

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8-30.015 Disciplinary Guidelines
PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to clarify disciplinary guidelines, to add guidelines for telehealth registrants pursuant to Section 456.47(4), and to address recent legislation regarding SB 698 (Reproductive Health) and SB 1084 (Emotional Support Animals).
SUBJECT AREA TO BE ADDRESSED: Clarification and additions to the disciplinary guidelines.
RULEMAKING AUTHORITY: 456.079, 458.309, 458.331(5) FS.
LAW IMPLEMENTED: 456.072, 456.079, 458.331(5), 458.347(4)(e)1., (7)(f) 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: Claudia Kemp, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
64B9-4.021 Standards for Autonomous Practice
PURPOSE AND EFFECT: The Board proposes the promulgation of the rule to provide standards for Autonomous Practice.
SUBJECT AREA TO BE ADDRESSED: Standards for Autonomous Practice.
RULEMAKING AUTHORITY: 464.0123 FS.
LAW IMPLEMENTED: 464.0123 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; or by email at MQA.Nursing@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 Osteopathic Medicine

RULE NO.: RULE TITLE:
64B15-6.011 Disciplinary Guidelines
PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to clarify disciplinary guidelines, to add guidelines for telehealth registrants pursuant to Section 456.47(4), and to address recent legislation regarding SB 698 (Reproductive Health) and SB 1084 (Emotional Support Animals).
SUBJECT AREA TO BE ADDRESSED: Clarification and additions to the disciplinary guidelines.
RULEMAKING AUTHORITY: 456.079, 459.015(5) FS.
LAW IMPLEMENTED: 456.072, 456.079, 459.015(5), 459.022(4)(e)1., (7)(f) 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: Kama Monroe, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or by email at Kama.Monroe@flhealth.gov.
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF FINANCIAL SERVICES

Division of Unclaimed Property

RULE NO.: RULE TITLE:
69G-20.035 REPORTING SAFE DEPOSIT BOX CONTENTS
PURPOSE AND EFFECT: The proposed rule amendment will update the form for reporting the contents of a safe deposit box to the Division of Unclaimed Property.

SUBJECT AREA TO BE ADDRESSED: Update of the safe deposit box inventory reporting form.

RULEMAKING AUTHORITY: 717.117(1), 717.138 FS.

LAW IMPLEMENTED: 717.116, 717.117, 717.119 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: February 4, 2021, 9:00 a.m.

PLACE: The hearing (if requested) will only take place via conference call and the phone number is (850)413-1558, access code: 110727.

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: Phillip Carlton at (850)413-5570 or Phillip.Carlton@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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Phillip Carlton, Assistant Director, Division of Unclaimed Property, 200 East Gaines Street, Tallahassee, FL 32399-0358, (850)413-5570 or Phillip.Carlton@myfloridacfo.com.

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 CORRECTIONS

RULE NO.: 33-208.002
RULE TITLE: Rules of Conduct

PURPOSE AND EFFECT: The proposed rule is intended to increase the safety, security, and good order of state correctional institutions and facilities by regulating the introduction of contraband by staff.

SUMMARY: Rulemaking is necessary to clarify and reorganize the rule, to make the rule gender neutral, and to establish criteria that will precipitate an intensive search of Department employees, employee property, and employee vehicles when entering, departing, or otherwise being on the premises of a Department institution or facility.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department used an itemized checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory cost associated with this rule that exceeds the criteria. Upon review of the proposed changes to the rule, the Department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 944.09, FS.

LAW IMPLEMENTED: 944.09, 944.14, 944.35, 944.36, 944.37, 944.38, 944.39, 944.47, FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lauren Sanchez, Paralegal Specialist, 501 S. Calhoun Street, Tallahassee, FL 32399 (850)717-3610, lauren.sanchez@fdc.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kyle Magee, Assistant General Counsel, 501 South Calhoun Street, Tallahassee, Florida 32399-2500, kyle.magee@fdc.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

33-208.002 Rules of Conduct.

The Department of Corrections requires all employees to familiarize themselves with all rules and regulations pertaining to their positions and duties, and requires all ~~that~~ employees to abide by these rules and regulations. The following rules of conduct and performance standards are applicable to all employees both on and off the job ~~to all Department of Corrections employees~~. Some of these rules of conduct are

~~restated found again~~ in abbreviated form in Rule 33-208.003, F.A.C. However, the next section titled “Range of Disciplinary Actions;” however, all rules of conduct are enforceable by appropriate disciplinary action even if not listed in Rule 33-208.003, F.A.C. regardless of whether they are listed in the range of disciplinary actions.

(1) Each warden, officer-in-charge, ~~and~~ circuit administrator, ~~administrator or~~ supervisor, ~~or as well as~~ designated central office staff ~~Central Office staff,~~ shall be responsible for ensuring ~~insuring~~ that each employee under his ~~or her~~ supervision, before assuming the duties of his ~~or her~~ employment, is familiar with all rules and regulations of the Department ~~and institution~~ that pertain to such employee and to the protection, custody, control, care, and treatment of persons under his ~~or her~~ supervision ~~or control~~. Each employee shall keep himself ~~or herself~~ completely familiar and comply with all such rules and regulations during his ~~or her~~ employment. Copies of the rules and regulations shall be made available for inspection by all employees.

