

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.: **RULE TITLES:**
6A-1.094121 Mental and Emotional Health Education
6A-1.094122 Substance Use and Abuse Health Education
6A-1.094123 Child Trafficking Prevention Education
6A-1.094124 Required Instruction Reporting

PURPOSE AND EFFECT: This rule development will consider revising submission procedures for school districts to plan and document delivery of required instruction related to s. 1003.42(2), F.S., for grades K-12 students. An online portal used by 69 districts in 2020 (when it was optional) will now be required for annual plans and the annual report and additional changes may be considered. These three rules: 6A-1.094121, 6A-1.094122 and 6A-1.094123, F.A.C. will be consolidated into Rule 6A-1.094124, F.A.C. These three rules will then be repealed.

SUBJECT AREA TO BE ADDRESSED: Required instruction; all K-12 subject areas.

RULEMAKING AUTHORITY: 1001.02(2)(n), 1003.42(2), FS.

LAW IMPLEMENTED: 1003.42, FS.

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: September 25, 2020 at 11:00 a.m. EDT.

PLACE:

<https://attendee.gotowebinar.com/register/953545271366261263>.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michael DiPierro, Director of Standards, Bureau of Standards and Instructional Support; Michael.DiPierro@fldoe.org or (850)245-9773. 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, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Draft language will be posted prior to September 25th at <https://web02.fldoe.org/rules>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: **RULE TITLE:**
61G5-20.0015 Performance of Cosmetology or Specialty Services Outside a Licensed Salon

PURPOSE AND EFFECT: The rule amendment is intended to clarify the statutory changes set forth in HB 1193.

SUBJECT AREA TO BE ADDRESSED: This rule amendment pertains to cosmetology or specialty services performed outside a licensed salon.

RULEMAKING AUTHORITY: 477.016, 477.025(2), 477.0263(2),(4), 477.0135(4) FS.

LAW IMPLEMENTED: 477.025(2), 477.0263(2), (4), 477.0135(4) 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: Krista Woodard, Executive Director, Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399-0783, Krista.Woodard@dbpr.state.fl.us.

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:**
64B18-11.001 Application for Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the revised application.

SUBJECT AREA TO BE ADDRESSED: Podiatric Physician Application for Licensure and Examination.

RULEMAKING AUTHORITY: 456.013, 461.005 FS.

LAW IMPLEMENTED: 456.013, 456.017(1)(c), 456.048, 456.0635, 456.0135, 461.006, 465.0276 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: Janet Hartman, Executive Director, Board of Podiatric Medicine,

4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708; Janet.Hartman@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:
64B18-12.008 Registration Fee for Dispensing Practitioners

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the revised application.

SUBJECT AREA TO BE ADDRESSED: Podiatric Application for Dispensing Practitioner Registration.

RULEMAKING AUTHORITY: 461.005, 456.0276(2) FS.

LAW IMPLEMENTED: 465.0276(2) 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: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; Janet.Hartman@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:
64B18-16.005 Content of Residency Program - Reports

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the revised application.

SUBJECT AREA TO BE ADDRESSED: Podiatric Resident Hospital Program Report Form.

RULEMAKING AUTHORITY: 461.005, 461.014(4) FS.

LAW IMPLEMENTED: 461.014(1)(d) FS., Chapter 2005-98, Laws of Florida

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: Janet

Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; Janet.Hartman@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:
64B18-16.006 Registration Requirements of Podiatric Residents

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the revised application.

SUBJECT AREA TO BE ADDRESSED: Podiatric Resident Application for Resident Registration.

RULEMAKING AUTHORITY: 461.005, 461.014(4) FS.

LAW IMPLEMENTED: 456.013, 456.0635, 461.014 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: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708; Janet.Hartman@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:
64B18-24.001 Initial Certification for Podiatric X-Ray Assistants

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the revised applications.

SUBJECT AREA TO BE ADDRESSED: Certified Podiatric X-Ray Assistant Application for Licensure and Certified Podiatric X-Ray Assistant Update Supervisor Form.

RULEMAKING AUTHORITY: 461.005, 461.0135 FS.

LAW IMPLEMENTED: 456.013, 456.013(2), 456.025(1), 456.0635, 461.003(2), 461.0135 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: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708; Janet.Hartman@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.: 64B18-24.002
 RULE TITLE: Board Approval of Podiatric X-ray Assistant Training Course and Examination Providers

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the revised application.

SUBJECT AREA TO BE ADDRESSED: Podiatric X-Ray Assistant Application for Training Course and Examination Provider Approval.

RULEMAKING AUTHORITY: 461.005, 461.0135 FS.

LAW IMPLEMENTED: 456.067, 461.0135 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: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; Janet.Hartman@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 BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-18.012
 RULE TITLE: Other Board Business for Which Compensation is Allowed

PURPOSE AND EFFECT: The purpose of the amendment is to update and clarify the rule language.

SUMMARY: Update the rule 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: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 455.207 FS., Ch. 81-302, § 28, Laws of Florida.

LAW IMPLEMENTED: 455.207 FS., Ch. 81-302, § 28, Laws of Florida.

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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850)521-0500, or by email: zraybon@fbpe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-18.012 Other Board Business for Which Compensation is Allowed.

The following are considered to be other business involving the Board as required by Section 455.207(4), F.S.:

- (1) through (2) No change.
- (3) Where a Board member has been requested by the Secretary of the Department, the Executive Office of the Governor, or the Chair of a Legislative Committee to participate in a meeting or hearing.
- (4) No change.
- ~~(5) Any telephone conference calls.~~

~~(5)(6)~~ All activity of Board members, if authorized by the Board, when grading, proctoring or reviewing examinations given by FEMC.

~~(6)(7)~~ All participation in Board authorized meetings with professional associations of which the Board is a member or invitee. This would include all meetings of national associations of registration Boards of which the Board is a member as well as Board authorized participation in meetings of national or professional associations or organizations involved in educating, regulating or reviewing the profession over which the Board has statutory authority.

~~(7)(8)~~ No change.

(8) No later than December 31, 2024, the Board shall review and consider amendment, modification, or repeal of this rule if review determines this rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs.

Rulemaking Specific Authority 455.207 FS., Ch. 81-302, § 28, Laws of Florida. Law Implemented 455.207 FS., Ch. 81-302, § 28, Laws of Florida. History— New 11-2-81, Formerly 21H-18.12, 21H-18.012, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 4, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 27, 2020

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-22.009
RULE TITLE: Exemptions from Continuing Education Requirements

PURPOSE AND EFFECT: The purpose of the amendment is to update the exemptions from continuing education requirements for new licensees.

SUMMARY: Updates exemptions from CE requirements for initial biennial renewal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 455.213(7), 471.017(3), 471.019 FS.

LAW IMPLEMENTED: 455.213(6), 455.2179, 471.017(3) 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850)521-0500, or by email: zraybon@fbpe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-22.009 Exemptions from Continuing Education Requirements.

(1) Licensees who have passed a Principles and Practices of Engineering Examination and become licensed in Florida during the current biennium achieved licensure by examination, shall be exempt from continuing education requirements for that same biennium their first renewal period. This exemption does not apply to licensees by endorsement, licensees who directly registered for examination with NCEES, or to licensees upon reinstatement of previously void licenses. This exemption does not apply to the requirement of Section 471.0195, F.S., regarding Advanced Building Code training.

(2) through (3) No change.

(4) Any licensee who is a member of the United States Armed Forces and maintains Florida licensure pursuant to section 455.02, F.S.

(5) No later than December 31, 2024, the Board shall review and consider amendment, modification, or repeal of this rule if review determines this rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs.

Rulemaking Authority 455.213(7), 471.017(3), 471.019 FS. Law Implemented 455.213(6), 455.2179, 471.017(3) FS. History--New 9-16-01, Amended 12-29-19, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 4, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 27, 2020

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:
61G15-23.002 Seals Acceptable to the Board
PURPOSE AND EFFECT: To clarify the minimum size requirement of a wet, embossed, or digitally created seal.
SUMMARY: The amendment clarifies the 1 7/8” minimum seal size is established for the document’s native format; it may be scaled in enlarged/reduced document sizes.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

Any person who wishes to provide information regarding a statement

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: 471.008, 471.033(2) FS.
LAW IMPLEMENTED: 471.025, 471.033(1)(a) 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850)521-0500, or by email: zraybon@fbpe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-23.002 Seals Acceptable to the Board.

(1) No change.

(2) Wet Seals, Embossing Seals and Digitally Created Seals shall be a minimum of 1-7/8 inches in diameter and shall be of a design similar to those set forth in subsections (a), (b) and (c) below. When utilizing Digitally Created Seals, the requirement of a minimum diameter of 1-7/8 inches shall be met when the image is represented in native (unreduced) document size.

(a) through (d) No change.

Rulemaking Authority 471.025, 471.033(2) FS. Law Implemented 471.025, 471.033(1)(a) FS. History--New 1-8-80, Amended 1-20-85, Formerly 21H-23.02, Amended 5-14-86, Formerly 21H-23.002, Amended 11-15-94, 8-18-98, 2-3-00, 2-22-01, 2-5-04, 1-31-08, 5-6-09, 11-3-15, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 5, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 27, 2020

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NOS.: RULE TITLES:
61G15-35.0021 Definitions
61G15-35.003 Qualification Program for Special Inspectors of Threshold Buildings

PURPOSE AND EFFECT: The purpose of the amendment is to update the required certifications for Special Inspectors of Threshold Buildings and to establish a new certification for Special Inspectors of Threshold Buildings (Limited).

SUMMARY: Updates rule language and establishes an additional certification.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 471.008, 471.015(7) FS.

LAW IMPLEMENTED: 471.015(7), 553.79(50)(a) 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850)521-0500, or by email: zraybon@fbpe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-35.0021 Definitions

(1) “Special Inspectors of Threshold buildings,” also referred to as “Threshold Inspectors,” can perform inspections on all threshold buildings or perform any other services authorized by Section 553.79(5)(a), F.S.

(2) “Special Inspectors of Threshold buildings (Limited),” also referred to as “Threshold Inspectors (Limited),” can only perform inspections on the Alterations, Restoration, Repair, and/or Rehabilitation of threshold buildings and are not permitted to do inspections on new construction of threshold buildings.

(3) “Threshold Building” is as defined by the Florida Building Code, section 553.71(12), F.S.

(4) No later than December 31, 2024, the Board shall review and consider amendment, modification, or repeal of this rule if review determines this rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs.

Rulemaking Authority 471.008, 471.015(7) FS. Law Implemented 471.015(7), 553.79(5)(a) FS. History–New

61G15-35.003 Qualification Program for Special Inspectors of Threshold Buildings and Special Inspectors of Threshold Buildings (Limited).

(1) Special Inspectors of Threshold Buildings: The minimum qualifying criteria for Special Inspectors of Threshold Buildings, also referred to as Threshold Inspectors, established by the Board shall be as follows:

(a) No Change.

(b) Licensed professional engineers whose principal practice is structural engineering shall also have three (3) years of experience in performing structural field inspections on Threshold Buildings or equivalent pursuant to a threshold/special inspection plan relevant to the work performed and two (2) years of experience in the structural design of threshold buildings. For the purpose of these criteria, structural design and/or inspection shall mean the design and/or inspection of all structural components of the building and shall not be limited to specific structural components only, such as foundations, prestressed or post-tensioned concrete, etc.

(c) No change.

(2) Special Inspectors of Threshold Buildings Limited

(a) To implement section 553.79, F.S., the Board hereby establishes the certification of Special Inspectors of Threshold Buildings (Limited), also referred to as “Special Inspectors (Limited)” or “S.I. (Limited).” Any licensee holding this certification may serve as the Special Inspector / Threshold Building Inspector for any project involving the alteration, restoration, repair, rehabilitation, or renovation of components of an existing Threshold Building, when such project does not involve new construction or major structural re-design of all components and is generally governed by Florida Building Code - Existing Buildings. Licensees who wish to serve as Special Inspectors for new construction, major re-design, or major structural modifications or changes or buildings with substantial structural damage must be certified pursuant to subsection (1), above.

(b) The minimum qualifying criteria for Special Inspectors (Limited) are established by the Board to be as follows:

1. Three (3) years of experience in performing structural field inspections on Threshold Buildings, components thereof, or equivalent pursuant to a threshold/special inspection plan relevant to the work performed and two (2) years of experience in the structural design of repairs to components of threshold buildings. For the purpose of these criteria, examples of structural components include, but are not limited to, prestressed or post-tensioned concrete, balconies, exterior walls, etc.

2. Licensed professional engineers whose principal practice is structural field inspections shall have five (5) years of experience in performing structural field inspections on Threshold Buildings or equivalent pursuant to a threshold/special inspection plan relevant to the work performed and possess each of the certifications identified in paragraph 61G15-35.004(2)(f), F.A.C., at the time of application.

(3) Application For Special Inspector of Threshold Buildings.

(a) through (b) No change.

(c) Applications shall contain the following basic information pertaining to the applicant:

1. through 2. No change.

3. A list of projects submitted for experience credit.

a. No change.

b. Credible experience. The Board will only grant experience for work on projects identified pursuant to sub-paragraph (2)(c)3.a. For projects with overlapping time periods, the total amount of time claimed for all projects, including design and/or inspection activities, cannot exceed one hundred percent (100%) of the applicant's time during the period claimed. Experience is based on a forty (40) hour per week full time employment in engineering basis. No additional experience credit is allowed for overtime work in excess of 40 hours, nor is experience credit allowed during periods when the applicant was not employed full time in the practice of engineering (for example, construction management unrelated to design or inspection of the project).

c. No change.

4. through 6. No change.

(d) No change.

(4) Special Inspectors of Threshold Buildings (Limited).

(a) The instructions and application form for Special Inspectors of Threshold Buildings (Limited), Form FBPE/011 (08/20) is hereby incorporated by reference, "Application for Special Inspector of Threshold Buildings (Limited) Certification." Copies of Form FBPE/011 may be obtained from the Board office or by downloading it from the internet website www.fbpe.org/licensure/application-process or at <https://www.flrules.org/Gateway/reference.asp?No=Ref->.

(b) All applications for certification as a Special Inspector of Threshold Buildings (Limited) shall be submitted to the Board on Form FBPE/011.

(c) Applications shall contain the following basic information pertaining to the applicant:

1. Name.

2. Florida license number.

3. A list of projects submitted for experience credit.

a. Project descriptions. For each project identified, the following shall be clearly listed:

(I) The beginning and ending experience dates.

(II) The time spent on design or inspection work, expressed as a percentage of the applicant's total work time; and.

(III) A description of work performed sufficient to clearly demonstrate that the minimum qualification criteria have been met, including the components designed or inspected and details of the threshold/special inspection plan.

b. Credible experience. The Board will only grant experience for work on projects identified pursuant to sub-paragraph (4)(c)3.a. For projects with overlapping time periods, the total amount of time claimed for all projects, including design and/or inspection activities, cannot exceed one hundred percent (100%) of the applicant's time during the period claimed. Experience is based on a forty (40) hour per week full time employment in engineering basis. No additional experience credit is allowed for overtime work in excess of 40 hours, nor is experience credit allowed during periods when the applicant was not employed full time in the practice of engineering (for example, construction management).

c. All experience claimed must be verified. For design work, experience must be verified by the Engineer of Record. If the applicant is the Engineer of Record for the project, the applicant's work must be verified by another professional engineer knowledgeable about the applicant's design work on the project, such as a colleague, supervisor, team member, etc. Field inspection experience must be verified by the Special Inspector for the project.

4. Letters of recommendation from three registered professional engineers whose principal practice is structural engineering or restoration/repair work on Threshold Buildings in the State of Florida, one of whom must be certified as a Special Inspector.

5. The signature, date and seal by the applicant attesting to the competency of the applicant to perform inspections on components of threshold buildings; and,

6. Completed form FBPE/011.

(d) Upon a determination that the application contains all of the information requested by these rules, review of the application shall be scheduled for consideration by the Board. Such applications may be approved, rejected or deferred for further information by the Board. If the Board defers an application for additional information, it shall notify the applicant of the information needed. Applicants shall be notified in writing of the Board's actions as soon as practicable and, in the case of rejected applications, the Board shall set forth the reasons for such rejection.

(5)(3) Roster of Special Inspectors. The Board shall maintain a roster of all persons certified as Special Inspectors or Special Inspectors (Limited) pursuant to the criteria established in these rules and the law. The roster shall be made available to interested parties upon request. The roster shall be

updated on a continuing basis and additions or deletions to the latest published roster may be verified by contacting the Board office.

(6) Any Florida Professional Engineer certified as a Special Inspector (Limited) may apply at any time for certification as a Special Inspector of Threshold Buildings, by following the provisions outlined in subsection (3), above. If the applicant is so certified, the Board shall cancel the Special Inspector (Limited) certification and update the roster to reflect the applicant is certified as a Special Inspector of Threshold Buildings.

~~(7)(4)~~ No later than December 31, 2024, the Board shall review and consider amendment, modification, or repeal of this rule if review determines this rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs.

Rulemaking Authority 471.008, 471.015(7) FS. Law Implemented 471.015(7), 553.79(5)(a) FS. History—New 4-19-01, Amended 7-7-02, 4-5-04, 11-29-04, 2-4-13, 2-28-16, 6-6-16, 6-26-17, 4-8-18, 12-27-18, 5-31-20,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 4, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 27, 2020

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-4.029
RULE TITLE: Registration as a Dispensing Physician; Delegation of Dispensing to Prescribing Physician Assistants

PURPOSE AND EFFECT: The proposed rule amendments are intended to incorporate the revised physician dispensing and physician assistant dispensing forms into the rule.

