Renovation

Parrish McCall Constructors, Inc, the construction manager, is soliciting competitive bids and pre-qualification for the following project:

Bradford County School District - North Florida Technical
College Nursing/Building 12 Renovation

Anticipated bid packages include the following: Concrete, Ornamental Metals, Casework, Doors/Frames/Hardware, Storefront, Gypsum Assemblies, Painting, Flooring/Tile, Acoustical Systems, Signage, General Trades, Mechanical (HVAC), Electrical, Plumbing, Access Controls, Security, Low Voltage (Communications), Medical Devices/Equipment, and Construction Cleaning

Bid documents are anticipated to be issued October 17, 2025 and will be found on the project page on BuildingConnected under 'Files'. Link is included below. All bids in excess of \$35,000 should be submitted to the Parrish McCall main office in sealed envelopes. All other bids should be submitted via BuildingConnected. Please ensure all bids are submitted on Parrish McCall bid form. Public bid opening is anticipated to be held on November 18, 2025. The time and a virtual meeting link to the bid opening will be provided on the BuildingConnected project page.

<https://app.buildingconnected.com/public/5b1eafc8a11cdd0010a863a7>

All subcontractors under consideration for a package in excess of \$100,000 will be required to complete the SCORE system qualification process prior to being considered for subcontract award. Please visit the following link to enroll in the SCORE system.

<https://parrish-mccall.com/subcontractors/>

This project is being supported, in whole or in part, by federal award number CPFFN0205 awarded to the State of Florida by the U.S. Department of the Treasury.

Section XII Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraphs 120.55(1)(b)7. – 8., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Friday, October 3, 2025, and 3:00 p.m., Thursday, October 9, 2025.

Rule No.	File Date	Effective Date
6A-1.09441	10/8/2025	10/28/2025
6A-1.0998271	10/8/2025	10/28/2025
6A-6.0251	10/8/2025	10/28/2025
6A-6.0253	10/8/2025	10/28/2025
6A-6.0576	10/8/2025	10/28/2025
6A-10.0244	10/8/2025	10/28/2025
6A-10.081	10/8/2025	10/28/2025
11QER25-1	10/6/2025	10/6/2025
59G-6.009	10/6/2025	10/26/2025
61-35.008	10/3/2025	10/23/2025
64B8-4.0091	10/6/2025	10/26/2025
64B13-18.002	10/8/2025	12/7/2025
64B16-32.015	10/6/2025	10/26/2025
64B20-5.005	10/9/2025	10/29/2025
64B32-5.001	10/9/2025	1/1/2026
64B32-5.007	10/9/2025	1/1/2026
64B32-6.004	10/9/2025	10/29/2025
65C-25.001	10/3/2025	10/23/2025
65C-25.002	10/3/2025	10/23/2025
65C-25.003	10/3/2025	10/23/2025
65C-25.009	10/3/2025	10/23/2025
65D-30.0141	10/3/2025	10/23/2025
68A-15.061	10/9/2025	10/29/2025
68A-15.062	10/9/2025	10/29/2025
68A-15.063	10/9/2025	10/29/2025
68A-13.004	10/9/2025	10/29/2025
68A-15.065	10/9/2025	10/29/2025
68A-17.005	10/9/2025	10/29/2025

73CER25-1	10/3/2025	10/3/2025
75-14.059	10/6/2025	10/26/2025
75-14.073	10/6/2025	10/26/2025
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
14-10.0043	4/11/2025	**/**/****
60FF1-5.009	7/21/2016	**/**/****
65C-9.004	3/31/2022	**/**/****

ADMINISTRATION COMMISSION

Notice of Publication of Agency Regulatory Plan - Technical Correction as to Link access ONLY

Notice is hereby given that on September 30, 2025, the Administration Commission published its 2025-2026 Annual Regulatory Plan in accordance with section 120.74, Florida Statutes. The Annual Regulatory Plan is available on the Florida Cabinet website at STED124093016041 STED125093014080.

FLORIDA LAND AND WATER ADJUDICATORY COMMISSION

Notice of Publication of Agency Regulatory Plan - Technical Correction as to Link access ONLY

Notice is hereby given that on September 30, 2025, the Florida Land and Water Adjudicatory Commission published its 2025-2026 Annual Regulatory Plan in accordance with section 120.74, Florida Statutes. The Annual Regulatory Plan is available on the Florida Cabinet website at STED124093016040 STED125093014090.

BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT

NOTICE OF RULE DEVELOPMENT BY THE BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT

In accordance with Chapter 2007-306, Laws of Florida, as amended, the Babcock Ranch Community Independent Special District ("District") hereby gives notice of its intent to develop rules regarding its Memorial Policy, Seasonal "No Wheels" Restriction as a Supplement to the Amenity Policy, and the Fees for the Unsolicited Proposals of Public Private Partnerships Policy (collectively, the "Proposed Rules"). The Proposed Rule numbers are 2026-01, 2026-02, and 2026-03.

The Proposed Rules will among other things, provide: i) a Memorial Policy allowing commemorative plaque applications for past residents of the Babcock Ranch community involving incidents that occur on District property and roads; ii) the

Seasonal Restriction, as a Supplement to the Amenity Policy, provides a seasonal “no-wheels” restriction on a portion of a pathway from Founder’s Square to Innovation Tower annually beginning on November 20th through January 15th; and iii) Fees for the Unsolicited Proposals of Public Private Partnerships Policy sets a rate for the District to evaluate unsolicited proposals received from private entities.

The purpose and effect of the Proposed Rules are to provide for efficient and effective operations of the District by setting policies, guidelines, rates and fees implementing such policies.

The Specific grant of rulemaking authority for the adoption of the Proposed Rules includes Section 6(6)(e), Chapter 2007-306, Laws of Florida, as amended. The specific laws implemented in the Proposed Rules include, but are not limited to, Sections 3(3), 6(6)(j), and 6(6)(r), Chapter 2007-306, Laws of Florida, as amended, and Sections 120.54, 120.542, 120.5435, 120.56, 120.69, 120.81, Florida Statutes.

A public hearing will be conducted by the District on November 20, 2025, at 4:00 p.m. at the Babcock Ranch Filed House Cafeteria, 43281 Cypress Parkway, Babcock Ranch, Florida 33982. A copy of the Proposed Rules may be obtained by contacting the District Manager, Craig Wrathell, at 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431, (561)571-0010, or by visiting the District’s website at <http://www.babcockranchliving.com/153/Independent-Special-District>.

Cindy Cerbone, District Manager

Babcock Ranch Community Independent Special District

Publication date: October 10, 2025

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.