(2)(a) Each employee shall make a full written report of any of the following within 24 hours or upon reporting to work for his ~~or her~~ next assigned shift, whichever is sooner:

1. A criminal ~~Criminal~~ charge was filed against the employee, or the employee is the principal in a criminal investigation. ~~him, or~~

2. The employee was arrested or received ~~Arrest or receipt~~ of a Notice to Appear for violation of any criminal law involving a misdemeanor, felony, or ordinance, except minor violations for which the fine or bond forfeiture is \$200 or less.

3. Any status change in any case arising out of circumstances ~~‘status change’ in the case~~ described in subparagraphs (2)(a)1. and (2)(a)2. above, to include any pleadings filed, appearances made, dates set, sanctions ordered, and decisions rendered.

4. Knowledge of any violation of the law, or any rules, directives, or procedures of the Department.

5. Knowledge that a business associate, relative, or co-resident of the employee was placed under Department supervision. “Business associate” means any person or entity engaged in or carrying on a business enterprise with a Department employee as a partner, joint venturer, corporate shareholder where the shares of such corporation are not listed on any national or regional stock exchange, or co-owner of property. “Relative” means any person who is related to a Department employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, or half-sister. “Co-resident” means any person who resides in the same household or residence with a Department employee.

(b) For an employee outside of central office, this ~~This~~ report shall be submitted to the warden, regional director, or circuit administrator. For an employee in central office, ~~in central office~~ this report shall be submitted to the employee’s bureau chief or director.

(3)(a) All employees shall keep themselves physically fit and ~~Each employee shall keep himself physically fit,~~ mentally alert, and shall perform their ~~his~~ duties fairly and impartially, and shall ~~otherwise~~ conduct themselves ~~himself~~ both on-duty and off-duty so as to command the respect of fellow employees, inmates, offenders subject to community supervision, persons on parole, probation or otherwise under his supervision, ~~inmates and the general public.~~ Each employee’s conduct shall at all times be consistent with the maintenance of proper security and welfare of Department institutions and facilities, ~~the institution and of inmates, and offenders subject to community supervision, persons on parole, probation or otherwise under his supervision.~~

(b) Supervisors of employees shall not fraternize or have a dating relationship with employees they directly supervise or who are supervised by subordinate supervisors in their chain of command.

(c)~~(b)~~ Each employee shall comply with the grooming, clothing, and uniform standards outlined in Rule 33-208.101, F.A.C.

(4) No change.

(5) No employee shall solicit, ~~trade, barter,~~ or accept a gift or any compensation from, trade or barter with, or present a gift to, an inmate, an inmate’s family, a person under the supervision of the Department, ~~department,~~ his ~~or her~~ family, or any other person on ~~in~~ behalf of an inmate or person under supervision, except as deemed appropriate and approved in writing ~~authorized~~ by the warden, officer-in-charge, circuit administrator, ~~administrator~~ or supervisor.

(6) No employee shall refuse to truthfully answer questions specifically relating to the performance of his ~~or her~~ official duties.

(7)(a) ~~No employee shall refuse to submit to a search or inspection by an authorized employee of his person, personal property or vehicle while entering, departing or otherwise being upon the premises of an institution. Refusal of an employee to submit to such search or inspection is considered as a serious form of insubordination. Upon proper notice to an employee occupying state owned housing, such housing is subject to reasonable inspections for maintenance and sanitation purposes at least annually.~~

(b) ~~All employees and contract staff shall be subject to some form of metal detection system search, and items in their possession or on their person shall be inspected prior to gaining entry to an institution or facility of the Department. Employees and contract staff may also be subject to a clothed pat search as~~

a part of this routine search process. Outer wear such as jackets or coats and footwear shall be removed and inspected upon request during the metal detection process and during clothed pat searches. Routine searches conducted prior to entry to a Department institution or facility shall be performed by an employee of the rank of correctional officer or above.

(c) When the officer in charge has good reason to believe an employee is involved in the unauthorized or unlawful possession or movement of anything into or out of an institution or facility of the Department, he may authorize a more intensive search than is normally required. Such an intensive search may include the employee's person, vehicle, and any locker, desk or storage space assigned to or used by the employee.

(d) The results of intensive search of an employee's person, property or vehicle shall be verbally reported to the officer in charge of the institution or facility immediately upon completion of the search. This shall be followed with a written report to the warden.

(e) When the intensive search includes the employee's assigned locker, desk or storage space provided by the Department, the employee should be present during the search. If the employee is unavailable and the delay required to await his presence would jeopardize the effectiveness of the search, or if the employee's presence would jeopardize the effectiveness of the search, the search shall be conducted without the employee. In such cases, the reasons for conducting the search in the employee's absence shall be documented and submitted to the warden for review.