SUMMARY: The proposed rule amendments incorporate the revised physician dispensing and physician assistant dispensing forms into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the

statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 458.309, 465.0276 FS.

LAW IMPLEMENTED: 465.0276, 458.347(4)(e) 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: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253, or by email at claudia.kemp2@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-4.029 Registration as a Dispensing Physician; Delegation of Dispensing to Prescribing Physician Assistants.

A physician may dispense drugs to his or her patient in the regular course of his or her practice provided that the physician is registered as a dispensing physician with the Board of Medicine. In order to register as a dispensing physician, the physician must:

(1) Submit application to the Board on form DH-MQA 1070, entitled "~~Medical Doctor Physician~~ Dispensing Registration," ~~(8/20) (7/11)~~, which is hereby incorporated by reference and available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-00780>, or the Board of Medicine's website at http://www.doh.state.fl.us/mqa/medical/me_applicant.html;

(2) Comply with the provisions of section 465.0276, F.S., regarding dispensing physicians; and,

(3) Pay the registration fee as set forth in rule 64B8-3.006, F.A.C.

(4) Pursuant to Section 458.347(4)(e), F.S., a dispensing physician who supervises a Florida-licensed prescribing

physician assistant has the authority to delegate to the prescribing physician assistant the dispensing of any medication used in the supervising physician’s practice unless such medication is listed in the formulary set forth in rule 64B8-30.008, F.A.C. The delegation of dispensing to the prescribing physician assistant must be documented with the Board of Medicine by completing form DH-MQA 1240, entitled “~~Dispensing~~ Physician Assistant Dispensing Registration,” (8/20) ~~(8/10)~~, which is hereby incorporated by reference and available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-11217> or the Board of Medicine’s website at https://flboard_of_medical.gov/forms/pa-disp-form.pdf. No fee is required for the delegation of dispensing to physician assistants.

Rulemaking Authority 458.309, 465.0276 FS. Law Implemented 465.0276, 458.347(4)(e) FS. History—New 3-24-10, Amended 12-6-10, 12-27-11, 10-29-19, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules/Legislative Committee, Board of Medicine
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 27, 2020.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-8.001
 RULE TITLE: Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposed rule amendments address violations for telehealth registrants, clarify other existing disciplinary guidelines and set forth additional violations and penalties in response to recent legislation.

SUMMARY: The proposed rule amendments address violations for telehealth registrants, clarify other existing disciplinary guidelines and set forth additional violations and penalties in response to recent legislation.

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, 456.47(7), 458.309, 458.331(5) FS.

LAW IMPLEMENTED: 381.986(3)(a), 456.47, 456.50(2), 456.0575, 456.072, 456.079, 458.331(5) 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: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253, or by email at claudia.kemp2@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-8.001 Disciplinary Guidelines.

(1) Purpose. Pursuant to Section 456.079, F.S., the Board provides within this rule disciplinary guidelines which shall be imposed upon applicants or licensees whom it regulates under Chapter 458, F.S., or telehealth providers registered under section 456.47(4), F.S. The purpose of this rule is to notify applicants and licensees of the ranges of penalties which will routinely be imposed unless the Board finds it necessary to deviate from the guidelines for the stated reasons given within this rule. The ranges of penalties provided below are based upon a single count violation of each provision listed; multiple counts of the violated provisions or a combination of the violations may result in a higher penalty than that for a single, isolated violation. Each range includes the lowest and highest penalty and all penalties falling between, including appropriate continuing medical education (CME). For telehealth registrants, a suspension may be accompanied by a corrective action plan that addresses the conduct which resulted in the underlying disciplinary violations. The Board may require a

corrective action plan to be completed prior to reinstatement of the suspended registration or the corrective action plan may follow a suspension for a definite term. The purposes of the imposition of discipline are to punish the applicants or licensees for violations and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants or licensees from violations.

(2) Violations and Range of Penalties. In imposing discipline upon applicants and licensees, in proceedings pursuant to Sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

RECOMMENDED RANGE OF PENALTY					
				FOR TELEHEALTH REGISTRANTS	
VIOLA TION	FIRST OFFE NSE	SECO ND OFFE NSE	THIR D OFFE NSE	FIRST OFFE NSE	SECO ND OR SUBSE QUEN T OFFE NSE
(a) Attempti ng to obtain, obtainin g or renewin g a license or certificat e by bribery, fraud or through an error of the Departm ent or the Board. (Section 458.331 (1)(a), F.S.) (Section 456.072 (1)(h), F.S.)					

1. Attempti ng to obtain an initial license by bribery or fraud.	1. Denial of applica tion and a \$10,00 0.00 fine.			<u>1.</u> <u>Denial</u> <u>of</u> <u>applic</u> <u>ation.</u>	
2. Attempti ng to renew a license by bribery or fraud.	2. Revoc ation of the license and payme nt of a \$5,000 .00 fine to revoca tion and a \$10,00 0.00 fine.	2. Revoc ation and a \$10,00 0.00 fine.		<u>2.</u> <u>Revoc</u> <u>ation</u>	<u>2.</u> <u>Revoca</u> <u>tion</u>
3. Obtainin g or renewin g a license by bribery or fraud.	3. Revoc ation of the license and payme nt of a \$5,000 .00 fine to revoca tion and a \$10,00 0.00 fine.	3. Revoc ation and a \$10,00 0.00 fine.		<u>3.</u> <u>Revoc</u> <u>ation</u>	<u>3.</u> <u>Revoca</u> <u>tion</u>
4. Obtainin g or renewin g a license through error of	4. Revoc ation.	4. Revoc ation.		<u>4.</u> <u>Revoc</u> <u>ation</u>	<u>4.</u> <u>Revoca</u> <u>tion</u>

the Department or the Board.					
(b) Action taken against license by another jurisdiction. (Section 458.331 (1)(b), F.S.; (Section 456.072 (1)(f), F.S., 456.47(4)(d), F.S.))	(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was origina	(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to revocation or denial of the license, and an administrative fine ranging from \$5,000.00 to \$10,000.00.		(b) <u>From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action</u>	(b) <u>From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to revocation or denial of the license.</u>

	lly taken, and an administrative fine ranging from \$1,000.00 to \$5,000.00.			<u>was originally taken.</u>	
1. Action taken against license by another jurisdiction relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. Revocation or in the case of application for licensure, denial of licensure, and a fine of \$10,000.00.			<u>1. Revocation or in the case of application for licensure, denial of licensure.</u>	
2. Action taken against license by another jurisdiction relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. A \$10,000.00 administrative fine and suspension of the license, followed by a period of probation <u>to</u>	2. Revocation or denial and a fine of \$10,000.00.		<u>2. A suspension of license with a corrective action plan to revocation.</u>	<u>2. Revocation or denial.</u>

	<u>revocation.</u>				
(c) Guilty of crime directly relating to practice or ability to practice. (Section 458.331 (1)(c), F.S.) (Section 456.072 (1)(c), F.S.)	(c) From probation to revocation or denial of the license, an administrative fine ranging from \$1,000.00 to \$10,000.00.	(c) From suspension to revocation or denial of the license, an administrative fine ranging from \$5,000.00 to \$10,000.00.		(c) <u>From a reprimand to revocation or denial.</u>	(c) <u>From suspension to revocation or denial.</u>
1. Involving a crime related to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. Revocation or in the case of application for licensure, denial of licensure and a fine of \$10,000.00			1. <u>Revocation or denial.</u>	
2. Involving a crime related to healthcare fraud in dollar amounts of	2. A \$10,000.00 administrative fine, compliance with any crimin	2. Revocation and a fine of \$10,000.00.		2. <u>Suspension of license with a corrective action plan to</u>	2. <u>Revocation.</u>

\$5,000.00 or less.	al probation, a reprimand and suspension of the license, followed by a period of probation <u>to revocation.</u>			<u>revocation.</u>	
(d) False, deceptive, or misleading advertising. (Section 458.331 (1)(d), F.S.)					
1. Negligent false, deceptive, or misleading advertising. (Section 458.331 (1)(d), F.S.)	1. From a letter of concern to one (1) year suspension or denial, to be followed by a period of probation, and an admini	1. From reprimand to up to one (1) year suspension or denial, to be followed by a period of probation, and an admini		1. <u>From a letter of concern to one (1) year suspension with a corrective action plan or denial.</u>	1. <u>From a reprimand to up to one (1) year suspension with a corrective action plan or denial.</u>

	strative fine from \$1,000.00 to \$5,000.00.	e fine from \$5,000.00 to \$10,000.00.			
2. Fraudulent false, deceptive or misleading advertising.	2. From reprimand to up to one (1) year suspension or denial, to be followed by a period of probation, to be followed by a period of probation, and an administrative fine of \$10,000.00.	2. From suspension, to be followed by a period of probation, up to revocation, and a fine of \$10,000.00.		<u>2. From reprimand to up to one (1) year suspension with a corrective action plan or denial.</u>	<u>2. From suspension with a corrective action plan to revocation.</u>
(e) Failure to report another licensee in violation . (Section 458.331 (1)(e), F.S.) (Section 456.072 (1)(i), F.S.)	(e) From a letter of concern to probation or denial, and an administrative fine from \$5,000.00 to \$1,000.00 to \$5,000.00.	(e) From probation to suspension or denial, and an administrative fine from \$5,000.00 to \$10,000.00.		(e) <u>From letter of concern to suspension with a corrective action plan or denial.</u>	(e) <u>From a suspension with a corrective action plan to revocation.</u>
(f) Aiding	(f) From	(f) From		(f) <u>From</u>	(f) <u>From</u>

unlicensed practice. (Section 458.331 (1)(f), F.S.) (Section 456.072 (1)(j), F.S.)	probation to revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00.	suspension, to be followed by a period of probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		<u>suspension with corrective action plan to revocation or denial.</u>	<u>suspension to revocation or denial.</u>
(g) Failure to perform legal obligation. (Section 458.331 (1)(g), F.S.) (Section 456.072 (1)(k), F.S.)	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a letter of concern to revocation or denial, and an	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation or denial, and an		(g) For <u>any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a letter of concern to revocation or denial, unless</u>	(g) For <u>any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation or denial, unless otherwise provide</u>

	administrative fine from \$1,000.00 to \$10,000.00, unless otherwise provided by law.	administrative fine from \$5,000.00 to \$10,000.00, unless otherwise provided by law.		<u>otherwise provided by law.</u>	<u>provided by law.</u>		of \$10,000.00.	administrative fine of \$10,000.00.				
1. Failing to register a laser device. (Section 456.072 (1)(d), F.S.)	1. If the device is an approved device, from an administrative fine of \$1,000.00 to \$5,000.00; if the device is not approved, from an administrative fine of \$5,000.00 to a suspension or denial, and an administrative fine	1. If the device is an approved device, from a reprimand to probation or restriction of practice, and an administrative fine of \$5,000.00 to \$10,000.00; if the device is not approved, from suspension to revocation and an administrative		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>		2. Continuing medical education (CME) violations. (Section 456.072 (1)(e), F.S.) (Section 456.072 (1)(s), F.S.)	2. Within twelve months of the date of the filing of the final order, the licensee must submit certified documentation of completion of all CME requirements for the period for which the citation was issued; prior to renewing the license for the next biennium, Respondent must	2. Within twelve months of the date of the filing of the final order, the licensee must submit certified documentation of completion of all CME requirements for the period for which the citation was issued; prior to renewing the license for the next biennium, Respondent must docum		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>

	document compliance with the CME requirements for the relevant period; AND:	ent compliance with the CME requirements for the relevant period; AND:				failure to document domestic violence and failure to document medical errors CME.					
a. Failure to document required HIV/AIDS and related infections of TB or domestic violence or medical errors CME, or substituted end-of-life care CME.	a. An administrative fine of \$500.00 to \$1,000.00.	a. A reprimand and an administrative fine of \$1,000.00 to \$5,000.00.		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>	c. Failure to document some, but not all CME hours.	c. An administrative fine of \$100.00 per hour not documented.	c. A reprimand and an administrative fine of \$500.00 per hour not documented.		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
b. Failure to document required HIV/AIDS and related infections of TB and	b. An administrative fine of \$1,000.00 to \$2,000.00.	b. A reprimand and an administrative fine of \$5,000.00 to \$10,000.00.		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>	d. Failure to document any CME hours.	d. A reprimand and an administrative fine from \$5,000.00 to \$10,000.00	d. Suspension until documentation of completion, a reprimand and an administrative fine of \$10,000.00.		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
						3. Failing to comply					

with the requirements for profiling and credentialing. (Section 456.039, F.S.); (Section 456.072 (1)(w), F.S.); (Section 458.319, F.S.);					
a. Involving a violation of any provision of Chapter 456, F.S., for failing to comply with the requirements for profiling and credentialing, by failing to timely provide updated information, on a profile, credentialing, or initial or renewal licensur	a. If the licensee complies within six (6) months of the violation, then an administrative fine of up to \$2,000.00; if compliance after six (6) months, an administrative fine of up to \$5,000.00 and	a. If the licensee complies within six (6) months of the violation, then a reprimand and an administrative fine from \$5,000.00 to \$10,000.00; if compliance after six (6) months, from suspension to revoca		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>

e application, not appropriate for a notice of noncompliance.	a reprimand.	tion and an administrative fine of \$10,000.00.			
b. Involving violations of any provision of chapter 456, F.S., for making misleading, untrue, deceptive or fraudulent representations on a profile, credentialing, or initial or renewal licensur e applicati on.				<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>

<p>(I) Negligently making misleading or untrue representations on a profile, credentialing, or initial licensure or renewal application.</p>	<p>(I) From a \$1,000.00 fine and 3 hours CME on ethics to suspension, to be followed by a period of probation, and a reprimand, and a \$5,000.00 administrative fine.</p>	<p>(I) From suspension, to be followed by a period of probation, and a reprimand, and a \$10,000.00 fine to revocation or denial.</p>		<p><u>Not applicable to telehealth registrants.</u></p>	<p><u>Not applicable to telehealth registrants.</u></p>
<p>(II) Fraudulently making misleading, deceptive or fraudulent representations on a profile, credentialing, or initial licensure or renewal</p>	<p>(II) Referral to State Attorney for prosecution pursuant to sections 456.067 and 456.066, F.S., and from suspension, to be followed</p>	<p>(II) Referral to State Attorney for prosecution and revocation or denial and a \$10,000.00 fine.</p>		<p><u>Not applicable to telehealth registrants.</u></p>	<p><u>Not applicable to telehealth registrants.</u></p>

<p>application.</p>	<p>ed by a period of probation, and a reprimand and a \$10,000.00 fine to revocation or denial and a \$10,000 fine.</p>				
<p>4. Failing to report to the board within 30 days after the licensee has been convicted of a crime in any jurisdiction. Convictions prior to the enactment of this section not reported in writing to the board, on or before October 1, 1999.</p>	<p>4. From an administrative fine of \$2,000.00 to a fine of \$5,000.00 and a reprimand or denial.</p>	<p>4. From suspension, to be followed by a period of probation to revocation and an administrative fine from \$5,000.00 to \$10,000.00.</p>		<p><u>4. From a letter of concern to a reprimand or denial.</u></p>	<p><u>4. From suspension to revocation.</u></p>

(Section 456.072 (1)(x), F.S.)					
5. Failing to comply with obligations regarding ownership and control of medical records, patient records; report or copies of records to be furnished. (Section 456.057, F.S.)	5. From a letter of concern to two (2) years suspension followed by probation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.	5. From a reprimand to two (2) years suspension followed by probation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.		<u>5. From a letter of concern to two (2) years suspension with corrective action plan or denial.</u>	<u>5. From a reprimand to two (2) years suspension with corrective action plan.</u>
6. Failing to maintain confidentiality of communication between a patient and a psychiatrist. (Section 456.059, F.S.)	6. From a \$5,000.00 administrative fine and a reprimand to suspension, to be followed by a period of probation, and a	6. From suspension, to be followed by a period of probation, to revocation or denial.		<u>6. From a reprimand to suspension with corrective action plan or denial.</u>	<u>6. From suspension to revocation.</u>

	\$10,000.00 administrative fine or denial.				
7. Failing to report final disposition of professional liability claims and actions. (Section 456.049, F.S.)	7. If the licensee complies within six (6) months of the violation then an administrative fine of up to \$2,000.00; if compliance after six (6) months, an administrative fine of up to \$5,000.00 and a reprimand.	7. If the licensee complies within six (6) months of the violation, then a reprimand and an administrative fine from \$5,000.00 to \$10,000.00; if compliance after six (6) months, an administrative fine of up to \$5,000.00 and a reprimand followed by a period of probation, to revocation and an administrative		<u>7. If the licensee complies within six (6) months of the violation then a letter of concern; if compliance after six (6) months, a reprimand.</u>	<u>7. If the licensee complies within six (6) months of the violation then a reprimand; if compliance after six (6) months, from suspension to revocation.</u>

		e fine of \$10,000.00.			
8. Failing to disclose financial interest to patient. (Section 456.052, F.S.)	8. A refund of fees paid by or on behalf of the patient and from an administrative fine of \$1,000.00 and an administrative fine of \$5,000.00 to a reprimand, and an administrative fine of \$10,000.00.	8. A refund of fees paid by or on behalf of the patient and from restriction of practice, and an administrative fine of \$5,000.00 to a reprimand, and an administrative fine of \$10,000.00.		8. <u>A refund of fees paid by or on behalf of the patient and a letter of concern to a reprimand.</u>	8. <u>A refund of fees paid by or on behalf of the patient and a reprimand to a suspension.</u>
9. Failing to comply with the requirements for qualified physicians or medical directors required by Section	9. A letter of concern, and an administrative fine of \$1,000.00 to probation and an administrative	9. A reprimand, and an administrative fine of \$5,000.00 to revocation and an administrative fine of		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>

381.986 (3), F.S. (Section 456.072 (1)(k), F.S.)	e fine of \$5,000.00.	\$10,000.00.			
(h) Filing a false report or failing to file a report as required. (Section 458.331 (1)(h), F.S.) (Section 456.072 (1)(l), F.S.)					
1. Negligently filing a false report or failing to file a report as required.	1. From a letter of concern or denial to one (1) year probation, and an administrative fine from \$1,000.00 to \$5,000.00.	1. From one (1) year probation to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		<u>1. From a letter of concern to a reprimand or denial.</u>	<u>1. From a reprimand to revocation.</u>
2. Fraudulently filing a false report or failing	2. From one (1) year probation to revoca	2. From suspension, to be followed by a		<u>2. From a reprimand to revocation or denial.</u>	<u>2. From suspension to revocation.</u>

to file a report as required .	tion or denial and a \$10,000.00 fine.	period of probation, to revocation and a \$10,000.00 fine.			
3. Involving health care fraud in dollar amounts in excess of \$5,000.00.	3. Revocation or in the case of application for licensure, denial of licensure, and a \$10,000.00 fine.				
4. Involving health care fraud in dollar amounts of \$5,000.00 or less.	4. A \$10,000.00 administrative fine, suspension of the license ; followed by a period of probation.	4. Revocation and a \$10,000.00 fine.			
(i) Kickbacks or split fee	(i) A refund of fees paid by or	(i) A refund of fees paid by or on		(i) A refund of fees paid by or	(i) A refund of fees paid by or on

arrange ments. (Section 458.331 (1)(i), F.S.); (Section 456.054, F.S.)	on behalf of the patient , and from six (6) months suspension, to be followed by a period of probation, to revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00.	behalf of the patient , and from a two (2) year suspension, to be followed by a period of probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		<u>on behalf of the patient , and from six (6) months suspension with a correct ive action plan, to revocation or denial.</u>	<u>behalf of the patient, and from a two (2) year suspension with a correct ive action plan, to revocation.</u>
(j) Sexual misconduct (Section 458.331 (1)(j), F.S.); (Section 458.329, F.S.); (Section 456.072 (1)(v), F.S.)	(j) From one (1) year suspension to be followed by a period of probation and a reprimand, and an administrative fine of	(j) Revocation.		<u>(j) From one (1) year suspension with a correct ive action plan, and a reprimand, to revocation or denial.</u>	<u>(j) Revocation.</u>

	\$5,000.00 to revocation or denial and an administrative fine of \$10,000.00.				
(k) Deceptive, untrue, or fraudulent representations in the practice of medicine. (Section 458.331 (1)(k), F.S.); (Sections 456.072 (1)(a), (m), F.S.)	(k) From probation to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.	(k) From suspension, to be followed by a period of probation, to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.		<u>(k) From a reprimand to revocation or denial.</u>	<u>(k) From suspension with a corrective action plan, to revocation.</u>
1. Deceptive, untrue, or fraudulent representations in the practice of medicine involv	1. Revocation or in the case of application for licensure, denial of licensure.	1. Revocation or denial and payment of a \$10,000.00 fine.			

g health care fraud in dollar amounts in excess of \$5,000.00.					
2. Deceptive, untrue, or fraudulent representations in the practice of medicine involving health care fraud in dollar amounts of \$5,000.00 or less.	2. A \$10,000.00 administrative fine, suspension of the license, followed by a period of probation.	2. Revocation.			
(l) Improper solicitation of patients. (Section 458.331 (1)(l), F.S.)	(l) From one (1) year suspension, to be followed by a period of probation, to revocation or denial and an admini	(l) From one (1) year suspension, to be followed by a period of probation, to revocation or denial and an admini		<u>(l) From one (1) year suspension with a corrective action plan, to revocation or denial.</u>	<u>(l) From suspension with a corrective action plan, to revocation.</u>

	strative fine from \$1,000.00 to \$10,000.00.	strative fine from \$5,000.00 to \$10,000.00.			
(m) Failure to keep appropriate written medical records. (Section 458.331(1)(m), F.S.; 456.47(3), F.S.)	(m) From a reprimand to denial or two (2) years suspension followed by probation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.	(m) From probation to suspension followed by probation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.		(m) <u>From a reprimand to two (2) years suspension with a corrective action plan or denial.</u>	(m) <u>From six (6) month suspension with a corrective action plan to (2) years suspension with a corrective action plan.</u>
1. Failure to keep appropriate written medical records involving health care fraud in dollar amounts in excess of \$5,000.00.	1. Revocation or in the case of application for licensure, denial of licensure.	1. Revocation or denial and payment of a \$10,000.00 fine.			
2. Failure	2. A \$10,000	2. Revoc			

to keep appropriate written medical records involving health care fraud in dollar amounts of \$5,000.00 or less.	0.00 administrative fine, suspension of the license, followed by a period of probation.	ation or denial.			
(n) Exercising influence on patient for financial gain. (Section 458.331(1)(n), F.S.); (Section 456.072(1)(n), F.S.)	(n) Payment of fees paid by or on behalf of the patient and from probation to denial or two (2) years suspension, to be followed by a period of probation, or denial and an administrative fine from \$5,000.00 to	(n) Payment of fees paid by or on behalf of the patient and from suspension, to revocation or denial and an administrative fine of \$10,000.00.		(n) <u>Payment of fees paid by or on behalf of the patient and from three (3) month suspension with a corrective action plan to two (2) years suspension with a corrective action plan or denial.</u>	(n) <u>Payment of fees paid by or on behalf of the patient and from two (2) year suspension to revocation or denial.</u>

	\$10,000.00.				
(o) Improper advertising of pharmacy. (Section 458.331 (1)(o), F.S.)	(o) From a reprimand and \$250.00 fine or denial to one year probation, to be followed by a period of probation, and an administrative fine from \$250.00 to \$5,000.00.	(o) From probation, to suspension, to be followed by a period of probation, or denial and an administrative fine of \$5,000.00 to \$10,000.00.		(o) <u>From a reprimand and to suspension to with a corrective action plan or denial.</u>	(o) <u>From one (1) month suspension with a corrective action plan to six (6) month suspension to be followed by a corrective action plan.</u>
(p) Performing professional services not authorized by patient. (Section 458.331 (1)(p), F.S.)	(p) From a reprimand or denial to two (2) years suspension, to be followed by a period of probation or denial and an administrative fine of \$5,000.00 to \$10,000.00.	(p) From probation, to revocation or denial and an administrative fine of \$5,000.00 to \$10,000.00.		(p) <u>From a reprimand and or denial to two (2) years suspension with a corrective action plan or denial.</u>	(p) <u>From suspension with a corrective action plan to revocation or denial.</u>

	strative fine from \$1,000.00 to \$10,000.00.				
(q) Inappropriate or excessive prescribing. (Section 458.331 (1)(q), F.S.)	(q) From one (1) year probation to revocation or denial and an administrative fine from \$1,000.00 to 10,000.00.	(q) From suspension, to be followed by a period of probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		(q) <u>From a three (3) month suspension with a corrective action plan to revocation or denial.</u>	(q) <u>From one (1) year suspension with a corrective action plan, revocation or denial.</u>
(r) Prescribing or dispensing of a scheduled drug by the physician to himself. (Section 458.331 (1)(r), F.S.)	(r) From one (1) year probation to revocation or denial and an administrative fine from \$1,000.00 to \$5,000.00, and a mental and	(r) From suspension, to be followed by a period of probation, to revocation or denial and an administrative fine from \$5,000.00 to		(r) <u>From a 14 day suspension with a corrective action plan to revocation and a mental and physical examination.</u>	(r) <u>From a 3 month suspension with a corrective action plan, to revocation and a mental and physical examination.</u>

	physical examination.	\$10,000.00, and a mental and physical examination.			
(s) Inability to practice medicine with skill and safety. (Section 458.331 (1)(s), F.S)	(s) From probation, to denial or indefinite suspension until license is able to demonstrate ability to practice with reasonable skill and safety followed by probation, <u>or denial</u> and an administrative fine from \$1,000.00 to \$5,000.00.	(s) From indefinite suspension, followed by probation, to suspension for a minimum of five (5) years or until license is able to demonstrate ability to practice with reasonable skill and safety followed by probation, and safety followed by probation, and an administrative fine from \$1,000.00 to \$5,000.00.	(s) <u>From indefinite suspension with corrective action plan and until license is able to demonstrate ability to practice with reasonable skill and safety to suspension for a minimum of one (1) year and until license is able to demonstrate</u>	(s) <u>From indefinite suspension with a corrective action plan, to suspension for a minimum of five (5) years and until license is able to demonstrate ability to practice with reasonable skill and safety.</u>	

		.00 to \$10,000.00.		<u>ability to practice with reasonable skill and safety or denial.</u>	
(t) Failure to practice medicine in accordance with appropriate level of care, skill and treatment recognized in general law related to the practice of medicine. (Section 456.50(1)(g), F.S.); (Section 458.331 (1)(t), F.S. ; 456.47(2)(a), F.S.)	(t) From one (1) year probation to revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00.	(t) From two (2) years probation to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		(t) <u>From three (3) month suspension with corrective action plan to revocation or denial</u>	(t) <u>From six (6) month suspension with corrective action plan to revocation.</u>
1. Gross Malpractice.	1. From one (1) year	1. From suspension, to		<u>1. From one (1) year</u>	<u>1. From two (2) year suspens</u>

	suspension followed by three (3) years probation to revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00 and license shall be subject to reexamination.	be followed by a period of probation or denial to revocation or denial and an administrative fine of \$5,000.00 to \$10,000.00; and an evaluation or reexamination by a physician an evaluation program approved by the Board.		<u>suspension with a corrective action plan, to revocation or denial.</u>	<u>ion with a corrective action plan to revocation.</u>	(u) Performing of experimental treatment without informed consent. (Section 458.331 (1)(u), F.S.)	(u) From one (1) year suspension, to be followed by a period of probation; to revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00.	(u) Revocation or denial.		<u>(u) From one (1) year suspension with a corrective action plan to revocation or denial.</u>	<u>(u) Revocation or denial.</u>
						(v) Practicing beyond scope permitted. (Section 458.331 (1)(v), F.S.); (Section 456.072 (1)(o), F.S.)	(v) From two (2) years suspension; to revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00.	(v) From <u>three (3) year</u> suspension to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		<u>(v) From two (2) years suspension to revocation or denial.</u>	<u>(v) From three (3) year suspension to revocation or denial.</u>
2. Repeated Malpractice as defined in Section 456.50, F.S.	2. Revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00.			<u>2. Revocation or denial.</u>		(w) Delegation of professional responsibilities	(w) From one (1) year probation, to denial	(w) From suspension, to be followed by a		<u>(w) From three (3) month suspension</u>	<u>(w) From six (6) month suspension with a</u>

to unqualified person. (Section 458.331 (1)(w), F.S.); (Section 456.072 (1)(p), F.S.)	or five (5) years suspension followed by probation, and an administrative fine from \$5,000.00 to \$10,000.00.	period of probation; to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		<u>with corrective action plan to five (5) year suspension with corrective action plan or denial.</u>	<u>corrective action plan to revocation.</u>	(m) , F.S.); (Section 456.072 (1) (b), (q), F.S.)	\$1,000.00 to \$10,000.00.				
(x)1. Violation of a <u>lawful order of the board or department previously entered in _____ a disciplinary hearing law, rule, or failure to comply with a lawfully issued subpoena of the department.</u> (Section 458.331 (1)(x),	(x)1. For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand, to revocation or denial and an administrative fine from	(x)1. From probation; to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		<u>(x)1. For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand, to revocation or denial.</u>	<u>(x)1. From suspension to revocation or denial.</u>	2. Violation of an order of the Board. (Section 458.331 (1)(x), F.S.)	2. Reprimand and an administrative fine from \$5,000.00 to \$10,000.00, to revocation or denial based upon the severity of the offense and the potential for patient harm.	2. From suspension, to be followed by a period of probation, and a \$10,000.00 fine or denial to revocation, or denial.		<u>2. From a reprimand to revocation or denial based upon the severity of the offense and the potential for patient harm.</u>	<u>2. From suspension with a corrective action plan, to revocation, or denial.</u>
						3. Failure to comply with any provision of rule 64B8-8.019, F.A.C.	3. From a \$1,000.00 fine, letter of concern, demonstration of compliance with	3. From a \$7,500.00 fine, a reprimand, a term of probation, completion of a laws and			

	the rule or denial to a \$5,000.00 fine, a reprim and, completion of a laws and rules course, a term of probation, demonstration of compliance with the rule or denial.	rules course, demonstration of compliance with the rule or denial to a \$10,000.00 fine and revocation.			
(y) Conspiring to restrict another from lawfully advertising services. (Section 458.331 (1)(y), F.S.)	(y) A reprim and or denial; and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(y) Probation or denial; and an administrative fine from \$5,000.00 to \$10,000.00.		<u>(y) A reprim and or denial.</u>	<u>(y) Suspension with a corrective action plan, or denial.</u>
(z) Aiding an unlawful abortion. (Section 458.331	(z) From one (1) year suspension, to be follow	(z) From <u>eighteen (18) month</u> suspension, to be		<u>(z) From one (1) year suspension with a correct</u>	<u>(z) From eightee</u>

(1)(z), F.S.)	ed by a period of probation, to revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00.	follow ed by a period of probation; to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		<u>ive action plan, to revocation or denial.</u>	<u>corrective action plan, to revocation or denial.</u>
(aa) Presigning prescription forms. (Section 458.331 (1)(aa), F.S.)	(aa) From a reprim and to two (2) years probation or <u>denial</u> , and an administrative fine from \$1,000.00 to \$5,000.00.	(aa) From suspension, to be followed by a period of probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		<u>(aa) From a reprim and to two (2) years suspension with a corrective action plan or denial.</u>	<u>(aa) From suspension with a corrective action plan to revocation or denial.</u>
(bb) Prescribing a Schedule II substance for Office use.	(bb) From a reprim and to probation with CME in pharm	(bb) From probation to suspension, to be followed by a period		<u>(bb) From a reprim and to 7 day suspension with a corrective</u>	<u>(bb) From 1 year suspension with a corrective action plan to</u>

(Section 458.331 (1)(bb), F.S.)	acology, and an administrative fine from \$1,000.00 to \$5,000.00.	of probation, or denial, and an administrative fine from \$5,000.00 to \$10,000.00.		<u>action plan.</u>	<u>revocation or denial.</u>	(1)(dd), F.S.)	probation, and an administrative fine from \$1,000.00 to \$5,000.00.	on, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		<u>corrective action plan or denial.</u>	<u>ion or denial.</u>
(cc) Improper prescribing of Schedule II amphetamine or sympathomimetic amine drug. (Section 458.331 (1)(cc), F.S.)	(cc) From probation, to denial or two (2) years suspension followed by probation, to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.	(cc) From suspension, to be followed by a period of probation, to revocation or denial of the license and an administrative fine ranging from \$5,000.00 to \$10,000.00.		(cc) <u>From a suspension with a corrective action plan to two (2) years suspension with a corrective action plan or denial.</u>	(cc) <u>From thirty (30) day suspension with a corrective action plan, to revocation or denial.</u>	(ee) Improper use of substances for muscle building or enhancement of athletic performance. (Section 458.331 (1)(ee), F.S.)	(ee) From one (1) year suspension, to be followed by a period of probation, to revocation or denial and an administrative fine from \$1,000.00 to \$5,000.00.	(ee) From <u>eighteen (18) month</u> suspension, to be followed by a period of probation, to revocation or denial of the license and an administrative fine ranging from \$5,000.00 to \$10,000.00.		(ee) <u>From one (1) year suspension with a corrective action plan to revocation or denial.</u>	(ee) <u>From eighteen (18) month suspension with a corrective action plan to revocation or denial.</u>
(dd) Failure to adequately supervise assisting personnel. (Section 458.331	(dd) From probation to denial or two (2) years suspension followed by	(dd) From one (1) year suspension, to be followed by a period of probati		(dd) <u>From a thirty (30) day suspension to two (2) years suspension with a</u>	(dd) <u>From one (1) year suspension with a corrective action plan, to revocat</u>	(ff) Use of amygdalin (laetrile). (Section 458.331	(ff) From one (1) year suspension, to be followed by a	(ff) From <u>eighteen (18) month</u> suspension, to be follow		(ff) <u>From one (1) year suspension with a corrective</u>	(ff) <u>From eighteen (18) month suspension with a correcti</u>