(f) When an employee is subjected to a more intensive search than is normally required, the employee shall be informed of the reason for the search and of the name of the official ordering the search before the search begins.

(g) Any search of an employee's person that involves the visual inspection of the employee's unclothed body shall be conducted in private and out of the sight and hearing of other employees and inmates. Such searches shall only be conducted, observed and supervised by officials of the same sex as the employee being searched. Such searches shall be conducted by not less than two employees, one of whom will be at least the rank of correctional officer lieutenant. The correctional officer inspector shall assist in such searches unless he is unavailable and the delay associated with awaiting the inspector's arrival would jeopardize the effectiveness of the search. No more than three staff members shall be involved in the actual search. Group strip searches of employees shall not be permitted.

(h) Property that is introduced into the secure perimeter such as purses, briefcases, lunch boxes, or bags is subject to search at any time by an employee of the rank of a correctional officer or above.

(7) Upon proper notice to an employee occupying state-owned housing, such housing is subject to reasonable

inspections at least annually for maintenance and sanitation purposes.

(8) No change.

(9) No employee shall report for duty or exercise supervision or control over any person while under the influence of a narcotic, barbiturate, hallucinogenic drug, central nervous system stimulant, or any stimulant or an intoxicant. However, in the event any of the foregoing drugs is legally prescribed and administered to an employee, the employee shall report this to the circuit administrator, supervisor or officer-in-charge, or supervisor and provide him or her with a prescription receipt detailing the type of medication, the dosage, and the possible side effects. The circuit administrator, supervisor or officer-in-charge, or supervisor shall then determine make a determination whether the employee can perform his or her duties without detrimental effect. No employee shall refuse to submit to a blood alcohol test scientific test to measure the employee's his alcohol blood level when reporting for duty or while on duty if the circuit administrator, supervisor or officer-in-charge, or supervisor has reason to believe that the employee is under the influence of alcohol.

(10) through (12) No change.

(13) No employee shall sleep while on duty. Sleeping on duty is absolutely prohibited.

(14) No employee shall apply physical force to the person of an inmate except as provided in Rule 33-602.210, F.A.C., or to any other person under the employee's his supervision except and only to the degree that it reasonably appears to be necessary for in self-defense, to prevent escape, to prevent injury to a person or damage to property, to quell a disturbance, or when an inmate exhibits physical resistance to a lawful command. When force becomes necessary, a detailed written report shall be made by the employee to the warden who shall have an investigation made and shall approve or disapprove the force used. The employee's report, together with the warden's written approval or disapproval of the force used and his reasons therefore, shall be forwarded and distributed in accordance with Rule 33-602.210, F.A.C.

(15) No change.

(16) Violence, fighting, horseplay and threatening or interfering with other employees at any time on Department property, of Corrections premises or at any other place; while on duty, will not be tolerated.

(17) Gambling of any kind on Department property, of Corrections premises or at any other place; while on duty, will not be tolerated.

(18) Employees shall not reveal to unauthorized persons confidential information held by the Department, in Department of Corrections records to unauthorized persons.

(19) No employee shall knowingly submit inaccurate or provide untruthful information for or on any Department of ~~Corrections~~ record, report, or document.

(20) ~~No employee shall~~ Employees shall not be tardy, absent, or depart from work early without the permission of the employee's supervisor. ~~their supervisors~~ Every employee and shall observe time limitations on rest and meal periods. Each employee shall notify his or her immediate supervisor or designated representative prior to the employee's ~~his~~ scheduled work shift in the event the employee ~~he~~ expects to be absent from duty due to illness or other reason.

(21) No employee shall solicit funds or services, sell tickets, or distribute petitions or literature for any purpose other than official business on Department property, ~~of Corrections property~~ or at any other place while on duty, except that an employee may engage in such activities on Department of ~~Corrections~~ property when off-duty (before or after work, while on lunch hour, or during breaks) provided advance permission is obtained from the employee's supervisor. Such permission shall be given by the supervisor; if such solicitation is legal, if no employee is approached with a solicitation while on duty, and if such solicitations are conducted courteously without pressuring any employee ~~employees~~ to participate.

(22) Every employee shall will comply with safety regulations and must promptly report any illness or injury sustained while on duty ~~shall report promptly~~ to the appropriate supervisor any injury or illness.

(23) Employees shall not use Department materials, equipment, ~~of Corrections materials~~ or facilities for personal purposes. No employee ~~employees~~ shall occupy, use, or operate any Department property, equipment, ~~of Corrections property~~ or facility without prior authorization.

(24) Every employee has the responsibility to protect and safeguard Department of ~~Corrections~~ property and the person and property of inmates and employees. No employee shall be in unauthorized possession of any property of the Department ~~of Corrections~~, its inmates, persons under its supervision, or other employees, regardless of value, or attempt to remove such property from the Department of ~~Corrections~~ premises.

(25) Unauthorized possession or use of firearms or other weapons on Department of ~~Corrections~~ property, or at any other place while on duty, is prohibited.