(1)(ff), F.S.)	period of probation, to revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00.	ed by a period of probation, to revocation or denial of the license and an administrative fine ranging from \$5,000.00 to \$10,000.00.		<u>action plan to revocation or denial.</u>	<u>ve action plan to revocation or denial.</u>	interfering with an investigation or a disciplinary proceeding. (Section 458.331 (1)(hh), F.S.)	(30) <u>day</u> suspension, to be followed by a period of probation, to denial or revocation of license and payment of a \$5,000.00 fine.	(90) <u>day</u> suspension, to be followed by a period of probation, to revocation and an administrative fine from \$5,000.00 to \$10,000.00.		(30) <u>day</u> <u>suspension with a corrective action plan, to revocation or denial.</u>	(90) <u>day</u> <u>suspension with a corrective action plan to revocation or denial.</u>
(gg) Misrepresenting or concealing a material fact. (Section 458.331 (1)(gg), F.S.)	(gg) From suspension, to be followed by a period of probation, to denial or revocation of license or <u>denial</u> and an administrative fine from \$1,000.00 to \$5,000.00.	(gg) From a <u>minimum of thirty (30) day</u> suspension, to be followed by a period of probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.		(gg) <u>From suspension with a corrective action plan or revocation to denial.</u>	(gg) <u>From a minimum of thirty (30) day suspension with a corrective action plan or revocation or denial.</u>	(ii) Failing to report any licensee in violation who practices in a hospital or an H.M.O.; or failing to report any person in violation of chapter 456, F.S. (Section 458.331 (1)(ii), F.S.);	(ii) From a reprimand to probation, or denial and an administrative fine from \$1,000.00 to \$5,000.00.	(ii) From probation, to suspension, to be followed by a period of probation, or denial, and an administrative fine from \$5,000.00 to \$10,000.00.		(ii) <u>From a reprimand to suspension with a corrective action plan, or denial.</u>	(ii) <u>Suspension with a corrective action plan or denial.</u>
(hh) Improperly	(hh) From a <u>thirty</u>	(hh) From a <u>ninety</u>		(hh) <u>From a thirty</u>	(hh) <u>From a ninety</u>						

(Section 456.072 (1)(i), F.S.)					
(jj) Providing written medical opinion without reasonable investigation. (Section 458.331 (1)(jj), F.S.)	(jj) From a <u>thirty (30) day</u> suspension, to be followed by a period of probation to denial <u>or</u> revocation <u>or</u> denial <u>of</u> license and payment of a \$1,000.00 to \$5,000.00 fine.	(jj) From a <u>ninety (90) day</u> suspension, to be followed by a period of probation, to revocation or denial of the license and an administrative fine ranging from \$5,000.00 to \$10,000.00.		(jj) From a <u>thirty (30) day</u> suspension <u>with a corrective action plan to revocation or denial.</u>	(jj) From a <u>ninety (90) day</u> suspension <u>with a corrective action plan to revocation or denial.</u>
(kk) Failure to report disciplinary action by another jurisdiction, and for <u>telehealth registrants, including the notificat</u>	(kk) From an administrative fine of \$2,000.00 to a fine of \$5,000.00 and a reprimand, to denial <u>or</u> revoca	(kk) From probation to suspension, to be followed by a period of probation, to <u>revocation or</u> denial, and an admini		(kk) From a <u>reprimand to revocation or denial.</u>	(kk) From <u>suspension with a corrective action plan, to revocation or denial.</u>

<u>ion of pending disciplinary action.</u> (Section 458.331 (1)(kk), F.S.; <u>456.47(4)(d), F.S.</u>	<u>tion or denial of license and payment of a \$5,000.00.</u>	strative fine from \$5,000.00 to \$10,000.00.			
(ll) Improper holding oneself out as a specialist. (Section 458.331 (1)(ll), F.S.)	(ll) From letter of concern, to one (1) year suspension, to be followed by a period of probation, or denial and an administrative fine from \$500.00 to \$5,000.00.	(ll) From reprimand, to up to one (1) year suspension, to be followed by a period of probation, or denial, and an administrative fine from \$5,000.00 to \$10,000.00.		(ll) From a <u>letter of concern, to one (1) year suspension with a corrective action plan, or denial.</u>	(ll) From a <u>reprimand, to up to one (1) year suspension with a corrective action plan, or denial.</u>
(mm) Failing to provide patients with information about patient rights	(mm) Corrective action for nonwillful violations. <u>Letter of</u>	(mm) Administrative fine of up to \$100.00 for the <u>second and</u>		(mm) From a <u>letter of concern to seven (7) day suspension with</u>	(mm) From a <u>reprimand to a ten (10) day suspension with</u> <u>corrective</u>

and how to file a patient complaint. (Section 458.331 (1)(mm), F.S.); (Section 456.072 (1)(u) (t), F.S.)	<u>concern to reprimand and corrective action for willful violations and administrative fine from \$100.00 to \$200.00.</u>	<u>subsequent nonwillful violations; and administrative fine from \$250.00 to \$500.00 for the second and subsequent willful violations with each intentional and willful violation—a separate violation subject to said fine.</u>		<u>corrective action plan.</u>	<u>action plan.</u>
(nn) <u>1.</u> Violating <u>any provision of</u> chapters 458, 456, F.S., or any rules adopted	(nn) From a reprimand, to revocation or denial and an administrative fine from \$1,000	(nn) From probation, to revocation or denial and an administrative fine from \$5,000		(nn) <u>From a reprimand to revocation or denial.</u>	(nn) <u>From suspension with a corrective action plan to revocation or denial.</u>

pursuant thereto. (Section 458.331 (1)(nn), F.S.)	.00 to \$10,000.00.	.00 to \$10,000.00.			
<u>2. Failure to comply with any provision of rule 64B8-8.019, F.A.C. (Section 458.331 (1)(nn), F.S.)</u>	<u>2. From a \$1,000.00 fine, letter of concern, demonstration of compliance with the rule or denial to a \$5,000.00 fine, a reprimand, completion of a laws and rules course, demonstration of compliance with the rule or denial to a \$10,000.00 fine and a term of probation, demonstration of compliance with the rule or denial.</u>	<u>2. From a \$7,500.00 fine, a reprimand, a term of probation, completion of a laws and rules course, demonstration of compliance with the rule or denial to a \$10,000.00 fine and revocation.</u>		<u>2. From a letter of concern and demonstration of compliance with the rule, to suspension with a corrective action plan or denial.</u>	<u>2. From a reprimand and demonstration of compliance with the rule to revocation or denial.</u>

<u>3. Performing a pelvic examination on a patient without the written consent of the patient or the patient's legal representative executed specific to, and expressly identifying, the pelvic examination. (Section 458.331 (1)(nn), 456.51, F.S.)</u>	<u>3. From a letter of concern to a reprim and an administrative fine from \$1,000.00 to \$2,500.00, or denial.</u>	<u>3. From a reprim and to probation, and an administrative fine from \$2,500.00 to \$5,000.00, or denial.</u>	<u>3. From probation to revocation and an administrative fine from \$5,000.00 to \$10,000.00, or denial.</u>	<u>3. From a letter of concern to suspension with a corrective action plan or denial.</u>	<u>3. From a minimum of six months suspension with a corrective action plan to revocation or denial.</u>
(oo) Improper use of information about accident victims for commercial or any other solicitation of the people involved	(oo) From an administrative fine of \$1,000.00 to a fine of \$5,000.00, reprim and probation.	(oo) From reprim and to up to one (1) year suspension or denial, and an administrative fine from \$5,000.00 to		(oo) From a reprim and to six (6) months suspension with a corrective action plan.	(oo) From a reprim and to up to one (1) year suspension or denial.

in such accidents. (Section 456.072 (1)(x), F.S.)		\$10,000.00.			
(pp) Theft or reproduction of an examination. (Section 456.018, F.S.)	(pp) Revocation or denial.			(pp) Revocation or denial.	
(qq) Violation of Patient Self Referral Act. (Section 456.053, F.S.)	(qq) From addition to any civil penalty imposed pursuant to Section 456.053, F.S., for each separate violation, from an administrative fine of \$5,000.00 to an administrative	(qq) From probation to suspension, to be followed by a period of probation, or denial, and an administrative fine from \$5,000.00 to \$10,000.00.		(qq) From a reprim and to a suspension with a corrective action plan or denial.	(qq) From a thirty (30) day suspension with a corrective action plan to revocation or denial.

	e fine of \$10,000.00.				
(rr) <u>Prescribing controlled substances in violation of Section 456.47(2)(c), F.S. (Section 456.47(2)(c), F.S.)</u>	(rr) <u>From a reprimand and a \$5,000.00 fine to revocation or denial.</u>	(rr) <u>From suspension and a \$10,000.00 fine to revocation or denial.</u>		(rr) <u>From a reprimand to revocation or denial.</u>	(rr) <u>From suspension with a corrective action plan to revocation or denial.</u>
(rr) <u>Violation of medical director clinic responsibilities. (Section 456.0375(4)(e), F.S.)</u>	(rr) <u>Based upon the severity of the offense and the potential for patient harm, from a letter of concern, to revocation and an administrative fine from \$1,000.00 to \$10,000.00.</u>	(rr) <u>Restricted from serving as the medical director of any registered clinic and based upon the severity of the offense and the potential for patient harm, from a</u>			

		reprimand, to revocation and an administrative fine from \$5,000.00 to \$10,000.00.			
1. <u>Failure to file or renew registration form.</u>	1. <u>Notice of Non-Compliance if filed or renewed within 90 days. (See Rule 64B8-8.011, F.A.C.)</u>	1. <u>From a reprimand and a fine of \$500 for each day the licensee served as director while the clinic was not registered, to permanent restriction on serving as a medical director.</u>			
2. <u>Failure to display registration</u>	2. <u>Notice of Non-Compliance.</u>	2. <u>Citation or a \$2,000 fine.</u>			

certificat e.	(See Rule 64B8- 8.011, F.A.C.)	(See Rule 64B8- 8.017, F.A.C.)			
3. Failure to post signs identifi ng medical/ clinical director in conspicu ous location.	3. Notice of Non- Compl iance. (See Rule 64B8- 8.011, F.A.C.)	3. Citatio n. (See Rule 64B8- 8.017, F.A.C.)			
4. Failure to ensure that all health care practitio ners employe d at clinic have active, unencu mbered license.	4. From probati on, to revo cation, and an admini strativ e fine from \$1,000 .00 to \$10,00 0.00.	4. From suspension, to be follow ed by a period of probati on, to revo cation, and an admini strativ e fine from \$5,000 .00 to \$10,00 0.00.			
5. Failure to review patient referral contract s or agreeme nts	5.—A refund of fees paid by or on behalf of the patient , and	5.—A refund of fees paid by or on behalf of the patient and from			

executed by clinic.	from an admini strativ e fine of \$1,000 .00 to a reprim and, and an admini strativ e fine of \$5,000 .00.	restrict ion of practic e, and an admini strativ e fine of \$5,000 .00 to a reprim and, and an admini strativ e fine of \$10,00 0.00.			
6. Failure to ensure that all health care practitio ners employe d at clinic have active appropri ate certificat ion or licensur e for the level of care being provided	6. From probati on, to revo cation, and an admini strativ e fine from \$1,000 .00 to \$10,00 0.00.	6. From suspension, to be follow ed by a period of probati on, to revo cation, and an admini strativ e fine from \$5,000 .00 to \$10,00 0.00.			
7. Failure to comply with section	7. From a letter of concer n to	7. From a reprim and to two (2) years			

456.057, F.S., with regard to clinic records.	two (2) years suspension followed by probation, and an administrative fine from \$5,000.00 to \$1,000.00 to \$5,000.00.	suspension followed by probation, and an administrative fine from \$5,000.00 to \$10,000.00.			
8. Failure to ensure compliance with recordkeeping requirements.	8. From a letter of concern to two (2) years suspension followed by probation, and an administrative fine from \$1,000.00 to \$5,000.00.	8. From a reprimand to two (2) years suspension followed by probation and an administrative fine from \$5,000.00 to \$10,000.00.			
9. Failure to ensure compliance with office surgery requirements.	9. From probation to revocation, and an administrative fine from	9. From suspension, to be followed by a period of probation, to			

	\$1,000.00 to \$10,000.00.	revocation, and an administrative fine from \$5,000.00 to \$10,000.00.			
10. Failure to ensure compliance with adverse incident reporting requirements.	10. Notice of Non-Compliance if filed within 90 days. (See Rule 64B8-8.011, F.A.C.)	10. From a reprimand and a fine of \$500 for each day the licensee served as director while the clinic was not registered, to permanent restriction on serving as a medical director.			
11. Failure to conduct systematic reviews	11. From a reprimand to two (2) years suspension	11. From probation to suspension followed by			

of clinic billings.	followed by probation and an administrative fine from \$1,000.00 to \$10,000.00.	probation, and an administrative fine from \$5,000.00 to \$10,000.00.				clinical director for more registered clinics than provided by Department rule.	two (2) years suspension followed by probation, and an administrative fine from \$1,000.00 to \$5,000.00.	suspension, to be followed by a period of probation, to revocation, and an administrative fine from \$5,000.00 to \$10,000.00.			
12. Failure to take immediate corrective action upon discovery of unlawful billing.	12. A refund of fees paid by or on behalf of the patient and from six (6) months suspension, to be followed by a period of probation, to revocation, and an administrative fine from \$1,000.00 to \$10,000.00.	12. A refund of fees paid by or on behalf of the patient and from a two (2) year suspension, to be followed by a period of probation, to revocation, and an administrative fine from \$5,000.00 to \$10,000.00.				(ss) Performing or attempting to perform health care services on the wrong patient, a wrong procedure, a wrong procedure, or an unauthorized procedure or a procedure that is medically unnecessary or otherwise	(ss) From a \$1,000.00 fine, a letter of censure, a minimum of five (5) hours of risk management education, and one (1) hour lecture on wrong-site surgery in the State of Florida to a	(ss) From a \$10,000.00 fine, a reprimand, and undergo a management assessment, and probation or denial to a \$10,000.00 fine and revocation.	(ss) From a \$10,000.00 fine, a reprimand, and undergo a competency evaluation, and suspension to be followed by a term of probation or denial, to a \$10,000.00 fine and	(ss) From a letter of censure to suspension with a corrective action plan or denial.	(ss) From a reprimand to revocation or denial.
13. Serving as medical/	13. From probation to	13. From one (1) year									

<p>unrelated to the patient's diagnosis or medical condition. (Section 456.072 (1) (bb), F.S.)</p>	<p>\$10,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, undergo a risk management assessment, a one (1) hour lecture on wrong-site surgery, and suspension to be followed by a term of probation <u>or denial.</u></p>		<p>revocation.</p>			<p>needle, or other paraphernalia commonly used in surgical, examination, or other diagnostic procedures. (Section 456.072 (1)(cc), F.S.)</p>	<p>minimum of five (5) hours of risk management education, and a one hour lecture to the staff of a Florida licensed health care facility on retained foreign body objects to <u>suspension to be followed by a term of probation.</u> revocation.</p>	<p>to revocation.</p>		<p><u>action plan.</u></p>	<p><u>ion or denial.</u></p>
<p>(tt) Leaving a foreign body in a patient, such as a sponge, clamp, forceps, surgical</p>	<p>(tt) From a \$2,000.00 to a \$10,000.00 fine, a letter of concern, a</p>	<p>(tt) From a \$10,000.00 fine, a reprimand and probation, or denial</p>		<p>(tt) <u>From a letter of concern to suspension with a corrective action plan to revoke</u></p>	<p>(tt) <u>From a suspension with a corrective action plan to revoke</u></p>	<p>(uu) For the practitioner(s) responsible for the adverse incident, failing to inform a</p>	<p>(uu) From a reprimand to probation, or denial and an administrative fine of</p>	<p>(uu) From probation, to suspension or denial and an administrative fine of</p>	<p>(uu) <u>From a reprimand to suspension with a corrective action plan.</u></p>	<p>(uu) <u>From suspension with a corrective action or denial.</u></p>	

<p>patient, or an individual identified pursuant to Section 765.401 (1), F.S., in person about adverse incidents that result in serious harm to the patient. (Section 456.057 5, F.S.)</p>	<p>\$1,000 to \$5,000.</p>	<p>\$5,000 to \$10,000.</p>		<p><u>or denial.</u></p>	
<p>(vv) Engaging in a pattern of practice when prescribing medicinal drugs or controlled substances which demonstrates a lack of reasonable skill or safety to patients. (Section 456.072</p>	<p>(vv) From one (1) year probation to revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00.</p>	<p>(vv) From suspension, to be followed by a period of probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.</p>		<p>(vv) <u>From one (1) month suspension with a corrective action plan, to revocation or denial.</u></p>	<p>(vv) <u>From ninety (90) day suspension with a corrective action plan, to revocation or denial.</u></p>

<p>(1)(gg), F.S.) (ww) Being terminated from a treatment program for impaired practitioners, for failure to comply with the terms of the monitoring or treatment contract or for not successfully completing any drug-treatment or alcohol-treatment program. (Section 456.072 (1)(hh), F.S.)</p>	<p>(ww) From suspension until license demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety to be followed by a term of probation; and a fine of \$1,000.00 to \$2,500.00, to</p>	<p>(ww) From a <u>minimum of six (6) months suspension and until license demonstrates compliance with all terms of the monitoring or treatment contract and is able to demonstrate to the Board the ability to practice with reasonable skill and safety to be followed by a term of probation; and</u></p>		<p>(ww) <u>From suspension with a corrective action plan until license demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety, to revocation or denial.</u></p>	<p>(ww) <u>From a minimum of six (6) months suspension with a corrective action plan and until license demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety, to revocation or denial.</u></p>
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	revocation <u>or</u> denial.	a fine of \$2,500.00 to \$10,000.00, to revocation <u>or</u> denial.			
(xx) Being convicted of, or entering a plea of guilty or nolo contendere to any misdemeanor or felony, regardless of adjudication, under 18 USC s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 USC ss. 1320a-7b, relating to the Medicaid program	(xx) Revocation and a fine of \$10,000.00, or in <u>the ease of application for licensure, denial of license</u>			(xx) <u>Revocation or denial.</u>	

(Section 456.072 (1)(ii), F.S.)					
(yy) Failing to remit the sum owed to the state for overpayment from the Medicaid program pursuant to a final order, judgment, or settlement. (Section 456.072 (1)(jj), F.S.)	(yy) From a letter of concern to probation, and a fine of \$500.00 to \$5,000.00.	(yy) From a reprimand and to revocation, and a fine of \$2,500.00 to \$5,000.00.		(yy) From a <u>letter of concern to suspension with a corrective action plan.</u>	(yy) From a <u>reprimand to revocation.</u>
(zz) Being terminated from the state Medicaid program for cause, or any other state Medicaid program, or the federal Medicare program	(zz) From a letter of concern to suspension, and a fine of \$1,000.00 to \$5,000.00, <u>or denial.</u>	(zz) From a reprimand and to revocation, and a fine of \$5,000.00 to \$10,000.00, <u>or denial.</u>		(zz) From a <u>letter of concern to suspension with a corrective action plan, or denial.</u>	(zz) From a <u>reprimand to revocation or denial.</u>

(Section 456.072 (1)(kk), F.S.)					
(aaa) Being convicted of, or entering into a plea of guilty or nolo contendere to any misdemeanor or felony, regardless of adjudication, which relates to health care fraud. (Section 456.072 (1)(ll), F.S.)	(aaa) Revocation and a fine of \$10,000, or in the case of application for licensure , denial of license.			(aaa) <u>Revocation or denial.</u>	
(bbb) A violation of rule 64B8-9.0131, F.A.C.	(bbb) From probation for a term no less than two years and a fine of \$5,000.00 to \$10,000.00 to revocation.	(bbb) From suspension for a minimum of one year, to be followed by a term of probation and a \$10,000.00 fine to		(bbb) <u>From seven (7) day suspension and a corrective action plan to revocation or denial.</u>	(bbb) <u>From suspension for one (1) year with a corrective action plan to revocation.</u>

		revocation.			
(ccc) A violation of Rule 64B8-9.0132, F.A.C.	(ccc) From probation for a term no less than one year and a fine of \$5,000.00 to \$10,000.00 to revocation.	(ccc) From suspension for a minimum of six months, to be followed by a term of probation and a \$10,000.00 fine to revocation.		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
(ddd) Registration of pain clinic by a designated physician through misrepresentation or fraud. (Section 458.331 (1)(pp), F.S.)					
1. For registering a pain clinic through misrepresentation.	1. From a letter of concern to probation, and a fine	1. From a period of probation, to revocation, and a		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>

(Section 458.331 (1)(pp)1., F.S.)	of \$1,000.00 to \$5,000.00.	fine of \$5,000.00 to \$10,000.00.				chapter 499, F.S., the Florida Drug and Cosmetic Act; 21 U.S.C., ss. 301-392, the Federal Food, Drug, and Cosmetic Act; 21 U.S.C. ss. 821 et seq., the Drug Abuse Prevention Control Act; or chapter 893, F.S., the Florida Comprehensive Drug Abuse Prevention and Control Act. (Section 458.331 (1)(pp)3., F.S.)	on, and a fine of \$1,000.00 to \$5,000.00.	ed by a period of probation, and a fine of \$5,000.00 to \$10,000.00.	and a fine of \$7,500.00 to \$10,000.00 fine.		
2. For registering a pain clinic through fraud. (Section 458.331 (1)(pp)1., F.S.)	2. Revocation and a \$10,000.00 fine.			<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>						
(eee) Procuring or attempting to procure, the registration of a pain management clinic for any other person by making or causing to be made, any false representation. (Section 458.331 (1)(pp)2., F.S.)	(eee) Revocation and a \$10,000.00 fine.			<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>						
(fff) Failing to comply with any requirement of	(fff) From a letter of concern to probati	(fff) From a reprimand to suspension, follow	(fff) From a reprimand to revoca	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>	(ggg) Being convicted of or found guilty of, regardless of	(ggg) From probation to revocation, and an administrativ	(ggg) From suspension to revocation, and an administrativ		<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>

<p>adjudication to, a felony or any other crime involving moral turpitude, fraud, dishonesty, or deceit in any jurisdiction of the courts of this state, or any other state, or of the United States. (Section 458.331 (1)(pp)4., F.S.)</p>	<p>e fine ranging from \$1,000.00 to \$10,000.00.</p>	<p>e fine ranging from \$5,000.00 to \$10,000.00.</p>				<p>that would constitute a violation of Chapter 458, F.S. (Section 458.331 (1)(pp)5., F.S.)</p>	<p>ed in Florida to suspension until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken, and an administrative fine ranging from \$1,000.00 to \$5,000.00.</p>	<p>ed in Florida to revocation, and an administrative fine ranging from \$5,000.00 to \$10,000.00.</p>			
<p>(hhh) Being convicted of, or disciplined by a regulatory agency of the Federal Government or a regulatory agency of another state for any offense</p>	<p>(hhh) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred</p>	<p>(hhh) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred</p>		<p><u>Not applicable to telehealth registrants.</u></p>	<p><u>Not applicable to telehealth registrants.</u></p>	<p>(iii) Being convicted of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime which relates</p>	<p>(iii) From probation to revocation, and an administrative fine ranging from \$1,000.00 to \$10,000.00.</p>	<p>(iii) From suspension to revocation, and an administrative fine ranging from \$5,000.00 to \$10,000.00.</p>	<p><u>Not applicable to telehealth registrants.</u></p>	<p><u>Not applicable to telehealth registrants.</u></p>	

<p>to the practice of, or the ability to practice, a licensed health care profession. (Section 458.331 (1)(pp)6., F.S.)</p>						<p>tion,—a crime relating to health care fraud in dollar amounts in excess of \$5,000.00.</p>					
<p>(jjj) Being convicted of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime which relates to health care fraud. (Section 458.331 (1)(pp)7., F.S.)</p>	<p>(jjj) A \$10,000.00 administrative fine and suspension of the license, followed by a period of probation to revocation.</p>	<p>(jjj) Revocation and a fine of \$10,000.00.</p>		<p>Not applicable to telehealth registrants.</p>	<p>Not applicable to telehealth registrants.</p>	<p>2. Being convicted of, or entering a plea of guilty or nolo contendere to, regardless of adjudication,—a crime relating to health care fraud in dollar amounts of \$5,000.00 or less.</p>	<p>2.—A \$10,000.00 administrative fine, and suspension of the license, followed by a period of probation.</p>	<p>2. Revocation and a fine of \$10,000.00.</p>			
<p>1. Being convicted of, or entering a plea of guilty or nolo contendere to, regardless of adjudica</p>	<p>1. Revocation and a fine of \$10,000.00.</p>					<p>(kkk) Dispensing any medicinal drug based upon a communication that purports to be a prescription as defined</p>	<p>(kkk) From a reprimand and to revocation, and an administrative fine ranging from \$1,000.00 to</p>	<p>(kkk) From probation to revocation, and an administrative fine ranging from \$5,000.00 to</p>		<p>Not applicable to telehealth registrants.</p>	<p>Not applicable to telehealth registrants.</p>

in Section 465.003 (14) or 893.02, F.S., if the dispensing practitioner knows or has reason to believe that the purported prescription is not based upon a valid practitioner-patient relationship. (Section 458.331 (1)(pp)8., F.S.)	\$10,000.00.	\$10,000.00.			
(III) Failing to timely notify the Board of the date of his or her termination from a pain management clinic as required by	(III) From a letter of concern to probation, and an administrative fine ranging from \$1,000.00 to	(III) From a reprimand and to suspension, followed by a period of probation or probation to revocation, and an administrative fine ranging	(III) From suspension, followed by a period of probation to revocation, and an administrative fine of	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>

section 458.326 5(2), F.S. (Section 458.331 (1)(pp)9., F.S.)	\$5,000.00.	g from \$5,000.00 to \$10,000.00.	\$10,000.00.		
(mmm) Failing to timely notify the Department of the theft of prescription blanks from a pain management clinic or a breach of a physician's electronic prescribing software or other methods for prescribing within 24 hours as required by Section 458.326 5(3)(2), F.S. (Section 458.331	(mmm) From a letter of concern to probation, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(mmm) From probation to suspension, followed by a period of probation, and an administrative fine ranging from \$5,000.00 to \$10,000.00.	(mmm) From suspension, followed by a period of probation to revocation, an administrative fine of \$10,000.00.	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>

(1)(qq), F.S.)					
(nnn) Promoting or advertising through any communication media the use, sale, or dispensing of any controlled substance appearing on any schedule in Chapter 893, F.S. (Section 458.331 (1)(rr), F.S.)	(nnn) From a letter of concern to one (1) year suspension, to be followed by a period of probation, and an administrative fine from \$1,000.00 to \$5,000.00.	(nnn) From reprimand to up to one (1) year suspension, to be followed by a period of probation, and an administrative fine from \$5,000.00 to \$10,000.00.		(nnn) <u>From a letter of concern to one (1) year suspension with a corrective action plan.</u>	(nnn) <u>From reprimand to one (1) year suspension with a corrective action plan.</u>
(ooo) Failure to comply with the controlled substance prescribing requirements of Section 456.44, F.S. (Section 456.072)(1)(mm), F.S.)	(ooo) From a minimum <u>minimum</u> of suspension of license for a period of six months followed by a period of probation and	(ooo) From a minimum <u>minimum</u> of suspension of license for a period of one (1) year followed by a period of probation and		(ooo) <u>From a minimum of suspension for a period of six (6) months with a corrective action plan, to revocation.</u>	(ooo) <u>From a minimum of suspension for a period of one (1) year with a corrective action plan, to revocation.</u>

	on and an administrative fine in the amount of \$10,000.00 to revocation and an administrative fine in the amount of \$10,000.00.	an administrative fine in the amount of \$10,000.00 to revocation and an administrative fine in the amount of \$10,000.00.			
(ppp) Providing false or deceptive expert witness testimony related to the practice of medicine. (Section 458.331 (1)(oo), F.S.)	(ppp) From a reprimand to revocation and an administrative fine from \$5,000.00 to \$10,000.00.	(ppp) From suspension to revocation and an administrative fine from \$7,500.00 to \$10,000.00.		(ppp) <u>From a reprimand to revocation.</u>	(ppp) <u>From suspension to revocation.</u>
(qqq) Failure to comply with the requirements of Section 390.011 (3), F.S., regarding	(qqq) From a letter of concern to a period of probation and an administrative	(qqq) From a reprimand to suspension followed by a period of probation and	(qqq) From a reprimand to revocation and an administrative fine in the	(qqq) <u>From a letter of concern to a suspension with a corrective</u>	(qqq) <u>From a reprimand to revocation.</u>

g terminat ion of pregnan cies. (Section 456.072 (1)(k), F.S.)	strativ e fine in the amoun t of \$1,000 .00 to \$2,500 .00.	an admini strativ e fine in the amoun t of \$2,500 .00 to \$5,000 .00.	amoun t of \$5,000 .00 to \$10,00 0.00.	<u>action plan.</u>	
(rrr) Dispensi ng a controlle d substanc e listed in Schedul e II or Schedul e III in violation of Section 465.027 6, F.S. (Section 458.331 (1)(ss), F.S.)	(rrr) From probati on to revoca tion and an admini strativ e fine of \$5,000 .00 to \$10,00 0.00.	(rrr) From suspens ion to be follow ed by a term of probati on to revoca tion and an admini strativ e fine of \$7,500 .00 to \$10,00 0.00.		(rrr) <u>From a one month suspens ion with a correct ive action plan, to revocat ion.</u>	(rrr) <u>From a six month suspens ion with a correct ive action plan, to revocat ion.</u>
(sss) Willfull y failing to comply with Section 627.641 94 or 641.513, F.S., with such frequenc y as to indicate a general	(sss) From a letter of concer n to a reprim and an admini strativ e fine in the amoun t of \$1,000 .00 to \$5,000 .00.	(sss) From a reprim and to revoca tion and an admini strativ e fine in the amoun t of \$5,000 .00 to \$10,00 0.00.		(sss) <u>From a letter of concer n to a reprim and.</u>	(sss) <u>From a reprima nd to revocat ion.</u>

business practice. (Section 458.331 (1)(tt), F.S.)					
(tt) Issuing a physicia n certificat ion, as defined in Section 381.986, F.S., in a manner out of complia nce with the require ments of that section and the rules adopted thereund er. (Section 458.331 (1)(uu), F.S.)	From probati on to revoca tion or denial of the license and an admini strativ e fine rangin g from \$1,000 .00 to \$5,000 .00.	From suspens ion to revoca tion or denial of the license and an admini strativ e fine rangin g from \$5,000 .00 to \$10,00 0.00.		<u>Not applic able to telehea lth registr ants.</u>	<u>Not applica ble to teleheal th registra nts.</u>
(uuu) Failing to consult the prescript ion drug monitori ng system, as required by Section 893.055 (8), F.S.	(uuu) From a letter of concer n to a reprim and an admini strativ e fine of \$1,000 .00 to \$5,000 .00.	(uuu) From a reprim and to suspens ion and an admini strativ e fine from \$2,500 .00 to \$5,000 .00.	(uuu) From suspens ion to revoca tion and an admini strativ e fine of \$5,000 .00 to \$10,00 0.00.	(uuu) <u>From a letter of concer n to a reprim and.</u>	(uuu) <u>From a reprima nd to revocat ion.</u>

(Section 458.331 (1)(g), F.S.)	\$2,500.00.					that is not registered with the department pursuant to Section 458.328, F.S. (Section 458.331 (1)(vv), F.S.)	.00 per day.	administrative fine of \$5,000.00 per day.	revocation and an administrative fine of \$5,000.00 per day.		
(vvv) Failing to report adverse incidents occurring in planned out-of-hospital births as required by Section 456.0495, F.S. (Section 458.331 (1)(g), F.S.)	(vvv) From a letter of concern to a reprimand and an administrative fine of \$1,000.00 to \$2,500.00.	(vvv) From a reprimand to suspension and an administrative fine of \$2,500.00 to \$5,000.00.	(vvv) From suspension to revocation and an administrative fine of \$5,000.00 to \$10,000.00.	(vvv) <u>From a letter of concern to a reprimand.</u>	(vvv) <u>From a reprimand to revocation.</u>	(xxx) <u>Intentionally implanting a patient or causing a patient to be implanted with a human embryo without the recipient's consent to the use of that human embryo, or inseminating a patient or causing a patient to be inseminated with the</u>	(xxx) <u>From six (6) months probation to one (1) year suspension, and an administrative fine of \$5,000.00 to \$10,000.00, or denial.</u>	(xxx) <u>From one (1) year suspension to revocation and an administrative fine of \$7,500.00 to \$10,000.00, or denial.</u>	(xxx) <u>From six (6) months suspension with a corrective action plan to one (1) year suspension with a corrective action plan or denial.</u>	(xxx) <u>From one (1) year suspension with a corrective action plan to revocation or denial.</u>	
(www) Performing a liposuction procedure in which more than 1,000 cubic centimeters of supernatant fat is removed, a Level II office surgery, or a Level III office surgery in an office	(www) From twelve (12) months probation to twelve (12) months suspension followed by a term of probation and permanent restriction from performing office surgery to \$5,000	(www) From twelve (12) months suspension followed by a term of probation and permanent restriction from performing office surgery to	(www) From eighteen (18) months suspension followed by a term of probation and permanent restriction from performing office surgery to	Not applicable to telehealth registrants.	Not applicable to telehealth registrants.						

<p><u>human reproductive material, as defined in s. 784.086, of a donor without the recipient's consent to the use of human reproductive material from that donor.</u> (Section 456.072 (1)(pp), F.S.)</p>						<p><u>licensee, or inseminating a patient or causing a patient to be inseminated with the human reproductive material of the licensee.</u> (Section 458.331 (1)(ww), F.S.)</p>					
<p><u>(yyy) Implanting a patient or causing a patient to be implanted with a human embryo created with the human reproductive material, as defined in s. 784.086, of the</u></p>	<p><u>(yyy) Revocation and a \$10,000.00 fine or denial.</u></p>			<p><u>(yyy) Revocation or denial.</u></p>		<p><u>(aaaa) Failure to display hyperlink on telehealth registrant's website.</u> (Section 456.47(4)(c), F.S.)</p>	<p><u>(aaaa) Not applicable to physicians licensed under Chapter 458, F.S.</u></p>			<p><u>(aaaa) From a letter of concern to suspension with a corrective action plan.</u></p>	<p><u>(aaaa) From a reprimand to revocation.</u></p>
<p><u>as defined in s. 784.086, of the</u></p>						<p><u>(bbbb) Opening an office in Florida or providing in-person healthcare services to</u></p>	<p><u>(bbbb) Not applicable to physicians licensed under Chapter 458, F.S.</u></p>			<p><u>(bbbb) From six (6) month suspension with a corrective action plan to revoca</u></p>	<p><u>(bbbb) From one (1) year suspension with a corrective action plan to revocat ion.</u></p>

patients in Florida. (Section 456.47(4)(f), F.S.)				tion or denial.	
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(3) No change.