(26) Employees shall maintain a professional relationship with all persons in the custody or under the supervision of the Department and with their immediate family and ~~of~~ visitors. No personal or business relationships are permitted. Marriage between employees and inmates is not permitted.

(27)(a) No employee shall refuse to submit to a search or inspection by authorized Department staff of his or her person, personal property, or vehicle when entering, exiting, or otherwise being upon the premises of a Department institution

or facility. Refusal to submit to such searches or inspections is considered a serious form of insubordination.

(b) All employee property that is introduced into the secure perimeter such as purses, briefcases, lunch boxes, or bags is subject to search at any time by a Department employee of the rank of a correctional officer or higher.

(c) All employees shall be subject to some form of metal detection search, and items in their possession or on their person shall be inspected prior to entering a Department institution or facility. Employees may also be subject to a clothed pat search as a part of the routine search process. Exterior layers of clothing and accessories such as gloves, scarves, jackets, coats, sweaters, footwear, and any approved head covering shall be removed and inspected upon request during the metal detection process and during clothed pat searches. Clothed pat searches shall include manual and visual inspection of an employee's hair, hair piece, toupee, wig, hair extensions, facial hair, and scalp. Metal detection and clothed pat searches conducted prior to entry to a Department institution or facility shall be performed by an employee of the rank of correctional officer or higher.

(d) Based on the criteria set for the below, when authorized Department staff suspects that an employee is involved in the unauthorized or unlawful possession or movement of any unauthorized item into or out of a Department institution or facility, the officer-in-charge may request authorization from the warden or duty warden to conduct a more intensive search than is normally required. An intensive search may include a search of the employee's person, including the visual inspection of an employee's unclothed body, and the search of the employee's vehicle and any locker, desk, or storage space assigned to or used by the employee.

(e) An intensive search of an employee's vehicle or any locker, desk, or storage space assigned to or used by the employee shall only be authorized by the warden or duty warden based on one or more of the following:

1. A K-9 alert;

2. A drug ion scanner alert;

3. Credible information compiled, analyzed, or disseminated in an effort to anticipate, prevent, or monitor criminal activity obtained from the Department's Office of Intelligence, or a federal, state, or local law enforcement agency that has been vetted through the Department's office of Inspector General.

(f) An intensive search of an employee's person shall only be authorized by the warden or duty warden based on one or more of the following:

1. An employee's failure to clear approved security devices, including a cell phone tower or metal detector; or

2. The detection of a foreign object during a routine clothed pat search.

(g) When an intensive search of an employee’s person, vehicle, or any locker, desk, or storage space assigned to or used by the employee is authorized, the employee shall be informed of the reason for the search and of the name of the official ordering the search before the search begins.

(h) When an intensive search includes the employee’s assigned locker, desk, or storage space provided by the Department, the employee should be present during the search. However, if the employee is unavailable and the delay required to wait for his or her presence would jeopardize the effectiveness of the search, or if the employee’s presence would jeopardize the effectiveness of the search, the search shall be conducted without the employee present. In such cases, the reasons for conducting the search in the employee’s absence shall be documented and submitted by the officer-in-charge to the warden for review.

(i) Before an intensive search of an employee’s person that involves the visual inspection of the employee’s unclothed body may proceed, the employee must either give his or her consent to the search or a search warrant must be obtained authorizing the search.

(j) Any search of an employee’s person that involves the visual inspection of the employee’s unclothed body must be approved by the warden or duty warden and shall be conducted in private and out of the sight and hearing of other employees and inmates. Such searches must be conducted, observed, and supervised by at least two employees of the same sex as the employee being searched, one of whom must be at least the rank of correctional officer lieutenant, unless a same sex correctional officer lieutenant or higher is unavailable and the delay required to wait for his or her presence would jeopardize the effectiveness of the search. No more than three staff members shall be involved in the unclothed body search of an employee. Group unclothed body searches of employees are not permitted.

(k) If at any time during any search criminal activity is suspected, the search process shall be suspended and the Office of the Inspector General and, if appropriate, local law enforcement, must be notified to conduct any further investigation.

(l) The results of an intensive search of an employee’s person, vehicle, or any locker, desk, or storage space assigned to or used by the employee shall be verbally reported to the officer-in-charge immediately upon completion of the search. This shall be followed with a written report from the officer-in-charge to the warden.

Rulemaking Authority 944.09 FS. Law Implemented 944.09, 944.14, 944.35, 944.36, 944.37, 944.38, 944.39, 944.47 FS. History—New 10-8-76, Amended 10-11-77, 4-19-79, 6-18-83, Formerly 33-4.02, Amended 8-15-89, 10-20-90, 3-20-91, 1-30-96, 3-24-97, 4-19-98, Formerly 33-4.002, Amended 7-17-02, 4-5-04, 4-17-06, 11-6-08, 3-9-10, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Richard Comerford, Assistant Deputy Secretary of Institutions
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mark S. Inch, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 30, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 6, 2020