(4) It is the intent of the Board to notify applicants and licensees whom it regulates under Chapter 458, F.S., and Section 456.47, F.S., of the seriousness with which the Board deals with sexual misconduct in or related to the practice of medicine. In particular, the Board has identified those situations in which the sexual misconduct is predatory in its character because of the particular powerlessness or vulnerability of the patient, or because of the licensee’s history or manipulation of the physician/patient relationship. Therefore, it is the policy of the Board, where any one of the following aggravating conditions are present in a sexual misconduct case, to consider revocation as an appropriate penalty:

(a) through (i) No change..

(5) No change.

(6) Letters of Guidance. The provisions of this rule cannot and shall not be construed to limit the authority of the probable cause panel of the Board to direct the Department to send a letter of guidance pursuant to Section 456.073455-621(3), F.S., in any case for which it finds such action appropriate.

(7) – (8) No change.

Rulemaking Authority 456.079, 456.47(7), 458.309, 458.331(5) FS. Law Implemented 381.986(3)(a), 456.47, 456.50(2), 456.0575, 456.072, 456.079, 458.331(5) FS. History—New 12-5-79, Formerly 21M-20.01, Amended 1-11-87, 6-20-90, Formerly 21M-20.001, Amended 11-4-93, Formerly 61F6-20.001, Amended 6-24-96, 12-22-96, Formerly 59R-8.001, Amended 5-14-98, 12-28-99, 1-31-01, 7-10-01, 6-4-02, 9-10-02, 12-11-02, 8-20-03, 6-7-04, 8-17-04, 1-4-06, 8-13-06, 8-29-06, 11-22-06, 1-30-07, 2-18-09, 12-22-09, 7-27-10, 6-21-11, 12-27-11, 4-22-12, 5-28-12, 1-1-15, 11-9-16, 4-30-18, 8-15-18, 8-28-18, 12-12-19, 3-2-20.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules/Legislative Committee, Board of Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 27, 2020

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-11.001 Advertising

PURPOSE AND EFFECT: The proposed rule amendment is intended to remove unnecessary language from the rule.

SUMMARY: Deletion of subsection (9) from the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 458.309 FS.

LAW IMPLEMENTED: 456.072(1)(t), 458.331(1)(d), (l), (n), (o), 458.3312 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: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253 or by email at claudia.kemp2@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-11.001 Advertising.

(1) through (8) No change.

~~(9) No person licensed pursuant to Chapter 458, F.S., shall hold himself or herself out as a board certified specialist in dermatology unless the recognizing agency is one of the specialty organizations recognized in Section 458.3312, F.S. or subsection (8), above, and has been triennially reviewed and reauthorized by the Board of Medicine. In order to be reauthorized, the specialty organization must demonstrate that throughout the period of triennial renewal it has complied with the following criteria:~~

~~(a) The recognizing agency must be an independent body that certifies members as having advanced qualifications in a particular allopathic medical specialty through peer reviewed demonstrations of competence in dermatology.~~

~~(b) Each specialty recognition awarded to an allopathic physician during the triennial review period must have required completion of an allopathic medical residency program approved by either the Accreditation Council of Graduate Medical Education (ACGME) or the Royal College of Physicians and Surgeons of Canada in dermatology.~~

~~(c) Specialty recognition must require successful completion of a comprehensive examination administered by the recognizing agency pursuant to written procedures that ensure security and grading standards.~~

~~(d) The recognizing agency must have been determined by the Internal Revenue Service of the United States to be a legitimate not for profit entity pursuant to Section 501(c) of the Internal Revenue Code.~~

~~(e) The recognizing agency must have full time administrative staff, housed in dedicated office space which is appropriate for the agency's program and sufficient for responding to consumer or regulatory inquiries.~~

~~(f) The recognizing agency must have written by laws, and a code of ethics to guide the practice of its members and an internal review and control process including budgetary practices, to ensure effective utilization of resources.~~

~~(g) Any recognizing agency seeking to submit to triennial review and to obtain reauthorization from the Board of Medicine shall submit to the Board of Medicine documentation of compliance with the criteria set forth in subparagraphs (a) through (f), above, in a format that is readable and easily understood. Such submission shall be made during the last six months of a triennial period and no less than 90 days prior to the end of a triennial period. Based upon review of the documentation submitted, the Board of Medicine will either grant or deny the request for reauthorization in writing prior to the expiration of the triennial period in which the documentation is submitted. The recognizing agency or any Florida licensed physician holding specialty certification from the recognizing entity shall have the right to challenge a written~~

~~denial of reauthorization as provided in Section 120.57, F.S., and during the time it takes to complete such a challenge the provisions of Section 120.60(4), F.S., shall apply.~~

~~Rulemaking Authority 458.309 FS. Law Implemented 456.072(1)(t), 458.331(1)(d), (l), (n), (o), 458.3312 FS. History—New 3-31-80, Formerly 21M-24.01, Amended 11-15-88, Formerly 21M-24.001, Amended 12-5-93, Formerly 61F6-24.001, Amended 4-3-95, 4-16-96, 5-29-97, 5-7-97, Formerly 59R-11.001, Amended 1-31-01, 9-1-02, 1-16-07, 10-17-10, 11-20-12, 3-2-15, 9-4-17, 2-26-18, _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rules/Legislative Committee, Board of Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 27, 2020

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-13.008 RULE TITLE: Requirement for Continuing Education Course on Prescribing Controlled Substances

PURPOSE AND EFFECT: The proposed rule amendment is intended to add an additional entity as a provider for continuing education for prescribing controlled substances.

SUMMARY: Addition of MagMutual Insurance Company as a provider for continuing education for prescribing controlled substances.

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: 456.0301(2) FS.

LAW IMPLEMENTED: 456.0301 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: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253, or by email at claudia.kemp2@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-13.008 Requirement for Continuing Education Course on Prescribing Controlled Substances.

(1) No change.

(2) The Board approves the controlled substance prescribing courses offered by the Florida Medical Association, the Florida Academy of Family Physicians, the Florida College of Emergency Physicians, Baptist Health South Florida/Quality Network, InforMed, Florida Psychiatric Society, ~~and~~ Florida Osteopathic Medical Association, and MagMutual Insurance Company, for the purpose of meeting this continuing education requirement.

(3) – (4) No change.

Rulemaking Authority 456.0301(2) FS. Law Implemented 456.0301 FS. History—New 7-15-18, Amended 9-10-18, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Rules/Legislative Committee, Board of Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 27, 2020

Section III

Notice of Changes, Corrections and Withdrawals

NONE

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on September 9, 2020, the Board of Optometry, received a petition for waiver or variance filed by Abdulla H. Al-amri. Petitioner is seeking a variance or waiver of subparagraphs 64B13-4.001(1)(d)2. and 3., F.A.C., which states in part that the licensure examination authorized in subsection 463.006(2), F.S., shall consist of four parts with one being the Florida Practical Examination. The Florida Practical Examination shall consist of three (3) tested skills and the Board requires passage of all three (3) skills on the same test attempt. The three (3) skills are Biomicroscopy, Binocular Indirect Ophthalmoscopy, Dilated Biomicroscopy and Non-Contact Fundus Lens Evaluation and are weighted equally. The passing score for each skill shall be seventy-five percent (75%) or better, and a passing score on each of the three (3) skills must be obtained on the same test attempt.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Optometry within 14 days of publication of this notice.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

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

DATES AND TIMES: September 14, 2020, 9:30 a.m. – 4:00 p.m.; September 15, 2020, 9:30 a.m. – 4:00 p.m.; September 16, 2020, 9:30 a.m. – 4:00 p.m.; September 17, 2020, 9:30 a.m. – 4:00 p.m.; September 18, 2020, 9:30 a.m. – 4:00 p.m.

PLACE: Via Gotowebinar originating in Tallahassee; contact Kairi Sisask at (850)414-3500 for more information

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida New Motor Vehicle Arbitration Board, 2020 Board Member Training (Gotowebinar). The same single-day presentation will be presented each day.

A copy of the agenda may be obtained by contacting: Kairi Sisask at (850)414-3500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kairi Sisask at (850)414-3500.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The CRAFT Foundation, Inc. Board of Directors (meeting cancellation) announces a public meeting to which all persons are invited.

DATE AND TIME: THE SEPTEMBER 15th MEETING HAS BEEN CANCELLED AND WILL BE RESCHEDULED FOR A LATER DATE AND TIME.

PLACE: The meeting will be conducted exclusively using electronic communications media technology. Participants may join the Zoom meeting by visiting <https://us02web.zoom.us/j/81234382069?pwd=OG1xSGZXbVljSUIrV3pwWGtmUng3UT09> and entering

Meeting ID: 812 3438 2069 and Passcode: 416140. For audio via telephone, dial 929-205-6099 and enter Meeting ID: 812 3438 2069 and Passcode: 416140.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CRAFT Foundation Board of Directors will conduct a meeting to discuss and execute matters including, but not limited to, the review and approval of CRAFT Cycle Two participant applications; discussion regarding Data Collection; approval of contracts for services; and other issues.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Tamara Wood at 1(863)698-9276. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing,

he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Tamara Wood at 1(863)698-9276.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The CRAFT Foundation, Inc. Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 21, 2020, 9:30 a.m.

PLACE: The meeting will be conducted exclusively using electronic communications media technology. Participants may join the Zoom meeting by visiting <https://us02web.zoom.us/j/81234382069?pwd=OG1xSGZXbVljSUIrV3pwWGtmUng3UT09> and entering

Meeting ID: 812 3438 2069 and Passcode: 416140. For audio via telephone, dial 929-205-6099 and enter Meeting ID: 812 3438 2069 and Passcode: 416140.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CRAFT Foundation Board of Directors will conduct a meeting to discuss and execute matters including, but not limited to, the review and approval of CRAFT Cycle Two participant applications; discussion regarding Data Collection; approval of contracts for services; and other issues.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Tamara Wood at 1(863)698-9276. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Tamara Wood at 1(863)698-9276.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES Division of Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 22, 2020, 4:00 p.m.

PLACE: 1(866)899-4679, access code: 433-723-957

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Medical Cannabis Advisory Committee to conduct general business.

A copy of the agenda may be obtained by contacting: cannabis@fdacs.gov.

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

For more information, you may contact: cannabis@fdacs.gov.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES Division of Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 21, 2020, 10:00 a.m.

PLACE: 1(866)899 4679, access code: 631-592-285

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Legislative and Legal subcommittee to conduct general business.

A copy of the agenda may be obtained by contacting: cannabis@fdacs.gov.

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

For more information, you may contact: cannabis@fdacs.gov.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES Division of Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 21, 2020, 1:00 p.m.

PLACE: 1(866)899 4679, access code: 998-083-141

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Patient Advocacy subcommittee to conduct general business.

A copy of the agenda may be obtained by contacting: cannabis@fdacs.gov.

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

For more information, you may contact: cannabis@fdacs.gov.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES Division of Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 21, 2020, 3:00 p.m.

PLACE: 1 (877)309-2073, access code: 557-511-429

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Banking and Insurance Subcommittee to conduct general business.

A copy of the agenda may be obtained by contacting: cannabis@fdacs.gov.

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

For more information, you may contact: cannabis@fdacs.gov.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES Division of Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 24, 2020, 4:00 p.m.

PLACE: 1(877)309-2073, access code: 540-252-981

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Hemp Advisory Committee to conduct general business.

A copy of the agenda may be obtained by contacting: cannabis@fdacs.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 4 days before the workshop/meeting by contacting: cannabis@fdacs.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: cannabis@fdacs.gov.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration
The DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES Division of Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 23, 2020, 1:00 p.m.
PLACE: 1(877)309-2073, access code: 540-252-981
GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Seed Certification Subcommittee to conduct general business.

A copy of the agenda may be obtained by contacting: cannabis@fdacs.gov.

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration
The DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES Division of Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 23, 2020, 3:00 p.m.
PLACE: 1(866)899-4679, access code: 288-550-797
GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Consumer Education Subcommittee to conduct general business.

A copy of the agenda may be obtained by contacting: cannabis@fdacs.gov.

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration
The DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES Division of Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 23, 2020, 10:00 a.m.
PLACE: 1(866)899-4679, access code: 433-723-957
GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Agricultural and Cultivation Operations Subcommittee to conduct general business.

A copy of the agenda may be obtained by contacting: cannabis@fdacs.gov.

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

DEPARTMENT OF EDUCATION

The Department of Education's Work Group for Postsecondary Credit for Military Courses and Occupations announces a public meeting to which all persons are invited.

DATE AND TIME: September 23, 2020, 9:00 a.m.
PLACE: Registration for the GoToMeeting webinar is available at:
<https://attendee.gotowebinar.com/register/5979180925243792651>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular business meeting

A copy of the agenda may be obtained by contacting: articulation@fldoe.org.

For more information, you may contact: articulation@fldoe.org.

DEPARTMENT OF HEALTH

Division of Children's Medical Services
The Designation and Certification Subcommittee of the Child Forensic Interview Advisory Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 14, 2020, 10:00 a.m. – 11:30 a.m.
PLACE: Join Microsoft Teams Meeting
GENERAL SUBJECT MATTER TO BE CONSIDERED: The establishment of this subcommittee is to address the following goals and tasks: Identify Successful Models, Annual /Ongoing training requirements, Monitoring /Accountability.

A copy of the agenda may be obtained by contacting: CFIAC@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: CFIAC@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: CFIAC@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Designation and Certification Subcommittee of the Child Forensic Interview Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, December 9, 2020, 10:00 a.m. – 11:30 a.m.

PLACE: Microsoft Teams:
https://teams.microsoft.com/l/meetup-join/19%3ameeting_OTU1ZmI3ZDUtZDE2NC00NWUwLWE5M2UtZWQ5MDQzNGFmRk%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%22610d8b43-c912-4fff-83c5-73a322426d32%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: The establishment of this subcommittee is to address the following goals and tasks: Identify Successful Models, Annual /Ongoing training requirements, Monitoring /Accountability.

A copy of the agenda may be obtained by contacting: CFIAC@flhealth.gov.

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DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Designation and Certification Subcommittee of the Child Forensic Interview Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 10, 2020, 10:00 a.m. – 11:30 a.m.

PLACE: Microsoft Teams:
https://teams.microsoft.com/l/meetup-join/19%3ameeting_OTU1ZmI3ZDUtZDE2NC00NWUwLWE5M2UtZWQ5MDQzNGFmRk%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%22610d8b43-c912-4fff-83c5-73a322426d32%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: The establishment of this subcommittee is to address the following goals and tasks: Identify Successful Models, Annual /Ongoing training requirements, Monitoring /Accountability.

A copy of the agenda may be obtained by contacting: CFIAC@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: CFIAC@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: CFIAC@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Children's Medical Services/ Newborn Screening Follow-up Program announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 21, 2020, 10:00 a.m.

PLACE: Go To Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: The platform for this meeting has been changed. The meeting will take place as originally scheduled and cover the same content as originally planned.

The Florida Genetics and Newborn Screening Advisory Council (GNSAC) Task Force will be conducting a conference call to discuss the systematic review of medical formula available in the state.

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/241944053>

You can also dial in using your phone. United States (Toll Free): 1(877)309-2073, United States: (646)749-3129.

A copy of the agenda may be obtained by contacting: Caitlin.Roberts@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 48 hours before the workshop/meeting by contacting: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the

proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact:
Caitlin.Roberts@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Department of Health, Bureau of Emergency Medical Oversight, Brain and Spinal Cord Injury Program announces a public meeting to which all persons are invited.

DATE AND TIME: October 1, 2020, 1:00 p.m. – 2:00 p.m. ET
PLACE: Via Webinar and Conference Call

Go To Meeting:
<https://global.gotomeeting.com/join/458096869>, Password: Florida9%

Voice Conference: Try the “Call me” feature! *NEW* or 1 877 568 4106, Access Code: 458-096-869, Pin: Shown after logging into Go To Meeting

**GENERAL SUBJECT MATTER TO BE CONSIDERED:
BSCIP Advisory Council Public Awareness Committee Meeting**

To conduct general business of the Brain and Spinal Cord Injury Advisory Council.

A copy of the agenda may be obtained by contacting: Ed Mills by email: Edmund.Mills@flhealth.gov, or by phone: (850)617-1555.

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: Ed Mills by email: Edmund.Mills@flhealth.gov, or by phone: (850)617-1555. 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: Ed Mills by email: Edmund.Mills@flhealth.gov, or by phone: (850)617-1555.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Department of Health, Bureau of Emergency Medical Oversight, Brain and Spinal Cord Injury Program announces a public meeting to which all persons are invited.

DATE AND TIME: October 15, 2020, 1:00 p.m. – 2:00 p.m. ET
PLACE: Via Webinar and Conference Call

Go To Meeting:
<https://global.gotomeeting.com/join/458096869>, Password: Florida9%

Voice Conference: Try the “Call me” feature! *NEW* or 1(877)568-4106, Access Code: 458-096-869, Pin: Shown after logging into Go To Meeting

**GENERAL SUBJECT MATTER TO BE CONSIDERED:
BSCIP Advisory Council Public Awareness Committee Meeting**

To conduct general business of the Brain and Spinal Cord Injury Advisory Council.

A copy of the agenda may be obtained by contacting: Ed Mills by email: Edmund.Mills@flhealth.gov, or by phone: (850)617-1555.