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: 61-35.006
 RULE TITLE: Florida Barbers' Departmental Forms
 PURPOSE AND EFFECT: to adopt forms that have been updated to replace reference of “out of state” with “U.S. Territory”, as a result of changes made to s.476.144, F.S.
 SUMMARY: Within the provided paragraph the Department proposes to amend Rule 61-35.006 to adopt the forms.
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 455.213, FS.
 LAW IMPLEMENTED: 455.203(5), 455.213(1), 455.213(2), 455.217(2), 455.217(6), 455.2179, 455.219(1), 455.2281, 455.2228, 455.271(6), 455.271(2), 559.79, 476.114(1), 476.114(2), 476.114(3), 476.144(7), 476.144(5), 476.144(6), 476.192, 476.184(1), 476.184(3), 476.184(7), 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: Aimee Odom, Rules Coordinator, Division of Professions, 2601 Blair Stone Road, Tallahassee, Florida 32399-0760, (850)717-1394.

THE FULL TEXT OF THE PROPOSED RULE IS:

61-35.006 Florida Barbers' Departmental Forms.

The following Florida Barber forms can be obtained at www.myfloridalicense.com/dbpr/ or by contacting the Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, FL 32399-0790, (850)487-1395:

(1) No change.

(2) Any person desiring licensure as a Barber by examination based on current licensure in another ~~state or~~ country or U.S. Territory, shall submit a completed Form DBPR BAR 2, Application for Initial License by Exam Based on Current Licensure in Another ~~State or~~ Country or U.S. Territory, effective ~~May 29, 2012~~ ~~XXXX~~, adopted and incorporated by reference, ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01274>~~ ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>~~.

(3) No change.

(4) Any person desiring licensure as a Barber by Endorsement, shall submit a completed Form DBPR BAR 4, Application for License by Endorsement, effective ~~May 29, 2012~~ ~~XXXX~~, adopted and incorporated by reference, ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01276>~~ ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>~~.

(5) – (10) No change.

Rulemaking Authority 455.213 FS. Law Implemented 455.203(5), 455.213(1), 455.213(2), 455.217(2), 455.217(6), 455.2179, 455.219(1), 455.2281, 455.2228, 455.271(6), 455.271(2), 559.79, 476.114(1), 476.114(2), 476.114(3), 476.144(7), 476.144(5), 476.144(6), 476.192, 476.184(1), 476.184(3), 476.184(7) FS. History—New 6-14-12, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Aimee Odom, Rules Coordinator, Division of Professions, 2601 Blair Stone Road, Tallahassee, Florida 32399-0760, (850)717-1394.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Halsey Beshears, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 10/12/2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 21, 2020 (v. 46, n. 141)

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.005
 RULE TITLE: Examination

PURPOSE AND EFFECT: The Board proposes to update the rule language to prevent the need to update the rule each time the passing score for the licensure exam changes.

SUMMARY: To update rule language regarding examinations. 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: 468.1135(4) FS.

LAW IMPLEMENTED: 456.017(1)(c), 468.1175 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: Kama Monroe, Executive Director, Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-2.005 Examination.

(1) through- (2) No change.

(3) A passing score on the licensure examination is required for licensure purposes ~~For purposes of licensure, 600 is defined as the passing score.~~ Such score must have been obtained no more than 3 years from the date of application. Rulemaking Authority 468.1135(4) FS. Law Implemented 456.017(1)(c), 468.1175 FS. History—New 3-14-91, Formerly 21LL-2.005, Amended 11-30-93, Formerly 61F14-2.005, Amended 9-26-95, Formerly 59BB-2.005, Amended 5-18-04,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Speech-Language Pathology and Audiology
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Speech-Language Pathology and
Audiology
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: October 23, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: December 29, 2020

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: RULE TITLE:

64B20-7.001 Disciplinary Guidelines

PURPOSE AND EFFECT: In accordance with 2020-76 Laws of Florida, a new violation with penalty ranges is added to the disciplinary guidelines concerning improper assignment of emotional support animals.

SUMMARY: To update rule language regarding disciplinary guidelines.

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, 468.1135(4) FS.
LAW IMPLEMENTED: 456.063, 456.072, 456.076, 456.079, 468.1295, 468.1296 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: Kama Monroe, Executive Director, Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-7.001 Disciplinary Guidelines.

(1) No change.

(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 is descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATIONS RECOMMENDED PENALTIES

	First Offense	Second Offense	Third Offense
(a) through (z)	No change.		
(aa) through (hh)	No change.		

	<u>FIRST OFFENSE</u>	<u>SECOND OFFENSE</u>	<u>THIRD OFFENSE</u>
(ii) <u>Providing information, including written documentation, indicating that person has disability or supporting person's need for an emotional support animal</u>	<u>(ii) From aa reprimand to suspension of license, and an administrative fine of \$1,000.00 to \$500.00.</u>	<u>(ii) From suspension of license, and an administrative fine of \$1,000.00 to \$5,000.00.</u>	<u>(ii) From suspension of license, and an administrative fine of \$1,000.00 to \$10,000.00.</u>

(456.072(1)(p)
p), F.S.)