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: Ed Mills by email: Edmund.Mills@flhealth.gov, or by phone: (850)617-1555. 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: Ed Mills by email: Edmund.Mills@flhealth.gov, or by phone: (850)617-1555.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Department of Health, Bureau of Emergency Medical Oversight, Brain and Spinal Cord Injury Program announces a public meeting to which all persons are invited.

DATE AND TIME: September 23, 2020, 10:00 a.m. – 11:00 a.m. ET

PLACE: Via Google TEAMS Video Conference

Click on the link below to join the meeting:

https://teams.microsoft.com/dl/launcher/launcher.html?type=meetup-join&deeplinkId=3b0db033-79ee-4425-87ea-461bd380f8b3&directDl=true&msLaunch=true&enableMobilePage=true&url=%2F_%23%2F1%2Fmeetup-join%2F19%3Ameeting_ZmI3ZTY4NDgtOTRiNC00NGQxLWFkMzUtZWJIM2U4ZGU5MjUx@thread.v2%2F0%3Fcontent%3D%257b%2522id%2522%253a%252228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%2522%252c%2522oid%2522%253a%2522a1c6a4b5-d171-4305-a611-4660343db57b%2522%257d%26anon%3Dtrue&suppressPrompt=true

**GENERAL SUBJECT MATTER TO BE CONSIDERED:
BSCIP Advisory Council Outreach Committee Meeting**

To conduct general business of the Brain and Spinal Cord Injury Advisory Council.

A copy of the agenda may be obtained by contacting: Teresa George by email: Teresa.George@flhealth.gov, or by phone: (850)558-9764.

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: Teresa George by email: Teresa.George@flhealth.gov, or by phone: (850) 558-9764. 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: Teresa George by email: Teresa.George@flhealth.gov, or by phone: (850)558-9764.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: September 21, 2020, 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 by Florida Housing to provide additional financing for the acquisition, construction or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Valencia Park Apartments, a 208-unit multifamily residential rental development located at 532 Park Tree Terrace, Orlando, Orange County, FL 32825. The owner and operator of the development is Valencia Park Preservation, Ltd. located at 401 Wilshire Blvd., Suite 1070, Santa Monica, CA 90401 or such successor in interest in which Valencia Park Preservation, Ltd. or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is McCormack Baron Management, Inc., located at 720 Olive Street, Suite 250, St. Louis, MO 63101. The tax-exempt bond amount is not to exceed \$26,400,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), September 16, 2020, and should be addressed to the attention of Tim Kennedy, Assistant Director of Multifamily Programs. 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: NA
For more information, you may contact: Tim Kennedy, Assistant Director of Multifamily Programs.

DEPARTMENT OF FINANCIAL SERVICES

The Department of Financial Services announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 23, 2020, 2:00 p.m. – 4:00 p.m. Eastern Time

PLACE: GoToMeeting virtual meeting. See agenda for GoToMeeting details.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida PALM Executive Steering Committee will meet to discuss the status of the Florida PALM Project.

A copy of the agenda may be obtained by contacting: the Florida PALM Project website <https://www.myfloridacfo.com/floridapalm/governance/>.

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: Jenifer Hartsfield at (850)410-9025 or FloridaPALM@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: or would like to submit public comment regarding the Florida PALM Executive Steering Committee, please email FloridaPALM@myfloridacfo.com.

NORTHWEST FLORIDA AREA AGENCY ON AGING

The Northwest Florida Area Agency on Aging, Inc. announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 7, 2020, 6:00 p.m.

PLACE: 5090 Commerce Park Circle, Pensacola, FL 32505

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting to discuss 2021 Area Plan Contract Module and Executive Director vacancy and replacement.

A copy of the agenda may be obtained by contacting: Amber McCool at (850)494-7101.

For more information, you may contact: Amber McCool at (850)494-7101.

SOUTH FLORIDA COMMUNITY CARE NETWORK

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a public meeting to which all persons are invited.

DATE AND TIME: September 22, 2020, 3:30 p.m.

PLACE: Change in Location (See below).

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting of the Members to discuss general matters has changed from an in-person meeting to a video conference meeting. The public may attend the meeting by using the link provided below:

<https://ccpcares.webex.com/webappng/sites/ccpcares/meeting/download/c1e0bc10921f485ea5170b032187f01b?siteurl=ccpcares&MTID=m27cd9b5fb44ee6d38c686d6015948903>;

Meeting Number: 160 491 1431.

To attend the meeting by telephone, please dial (415)655-0003, Meeting Passcode: 1604911431##.

A copy of the agenda may be obtained by contacting: Migdalia Soto-Roba at mroba@ccpcares.org or (954)622-3227.

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: Susan Mansolillo at SMansolillo@ccpcares.org or (954)622-3232. 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: Justin Marshall, Esq., General Counsel, South Florida Community Care Network, LLC d/b/a Community Care Plan, at jmarshall@ccpcares.org or (954)622-3402.

ENTERPRISE FLORIDA, INC.

The Florida Opportunity Fund announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 17, 2020, 3:00 p.m.

PLACE: Teleconference Call In Number: 1(888)585-9008, Conference Room #135-259-248

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board administrative matters

A copy of the agenda may be obtained by contacting: Lorna Dusti, (407)956-5651.

For more information, you may contact: Lorna Dusti, (407)956-5651.

TRAFFIC ENGINEERING DATA SOLUTIONS, INC.

This notice has nothing to do with any rule or rulemaking process.

The Florida Department of Transportation (FDOT), District Five announces a public hearing to which all persons are invited.

DATE AND TIME: Wednesday, September 30, 2020, 5:30 p.m. – 7:30 p.m.

PLACE: Virtual Public Hearing: <https://attendee.gotowebinar.com/register/7201597062019171086>

In person: Brannon Center, 105 S. Riverside Drive, New Smyrna Beach, FL 32168

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Project I.D.: 436292-1

Project Description: Interstate (I-95) at Pioneer Trail Interchange PD&E Study

The Florida Department of Transportation (FDOT) invites you to a public hearing regarding the I-95 at Pioneer Trail Interchange PD&E Study, from Williamson Boulevard to Turnbull Bay Road in Volusia County. The public hearing will be held on Wednesday, September 30, 2020, 5:30 p.m. – 7:30 p.m.

The purpose of the PD&E study is to evaluate proposed improvement alternatives for the Interstate 95 (I-95) at Pioneer Trail Interchange. This hearing is being conducted to give interested persons an opportunity to express their views concerning the location, conceptual design and social, economic and environmental effects of the proposed improvements. The preferred alternative consists of a partial cloverleaf interchange at Pioneer Trail, which includes a southbound off-ramp for drivers to continue westbound and a separate southbound loop off-ramp for drivers to continue eastbound on Pioneer Trail. In the northbound direction, one northbound loop off-ramp will be provided for drivers to continue eastbound or westbound on Pioneer Trail.

The Department is offering two ways for the community to participate in the hearing. Interested persons may join the Virtual Public Hearing (VPH) from a computer, tablet or cell phone. Or, they may participate in person by going to the Brannon Center, 105 S. Riverside Drive, New Smyrna Beach, FL 32168. All participants, regardless of platform they choose, will participate in the same live hearing.

A VPH is a free live presentation or webinar over the internet. If you wish to participate in the VPH online from a computer,

tablet or mobile device, registration is required in advance by going to: <https://attendee.gotowebinar.com/register/7201597062019171086>. Once registered, participants will receive a confirmation email containing information about joining the VPH online. For participants who are unable to view the webinar, they can listen to the hearing by calling 1(877)309-2071 and entering the access code 226-674-844.

For those who choose to participate in person, the Department requests advance registration to ensure all attendees are accommodated safely and according to social distancing guidelines. Per local ordinances, attendees will be required to wear masks and follow any other local guidelines. Attendees who are not feeling well should not attend the in-person meeting. To register for the in-person option, please contact Mary McGehee, FDOT Project Manager, at 386-943-5063 or mary.mcgehee@dot.state.fl.us.

The VPH and in-person meeting location open at 5:30 p.m. A formal narrated PowerPoint presentation will begin promptly at 5:45 p.m., followed by a formal public comment period. If joining online, please provide adequate log-in time to view the presentation in its entirety.

All meeting materials, including the presentation, will be available on the project website at www.cflroads.com/436292-1 by October 2, 2020.

FDOT is sending notices to all property owners, business owners, interested persons and organizations to provide the opportunity to give comments to FDOT regarding the I-95 at Pioneer Trail Interchange PD&E Study. The hearing gives everyone an opportunity to express their views about the proposed improvements.

The project documents (draft environmental and engineering reports) will be available for public review from September 9, 2020, through October 21, 2020, at the New Smyrna Beach Regional Library located at 1001 S. Dixie Freeway, New Smyrna Beach, FL 32168 (Monday – Thursday, 9:00 a.m. – 6:30 p.m.; Friday and Saturday, 9:00 a.m. – 5:00 p.m.), the DeLand Library located at 130 E. Howry Avenue, DeLand, FL 32724 (Mon. through Thursday, 9:00 a.m. – 6:30 p.m.; Friday and Saturday, 9:00 a.m. – 5:00 p.m.) or online at www.cflroads.com/436292-1.

Persons wishing to submit written statements, in place of or in addition to oral statements, may do so at the hearing or by sending them to Mary McGehee, FDOT Project Manager, via e-mail at mary.mcgehee@dot.state.fl.us, or by U.S. Mail to 719 S. Woodland Boulevard, DeLand, FL 32720. While comments about the project are accepted at any time, please send your comments by October 21, 2020 to be included in the records for this public hearing.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator at Jennifer.Smith2@dot.state.fl.us.

Persons who require accommodations under the Americans with Disabilities Act (ADA) or persons who require translation services (free of charge) should contact Mary McGehee, FDOT Project Manager, at (386)943-5063 or mary.mcgehee@dot.state.fl.us at least seven (7) days prior to the hearing.

The environmental review, consultation, and other actions required by applicable federal environmental laws for this project are being, or have been, carried out by the FDOT pursuant to 23 U.S.C. §327 and a Memorandum of Understanding dated December 14, 2016 and executed by the Federal Highway Administration and FDOT.

FOR MORE INFORMATION, YOU MAY CONTACT: Mary McGehee, FDOT Project Manager, at (386)943-5063 or mary.mcgehee@dot.state.fl.us.

**Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements**

NONE

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

University of Florida

Advertisement for Construction Management Services

NOTICE TO CONSTRUCTION MANAGERS:

The University of Florida Board of Trustees announces that CM-At-Risk services will be required for the project listed below:

Project: UF-656, Landscape Master Plan Implementation (Gainesville, FL)

The project will be the implementation phase of the established Landscape Master Plan which provides a vision for the UF landscape that will further the University's pursuit of preeminence. The landscape vision addresses five key components of the campus - its edges, its campus core, its roadways, its natural systems, and its landscape elements - and expands upon the best examples of these components present on campus today. Underlying the landscape vision is a recognition of the significant role that large institutions, and especially educational institutions, should play in the 21st century in setting the standards and educating the public about a sustainable approach to the landscape.

The total project budget is \$3,975,000.00, including landscape, hardscape, roadwork, and all design including civil design, site development, underground utilities, fees, surveys and tests, furnishings and contingencies. The project will be delivered using the Construction Manager method. Gold LEED (Leadership in Energy and Environmental Design) certification by the U.S. Green Building Council (or equivalent sustainability certification by approval) is mandatory.

The contract for construction management services will consist of two phases, pre-construction and construction. Pre-construction services will begin at the Design Development stage and will include production of cost studies and estimates; value engineering; analysis of the design documents for constructability, coordination, detailing, materials, and systems; development and maintenance of the construction schedule; production of detailed jobsite management plans; development of strategies for the procurement of trade

contracts; development of waste management strategies; and development of a Guaranteed Maximum Price (GMP) proposal based on 100% Construction Documents. If the GMP proposal is accepted and executed, the construction phase will be implemented. In this phase, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for phase one of the contract, or failure to arrive at an acceptable GMP budget within the time provided in the agreement, may result in the termination of the construction manager's contract.

Applicants will be evaluated on the basis of their past performance, experience, personnel, references, bonding capacity, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant must be licensed to practice as a general contractor in the State of Florida and, if the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida. The selected applicant will also be required to provide insurance coverage for General Liability, Automotive Liability, Workers' Compensation, and Builder's Risk.

Applicants desiring to provide construction management services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be prepared as specified in the CMQS Instructions and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. Company information and signed certification.
3. A completed, project-specific "CM Qualifications Supplement" (CMQS) proposal. Applications on any other form will not be considered.
4. Resumes, LEED accreditation, and other pertinent credentials for all proposed staff.
5. Proof of the applicant's corporate status in Florida (if applicable) and a copy of the applicant firm's current contracting license from the appropriate governing board.
6. Proof of applicant's bonding capacity and liability insurance coverage.

If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida. As required by Section 287.133, Florida Statutes, an applicant 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 \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal – including the project-specific CMQS forms, instructions, Project Fact Sheet, facilities program, UF Design Services Guide, UF Design and Construction Standards, standard University of Florida Agreement for CM Services, and other project and process information – can be found on the Planning Design & Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the application submittal as prescribed in the Project Fact Sheet. Submittals must be received in the Planning Design & Construction office by 3:00 PM local time on Tuesday, October 13, 2020. Facsimile (FAX) submittals are not acceptable and will not be considered.

UF Planning Design & Construction, 245 Gale Lemerand Drive, P.O. Box 115050, Gainesville, FL 32611-5050, Telephone: (352)273-4000, Internet: www.facilities.ufl.edu.

**SARASOTA COUNTY PUBLIC HOSPITAL BOARD
REQUEST FOR STATEMENTS OF QUALIFICATIONS FOR
PROFESSIONAL GENERAL CONTRACTING SERVICES
PROJECT ANNOUNCEMENT:** The Sarasota County Public Hospital District d/b/a Sarasota Memorial Hospital and Sarasota Memorial Health Care System and its governing board (collectively, “the Hospital”), located in Sarasota County, Florida, is accepting statements of qualifications from Professional General Contracting Consulting Firms under the provisions of the Consultants’ Competitive Negotiation Act, which is codified at Section 287.055, Florida Statutes.

PROJECT DESCRIPTION: The scope of work for this project includes professional general contracting services for the development of an approximately 2.2-acre site, located at 1625 South Osprey Ave., Sarasota, FL 34239-3555, to construct a new approximately 95,600 sq. ft. behavioral health inpatient-outpatient hospital (“the New Behavioral Health Pavilion”) and associated supporting enabling work. Enabling work will consist of demolition of an existing one-story, approximately 60,000 sq. ft. office building, modification to existing internal roadway systems, utility updates and preparation for connectivity to the New Behavioral Health Pavilion, demolition of an approximately 3,500 sq. ft. existing one-story office building, and surface parking enhancements. The Inpatient programming is approximately 70,150 sq. ft. and will consist of four inpatient units; a 22 bed adult psychiatric unit, a 20 bed Acute psychiatric unit, an 18 bed Geriatric psychiatric unit, a

22 bed Child and Adolescent unit, and an adjunct therapy space. The Outpatient programming is approximately 7,650 sq. ft. and will consist of the Intensive Outpatient program with Group Therapy rooms, Outpatient Treatment Clinic with Consultation rooms and Counselors offices. Clinical support areas include Clinical Administration, Legal services courtroom, Lobby, Resource, and miscellaneous clinical support. Non-clinical support areas consist of areas for Environmental Services, Material Management, Food and Nutrition, and circulation. The scope of professional general contracting services will include but are not limited to pre-construction phase services such as cost estimating, value engineering, critical path method scheduling, constructability reviews and cost control, in addition to phased construction management services, site work, parking and site work infrastructure. The site work infrastructure also includes, but is not limited to, public utilities, communications, mechanical, electrical, plumbing, fire protection and structural work for the development of the New Behavioral Health Pavilion, elective medical and business services, and the required support services required for each designed and constructed to allow for expansion capabilities. The New Behavioral Health Pavilion will include Energy Plant connections and a street level pedestrian walkway to connect the existing main hospital and the New Behavioral Health Pavilion. The scope of work may include additional services contiguous to the main hospital.

PROPOSED SCHEDULE: The timelines to design and build these potential buildings and services will be determined by the results of the planning study and potential revisions to the planning study as the New Behavioral Health Pavilion development progresses. In addition, the proposed schedule will be determined, and may be subject to change, based on the timing of regulatory and other necessary approvals. Project development, including professional services, is contingent upon availability of funds.

Firms interested in being considered as candidates are required to submit seven (7) bound statements of qualifications that include at least the following data, to be organized in the following order:

1. A copy of Florida current construction licensure and current corporate registration certificates.
2. Completed AIA Document A305 Contractor’s Qualification Statement, latest edition.
3. Proof of general, automobile and workers’ compensation liability insurance coverage.
4. A complete list of all the firm’s relevant insurance coverage statements that provide minimum coverage limits that;
 - a. Provide proof that the minimum insurance coverage provided is sufficient to protect the Hospital for this project.

5. Proof of current bonding capacity and current usage of bonding capacity and available bonding capacity remaining.

6. A separate statement as to whether the firm is a certified Minority Business Enterprise. If your firm claims MBE, WMBE status, a copy of your firm's current, valid MBE, WMBE certificate is required as part of your qualification statement submittal.

7. A list of at least five client references consisting of name, title, address, telephone number and project name(s) for each project specified. Please ensure your references are updated and willing to reply. Reference responses are mandatory.