Rulemaking Authority 456.079, 468.1135(4) FS. Law Implemented 456.063, 456.072, 456.076, 456.079, 468.1295, 468.1296 FS. History—New 2-7-91, Amended 11-9-92, Formerly 21LL-7.001, 61F14-7.001, 59BB-7.001, Amended 10-25-00, 4-14-02, 8-22-05, 12-28-05, 8-28-07, 8-28-12, 12-2-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Speech-Language Pathology and Audiology
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Speech-Language Pathology and
Audiology
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: October 23, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: December 29, 2020

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: RULE TITLE:
64B32-5.007 Citations

PURPOSE AND EFFECT: The proposed rule amendment is intended to revise the rule language for citations.

SUMMARY: To update rule language regarding citations.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 456.072(3), 456.077 FS.

LAW IMPLEMENTED: 456.072(3), 456.077 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3253.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B32-5.007 Citations.

(1) Pursuant to Section 456.077, F.S., the Board sets forth below those violations for which there is no substantial threat to the public health, safety, and welfare; or, if there is a substantial threat to the public health, safety, and welfare, such potential for harm has been removed prior to the issuance of the citation. Next to each violation is the penalty to be imposed. All citations will include a requirement that the subject correct the violation, if remediable, within a specified period of time not to exceed 90 days, and impose whatever obligations will remedy the offense, except documentation of completion of continuing education requirements shall be as specified in paragraph (2)(a). If the violation is not corrected, or is disputed, the Department shall follow the procedure set forth in Section 456.073, F.S. In addition to any administrative fine imposed, the Respondent shall be required by the Department to pay the costs of investigation. ~~The form to be used is specified in the rules of the Department of Health.~~

(2) through (5) No change.

Rulemaking Authority, 456.072(3), 456.077 FS. Law Implemented 456.072(3), 456.077 FS. History—New 5-19-96, Formerly 59R-74.006, 64B8-74.006, Amended 1-6-02, 5-31-04, 2-23-06, 3-28-10, 9-15-10,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Respiratory Care
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Respiratory Care
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: October 16, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: December 29, 2020

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
 64B9-4.001 Definitions

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 46 No. 211, October 28, 2020 issue of the Florida Administrative Register.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the Board at the public telephonic meeting held December 4, 2020.

64B9-4.001 Definitions.

(1) through (11) No change.

(12) Primary care practice – includes physical and mental health promotion, assessment, evaluation, disease prevention, health maintenance, counseling, patient education, diagnosis and treatment of acute and chronic illnesses, inclusive of behavioral and mental health conditions ~~(adapted from the American Academy of Family Physicians – Definition #2) in a variety of health care settings.~~

(13) through (15) No change.

Rulemaking Authority 464.006, 464.012, 464.0123 FS. Law Implemented 464.003(3), 464.012, 464.0123 FS. History—New 8-31-80, Amended 3-16-81, 6-18-85, Formerly 21O-11.20, 21O-11.020, 61F7-4.001, Amended 5-29-96, Formerly 59S-4.001, Amended 4-5-00, 3-10-20, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252; MQA.Nursing@flhealth.gov.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: On December 18, 2020 the Division of Hotels and Restaurants received a Petition for a Routine Variance for subparagraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2017 FDA Food Code from DAXSUR LLC located in Coral Springs. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink and 3-compartment sink.

The Petition for this variance was published in Vol. 46/246 on December 21, 2020. The Order for this Petition was signed and approved on January 13, 2021. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sinks and 3-compartment sink are emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sinks are provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign.

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:

64B10-16.001 General Information; Monitors

NOTICE IS HEREBY GIVEN that on January 12, 2021, the Board of Nursing Home Administrators, received a petition for variance or waiver filed by Samantha Pierce. Petitioner seeks a variance or waiver of subsections 64B10-16.001(5) and (9),

F.A.C., regarding the administrator-in-training program starting and interruption date. Petitioner is requesting to start the program on March 1, 2021 with an interruption of the program for her compulsory active duty service and resume training on March 8, 2021. Comments on this petition should be filed with the Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, at the above listed address, or by electronic mail - Anthony.Spivey@flhealth.gov.

DEPARTMENT OF HEALTH
Division of Environmental Health

RULE NO.: RULE TITLE:

64E-19.007 Other Operations

NOTICE IS HEREBY GIVEN that on January 04, 2020, the Department of Health, received a petition for permanent Variance from paragraph 64E-19.007(6)(e), Florida Administrative Code, from Michael Crea, 2155 Siesta Drive Sarasota, Florida 34239. This rule prescribes credentialing requirements for persons instructing body piercing courses. The Petitioner requests variance from this rule to allow the Petitioner to teach the environmental health & safety and the infection control sections of the training to body piercers and operators. Comments on this petition should be filed with the Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703.

A copy of the Petition for Variance or Waiver may be obtained by contacting:Carolynn Balcar, Bureau of Environmental Health, Facility Programs Section, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710, or by calling (850)274-2906.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: Thursday, January 21, 2021, 5:00 p.m. – 7:00 p.m.

PLACE: www.swflroads.com/i75/atcolonialblvd/

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will host a

virtual public information meeting from 5:00 p.m. – 7:00 p.m. on Thursday, January 21, 2021 about improvements to I-75 at Colonial Boulevard (SR 884) Interchange and along Colonial Boulevard. The public information meeting is being held to provide the public with construction information and answer any questions about the project.

The meeting will be held online and will be accessible through the project website at www.swflroads.com/i75/atcolonialblvd/. To attend the online, live question and answer session, please visit the project website anytime from 5:00 p.m. – 7:00 p.m. on Thursday, January 21, 2021 to enter the public meeting. Project information will be available in a virtual meeting room, and from here participants can attend the live question and answer session. All attendees will be muted, and questions can be entered through the chat function. Public meeting displays will remain posted on the project website following the meeting.

The improvements will enhance access to I-75, as well as improve overall safety, increase capacity, and facilitate emergency evacuation within the County. In addition, the improvements will help serve travel demands created by anticipated countywide population and employment growth. The improvements will reconfigure the I-75 at Colonial Boulevard Interchange to a Diverging Diamond Interchange (DDI). I-75 will also be widened to provide an auxiliary lane in each direction from Colonial Boulevard to SR 82/Dr. Martin Luther King Jr. Boulevard, and emergency stopping sites at the Colonial Boulevard interchange and the northbound off-ramp at SR 82. Other improvements along Colonial Boulevard include a Continuous Flow Intersection (CFI) at the intersection of Six Mile Cypress Parkway/Ortiz Avenue and a Redirected Crossing U-Turn (RCUT) intersection at the Colonial Boulevard/Forum Boulevard intersection. The contractor is Ajax Industries of Florida and construction cost is \$52.7 million and completion is expected in mid-2024.

A copy of the agenda may be obtained by contacting: This meeting is an open house and there is no agenda for this meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Cynthia Sykes, FDOT District One Title VI Coordinator by phone at 1(863)519-2287, or via email at Cynthia.Sykes@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Brian Bollas, FDOT Community Outreach Manager, at 1(813)262-8499 or via e-mail at Brian.Bollas@dot.state.fl.us.

FLORIDA COMMISSION ON OFFENDER REVIEW

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

DATES AND TIMES: Wednesday, February 3, 2021, 9:00 a.m.; Thursday, February 4, 2021, 11:00 a.m.; Wednesday, February 10, 2021, 9:00 a.m.; Thursday, February 11, 2021, 11:00 a.m.; Wednesday, February 24, 2021, 9:00 a.m.; Thursday, February 25, 2021, 11:00 a.m.

PLACE: There will be no in person Commission meeting. The meeting will be held via conference call. To participate in the meeting, call United States (Toll Free): 1(877)309-2073 or United States: (571)317-3129 and dial access code 337-350-165. For questions and correspondence from inmate supporters, please email inmatessupporter@fcor.state.fl.us. For questions and correspondence regarding victims' rights, please email victimquestions@fcor.state.fl.us.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Commission on Offender Review, (850)488-1293.

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: Florida Commission on Offender Review at ada@fcor.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA COMMISSION ON OFFENDER REVIEW

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

DATE AND TIME: Monday, January 25, 2021, 9:00 a.m. – 10:00 a.m.

PLACE: There will be no in person Commission meeting. The meeting will be held via conference call. To participate in the meeting, call United States (Toll Free): 1(877)309-2073 or United States: (571)317-3129 and dial access code 337-350-165. For questions and correspondence from inmate supporters, please email inmatessupporter@fcor.state.fl.us. For questions and correspondence regarding victims' rights, please email victimquestions@fcor.state.fl.us.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed changes to FCOR rules 23-21, 23-22, 23-23, 23-24, and 23-25.

A copy of the agenda may be obtained by contacting: Lisa Martin, Florida Commission on Offender Review, at lisamartin@fcor.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lisa Martin, Florida Commission on Offender Review, at lisamartin@fcor.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

REGIONAL PLANNING COUNCILS**West Florida Regional Planning Council**

The Emerald Coast Regional Council Board Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 20, 2021, 11:30 a.m.

PLACE: Okaloosa County Administrative Office, 1250 N Eglin Pkwy Ste 102, Shalimar, Fla.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Emerald Coast Regional Council will hold a board meeting on Wed., Jan. 20, 2021 at 11:30 a.m. The board will meet at the Okaloosa County Administrative Office, 1250 N Eglin Pkwy Ste 102, Shalimar, Fla.

All in-person participants are **REQUIRED** to wear appropriate person protective equipment and will be required to comply with social distancing recommendations. Masks will be available for in-person participants.

The Emerald Coast Regional Council Board will discuss general business, the meeting agenda can be accessed at www.ecrc.org/ECRCBoardMeetings.

PUBLIC FORUM

Public input is valuable to ECRC, we encourage our communities to submit input through a variety of avenues. Comments can be submitted via eComment Card, email, or phone. Visit www.ecrc.org/ECRCBoardMeetings to learn more.