8. Construction and permitting experience within the City of Sarasota and County of Sarasota, Florida and other applicable permitting agencies.

9. Resumes of key personnel that would be used on this project to include their project relevant experience and project decision making authority for this project.

10. The firm's experience in the construction of a new Behavioral Health Hospital project as described above.

11. Location of the firm's main office, and proposed project team office location (if different from main).

12. An explanation of how the Firm intends to respond expeditiously on urgent project matters and a summary of the Firm's approach to this particular project.

13. Site construction management experience to include but not limited to, Structure, Roadway Access, Surface Parking, Private Utilities, Public Utilities, Exterior Lighting, Landscaping and Drainage, and Retention.

Facsimile (FAX) or electronic submittals are not acceptable and will not be considered. Applications in any other form may not be considered, and applications that do not comply with the above instructions may be disqualified. Submissions must be complete and on time. Incomplete or tardy submissions will be returned unopened and the responding Firm disqualified. Submittals are part of the public record. Application materials will not be returned.

The basis for selection criteria for this project includes, but is not limited to:

1. The Firm's relevant professional general contracting experience as it relates to the above referenced project;

2. The Firm's relevant professional general contracting experience with regulatory agencies with applicable jurisdictional authority, including, but not limited to, federal, state, and local agencies;

3. The Firm's depth of construction management team and the resources available for this assignment. This includes recent, current, and projected workloads of the Firm;

4. The location of the Professional General Contracting Firm's main / corporate office;

5. The Firm's approach to this particular project;

6. The Firm's ability to respond quickly;

7. Whether or not the lead Firm is an MBE / WMBE (valid certificate from the Office of Supplier Diversity required); and

8. The volume of previously awarded projects to the Firm by the Hospital.

9. The Firm's available bonding capacity for this project.

It is the Hospital's responsibility to negotiate a fair, competitive and reasonable compensation per Section 287.055, Florida Statutes. A fair, competitive and reasonable compensation shall be evaluated based upon the following information: (1) Compensation on similar projects; (2) other compensation reference data; and (3) after approval of the ranking, proposals requested from the shortlisted firms based upon a scope of services document to be provided at the time of negotiations.

All interested Firms are further informed as follows:

1. The Hospital reserves the right to reject any or all submittals at any time during this process.

2. The Hospital reserves the right to request additional information beyond the data set forth above.

3. Questions regarding submissions shall be directed only to Thomas Perigo, (941)917-1804. Submissions shall be titled: Statement of Qualifications for

PROFESSIONAL GENERAL CONTRACTING SERVICES

The Sarasota Memorial Health Care System

Behavioral Health Pavilion

4. Submittals must be received by the Hospital no later than 3:30 p.m., Thursday October 8, 2020. Submit statements to Thomas Perigo, Director of Architecture and Construction, 1515 S. Osprey Avenue, Building A, Sarasota, FL 34239. Submittals received after this deadline will remain unopened and available for pick up.

5. Only Thomas Perigo shall be contacted with regard to this Request. Requests for meetings by individual firms will not be granted. No communication shall take place between the applicants and the Hospital's Selection Committee members or employees of the Hospital. Failure to comply could result in immediate disqualification at the discretion of the Director of Architecture and Construction.

6. Interested persons should contact Thomas Perigo, (941)917-1804 with any project-related questions.

7. The selection committee will meet in a public meeting located at 1921 Waldemere Street, Sarasota, FL, Waldemere Medical Plaza, Level 2, Sarasota County Public Hospital Board room, 8:30 a.m. – 4:30 p.m., on Monday, October 26, 2020 to hear presentations, discuss and announce the top three ranked Firms (unless fewer than three Firms deliver submittals) deemed to be the most highly qualified to perform the required services with whom the Hospital will subsequently engage in

contract negotiations. If fewer than three (3) Firms respond, the Selection Committee shall also evaluate current statements of qualifications and performance data on file with Hospital, in determining which Firm is the most highly qualified to perform the required services and announce the top three ranked Firms. All interested parties are invited to attend.

**SARASOTA COUNTY PUBLIC HOSPITAL BOARD
REQUEST FOR STATEMENTS OF QUALIFICATIONS for
ARCHITECTURAL AND ENGINEERING SERVICES**

PROJECT ANNOUNCEMENT: The Sarasota County Public Hospital District d/b/a Sarasota Memorial Hospital and Sarasota Memorial Health Care System and its governing board (collectively, "the Hospital"), located in Sarasota County, Florida, is accepting statements of qualifications from Architectural/Engineering Consulting Firms under the provisions of the Consultants' Competitive Negotiation Act, which is codified at Section 287.055, Florida Statutes.

PROJECT DESCRIPTION: The scope of work for this project includes professional architectural and engineering services for the development of an approximately 2.2-acre site, located at 1625 South Osprey Ave., Sarasota, FL 34239-3555, to design a new approximately 95,600 sq. ft. behavioral health inpatient-outpatient hospital ("the New Behavioral Health Pavilion") and associated supporting enabling work. Enabling work will consist of demolition of an existing one-story, approximately 60,000 sq. ft. office building, modification to existing internal roadway systems, utility updates and preparation for connectivity to the New Behavioral Health Pavilion, demolition of an approximately 3,500 sq. ft. existing one-story office building, and surface parking enhancements. The Inpatient programming is approximately 70,150 sq. ft. and will consist of four inpatient units; a 22 bed adult psychiatric unit, a 20 bed Acute psychiatric unit, an 18 bed Geriatric psychiatric unit, a 22 bed Child and Adolescent unit, and an adjunct therapy space. The Outpatient programming is approximately 7,650 sq. ft. and will consist of an Intensive Outpatient program with Group Therapy rooms, Outpatient Treatment Clinic with Consultation rooms and Counselors offices. Clinical support areas include Clinical Administration, Legal services courtroom, Lobby, Resource, and miscellaneous clinical support. Non-clinical support areas consist of areas for Environmental Services, Material Management, Food and Nutrition, and circulation. The architectural and engineering services will include, but are not limited to, site planning, zoning applications, State and City presentations, public meetings, community meetings, programming, schematic design, design development, construction documents, and construction administration for all planning, architectural, interior design, civil, site work, and site work infrastructure. The site work infrastructure also includes, but is not limited to, public utilities, communications providers,

mechanical, electrical, plumbing, fire protection and structural design work for the development of the New Behavioral Health Pavilion, elective medical and business services, and the required support services required for each designed to allow for expansion capabilities. The New Behavioral Health Pavilion will include Energy Plant connections, a street level pedestrian walkway to connect the existing main hospital and the New Behavioral Health Pavilion. The scope of work may include additional services contiguous to the main hospital.

PROPOSED SCHEDULE: The timelines to design and build these potential buildings and services will be determined by the results of the planning study and potential revisions to the conceptual planning study as the New Behavioral Health Pavilion development progresses. In addition, the proposed schedule will be determined, and may be subject to change, based on the timing of regulatory and other necessary approvals. Project development, including professional services, is contingent upon availability of funds.

Firms interested in being considered as candidates are required to submit seven (7) bound statements of qualifications that include at least the following data, to be organized in the following order:

1. A copy of Florida design licensure and corporate registration certificates.
2. Proof of insurance in the following categories; Commercial General Liability to include, each occurrence \$1,000,000, Damage to Rented Premises, \$300,000 each occurrence, Medical Expenses to any one person \$10,000, Personal Injury \$1,000,000, General Aggregate \$2,000,000, Umbrella Liability, \$5,000,000, each occurrence. Worker Compensation & Employee Liability insurance is minimum \$1,000,000 each occurrence, \$1,000,000 each accident, \$1,000,000 disease each employee, \$1,000,000 disease policy limit. The Firm's insurer(s) shall be rated A- (or better) by A.M. Best.
3. A separate statement as to whether the firm is a certified Minority Business Enterprise. If your Firm claims MBE, WMBE status, a copy of your firm's current, valid MBE, WMBE certificate is required as part of the submission package.
4. Proposed design team to include individual resumes with relevant design experience as follows:
 - a. Planning of a new Behavioral Health Hospital;
 - b. Programming of a new Behavioral Health Hospital and required support services, preferably in the state of Florida; and
 - c. Examples of a similarly completed design of a licensed Behavioral Health Hospital project that includes:
 - i. A licensed Behavioral Health Hospital and agency required support services, preferably in the state of Florida;
 - ii. Protected pedestrian walkway

iii. Site development to include but not limited to, Roadways, Surface Parking, Utilities, Lighting, Landscaping and Drainage.

5. A list of at least five client references consisting of name, title, address, telephone number and project name(s) for each project specified. Please ensure your references are updated and willing to reply. Reference responses are mandatory.

6. Design and permitting experience within the City and County of Sarasota, Florida and other applicable permitting agencies.

7. Location of the design Firm's main office, and proposed project team office location (if different from main).

8. An explanation of how the Firm intends to respond expeditiously on urgent project matters, and a summary of the Firm's approach to this particular project.

Facsimile (FAX) or electronic submittals are not acceptable and will not be considered. Applications on any other form may not be considered, and applications which do not comply with the above instructions may be disqualified. Submissions must be complete and on time. Incomplete or tardy submissions will be returned un-opened and the responding Firm disqualified. Submittals are part of the public record. Application materials will not be returned.

The basis for selection criteria for this project includes, but is not limited to:

1. The Firm's relevant design experience as it relates to the above referenced project;
2. The Firm's relevant experience with regulatory agencies with applicable jurisdictional authority, including, but not limited to, federal, state, and local agencies;
3. The Firm's depth of design team and the resources available for this assignment. This includes recent, current, and projected workloads of the Firm;
4. The location of the lead designer's main / corporate office;
5. The location of the design team's support, production personnel
6. The location of the design team's engineering partner main office, and of the proposed team
7. The location of the design team's other proposed consults for this project
8. The Firm's approach to this particular project;
9. The Firm's ability to respond quickly;
10. Whether or not the lead Firm is an MBE / WMBE (valid certificate from the Office of Supplier Diversity required); and
11. The volume of previously awarded projects to the Firm by the Hospital.

It is the Hospital's responsibility to negotiate a fair, competitive and reasonable compensation per Section 287.055, Florida Statutes. A fair, competitive and reasonable compensation shall be evaluated based upon the following information: (1) Compensation on similar projects; (2) other compensation reference data; and (3) after approval of the ranking, proposals requested from the shortlisted firms based upon a scope of services document to be provided at the time of negotiations.

All interested Firms are further informed as follows:

1. The Hospital reserves the right to reject any or all submittals at any time during this process.
2. The Hospital reserves the right to request additional information beyond the data set forth above.
3. Questions regarding submissions shall be directed only to Thomas Perigo, (941) 917-1804. Submissions shall be titled: Statement of Qualifications for ARCHITECTURAL AND ENGINEERING SERVICES The Sarasota Memorial Health Care System Behavioral Health Pavilion
4. Submittals must be received by the Hospital no later than 3:30pm on Thursday, October 8, 2020. Submit statements to Thomas Perigo, Director of Architecture and Construction, 1515 S. Osprey Avenue, Building A, Sarasota, FL 34239. Submittals received after this deadline will remain unopened and available for pick up.
5. Only Thomas Perigo shall be contacted with regard to this Request. Requests for meetings by individual Firms will not be granted. No communication shall take place between the applicants and the Hospital's Selection Committee members or employees of the Hospital. Failure to comply could result in immediate disqualification at the discretion of the Director of Architecture and Construction.
6. Interested persons should contact Thomas Perigo, (941)917-1804 with any project-related questions. The selection committee will meet in a public meeting located at 1921 Waldemere Street, Sarasota, FL, Waldemere Medical Plaza, Level 2, Sarasota County Public Hospital Board room 8:30 a.m – 4:30 p.m., on Tuesday, October 27, 2020 to hear presentations, discuss and announce the top three ranked Firms (unless fewer than three Firms deliver submittals) deemed to be the most highly qualified to perform the required services with whom the Hospital will subsequently engage in contract negotiations. If there are less than three (3) Firms responding, the Selection Committee shall also evaluate current statements of qualifications and performance data on file with Hospital, in determining which Firm is the most highly qualified to perform the required services and announce the top three ranked Firms. All interested parties are invited to attend.

ALACHUA COUNTY BOARD OF COUNTY COMMISSIONERS

NOTICE OF UNSOLICITED PROPOSAL FOR PUBLIC PRIVATE PARTNERSHIP OPPORTUNITY FOR SPORTS VENUE

Pursuant to section 255.065, Florida Statutes, Alachua County Board of County Commissioners hereby provides notice that it has received an unsolicited proposal for the design, finance, construction, operation, and maintenance of a multi-purpose regional indoor sporting event facility. The County has determined that the unsolicited proposal is sufficient for consideration on a preliminary basis and will accept other proposals for the same project during this notification period. Additional information on the project, including submittal instructions, is available on the County’s website at Bid Information Alachua County Procurement Page. All questions regarding this project should be directed to lsapp@alachuacounty.us.

Entities wishing to submit proposals for the project may do so by delivering proposals for Request for Proposal (RFP) No. 21-971 Sports Venue, until 5:00 p.m. on Wednesday, October 21, 2020, as indicated in the submittal instructions.

Proposals will be ranked in order of preference by the County. In ranking the proposals, the County will consider the factors set forth in the submittal instructions.

The County reserves the right to reject any or all proposals, or as provided under Section 255.065, Florida Statutes, to award and negotiate an interim agreement and/or comprehensive agreement with the proposer whose proposal best serves the interests of the County. Nothing contained in this notice is intended to be an obligation or binding agreement by the County regarding the project, or any commitment by the County to enter into any final agreement regarding the project. The County’s Cone of Silence will be in effect from the initial advertisement of this notice. All communications regarding the project must be submitted to lsapp@alachuacounty.us. All proposals and related information received will be subject to the applicable provisions of the Florida Public Records Law.

Anyone with a disability and requiring accommodation to participate in Alachua County’s procurement process, please contact the Division of Procurement at (352)374-5202. TDD/TTY users, please call 711 (Florida Relay System). In accordance with the ADA, this document may be requested in an alternate format.

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Friday, September 4, 2020 and 3:00 p.m., Thursday, September 10, 2020.

Rule No.	File Date	Effective Date
5B-57.001	9/8/2020	9/28/2020
5B-57.004	9/8/2020	9/28/2020
5B-57.007	9/8/2020	9/28/2020
5N-1.113	9/4/2020	9/24/2020
40C-8.031	9/10/2020	9/30/2020
61J1-4.008	9/10/2020	9/30/2020
62-210.200	9/9/2020	9/29/2020
62-210.300	9/9/2020	9/29/2020
62-210.310	9/9/2020	9/29/2020
62-210.350	9/9/2020	9/29/2020

**LIST OF RULES AWAITING
EPA APPROVAL PURSUANT TO
SECTION 373.4146 (2), FLORIDA STATUTES**

Rule No.	File Date	Effective Date
62-330.010	7/21/2020	**/**/****
62-330.050	6/26/2020	**/**/****
62-330.060	6/26/2020	**/**/****
62-330.090	6/26/2020	**/**/****
62-330.201	6/26/2020	**/**/****
62-330.340	6/26/2020	**/**/****
62-330.402	6/26/2020	**/**/****
62-331.010	7/21/2020	**/**/****
62-331.020	6/11/2020	**/**/****
62-331.030	6/11/2020	**/**/****
62-331.040	6/11/2020	**/**/****

62-331.050	6/11/2020	**/**/****
62-331.051	7/21/2020	**/**/****
62-331.052	7/21/2020	**/**/****
62-331.053	7/21/2020	**/**/****
62-331.054	7/21/2020	**/**/****
62-331.060	7/21/2020	**/**/****
62-331.070	6/11/2020	**/**/****
62-331.080	7/21/2020	**/**/****
62-331.090	7/21/2020	**/**/****
62-331.100	6/11/2020	**/**/****
62-331.110	7/21/2020	**/**/****
62-331.120	7/21/2020	**/**/****
62-331.130	6/11/2020	**/**/****
62-331.140	6/11/2020	**/**/****
62-331.160	7/21/2020	**/**/****
62-331.200	7/21/2020	**/**/****
62-331.201	7/21/2020	**/**/****
62-331.210	7/21/2020	**/**/****
62-331.211	6/11/2020	**/**/****
62-331.212	6/11/2020	**/**/****
62-331.213	6/11/2020	**/**/****
62-331.214	6/11/2020	**/**/****
62-331.215	7/21/2020	**/**/****
62-331.216	7/21/2020	**/**/****
62-331.217	7/21/2020	**/**/****
62-331.218	6/11/2020	**/**/****
62-331.219	6/11/2020	**/**/****
62-331.220	6/11/2020	**/**/****
62-331.221	6/11/2020	**/**/****
62-331.222	6/11/2020	**/**/****
62-331.223	6/11/2020	**/**/****
62-331.224	6/11/2020	**/**/****

62-331.225	7/21/2020	**/**/****
62-331.226	7/21/2020	**/**/****
62-331.227	6/11/2020	**/**/****
62-331.228	6/11/2020	**/**/****
62-331.229	7/21/2020	**/**/****
62-331.230	7/21/2020	**/**/****
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62-331.243	6/11/2020	**/**/****
62-331.244	6/11/2020	**/**/****
62-331.245	6/11/2020	**/**/****
62-331.246	6/11/2020	**/**/****
62-331.247	6/11/2020	**/**/****
62-331.248	7/21/2020	**/**/****
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

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.