A copy of the agenda may be obtained by contacting: Tammy Neal, (850)332-7976, ext. 247 or tammy.neal@ecrc.org.

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

agency at least 48 hours before the workshop/meeting by contacting: Title VI Coordinator, (850)332-7976, ext. 220 or PublicInvolvement@ecrc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Tammy Neal, (850)332-7976, ext. 247 or tammy.neal@ecrc.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

The Board of Veterinary Medicine announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, January 27, 2021, 1:30 p.m.

PLACE: 1(888)585-9008, Conference Room: 148-951-924#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel meeting portions which may be closed to the public.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

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: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Board of Accountancy announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2021, 9:00 a.m. ET

PLACE: Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/716624197>

You can also dial in using your phone. United States (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 716-624-197

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet to consider enforcement proceedings including

consideration of investigation officers' reports, rules, and other general business.

A copy of the agenda may be obtained by contacting: Kevin Brown, (352)333-2505.

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: Kevin Brown, (352)333-2505. 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: Kevin Brown, (352)333-2505.

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

RULE NO.: RULE TITLE:

68D-24.017 Palm Beach County Boating Restricted Areas

The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: January 18, 2021, 5:00 p.m. – 7:00 p.m.

PLACE: Adobe Connect

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting originally scheduled for January 18, 2021 has been cancelled.

A copy of the agenda may be obtained by contacting: The meeting originally scheduled for January 18, 2021 has been cancelled.

DEPARTMENT OF FINANCIAL SERVICES

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

DATE AND TIME: Wednesday, January 27, 2021, 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.

DEPARTMENT OF FINANCIAL SERVICES

Division of Treasury

RULE NO.: RULE TITLE:

69C-3.001 Purpose

The Florida Division of Treasury announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 27, 2021, 1:00 p.m.

PLACE: Go To Meeting online

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a biannual meeting of the Chief Financial Officer's Treasury Investment Committee pursuant to Section 17.575, Florida Statutes. The purpose of the Go To Meeting online is to provide an overview of Treasury operations and performance.

A copy of the agenda may be obtained by contacting: Wanda Cole, (850)413-3310.

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: Wanda Cole, (850)413-3310. 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: Wanda Cole, (850)413-3310.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The Center for Independent Living Orlando announces a public meeting to which all persons are invited.

DATE AND TIME: January 19, 2021, 8:15 a.m.

PLACE: CIL Office

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Committee Meeting

A copy of the agenda may be obtained by contacting: Carla Campbell

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: Carla Campbell. 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: Carla Campbell

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The FWCJUA Rates & Forms Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 10, 2021, 2:00 p.m. ET

PLACE: Contact Kathy Coyne at (941)378-7408 to participate.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include 2020 reserves; 2021 loss ratio selection; Operations Manual; and review of rates, rating plans & policy forms and associated matters to include application forms.

A copy of the agenda may be obtained by contacting: Ms. Coyne or at www.fwcjua.com.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

The FWCJUA Operations Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 10, 2021, 3:00 p.m. ET

PLACE: Contact Kathy Coyne at (941)378-7408 to participate.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics include 2021 Business Plan & Forecast and disaster recovery matters.

A copy of the agenda may be obtained by contacting: Ms. Coyne or at www.fwcjua.com.

FLORIDA SURPLUS ASSET FUND TRUST

The Florida Surplus Asset Fund Trust announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 28, 2021, 1:00 p.m. via Zoom

PLACE: Zoom Meeting ID: 867 6414 8270, Passcode: 987487

GENERAL SUBJECT MATTER TO BE CONSIDERED: MEETING OF THE BOARD OF TRUSTEES - BOARD OF PARTICIPANTS

A. BUSINESS ITEMS

1. Call to Order/ Roll Call
2. Nomination of Board Officers
3. Public Comments
4. Approval Prior Board Meeting Minutes
 - (a) October 29, 2020
5. Participant and Guest Introductions

B. STAFF REPORTS

1. Investment Advisor/Operations Manager Update - PMA
 - (a) Economic and Market Update

- (b) FLSAFE LGIP Portfolio Update
- (c) Operations Manager Report
- (d) Board Ratification of Term Series
- (e) Marketing Update
- (f) PMA Comments
- 2. Administrator Update- FMAS
- (a) Presentations, General Comments
- (b) FMAS Comments

C. OTHER ITEMS

- 1. FLSAFE Counsel’s Comments
- 2. Participant’s Comments
- 3. Advisory Council Member Comments
- 4. Board Member’s Comments

D. SET NEXT MEETING DATE/ ADJOURNMENT

1. Future meeting dates: April 29, 2021; July 29, 2021; October 28, 2021

A copy of the agenda may be obtained by contacting: Jeff Larson, FLSAFE Administrator at (407)496-1597, jlarson@floridamanagementservices.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Jeff Larson, FLSAFE Administrator at (407)496-1597, jlarson@floridamanagementservices.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Jeff Larson, FLSAFE Administrator at (407)496-1597, jlarson@floridamanagementservices.com.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Board of Accountancy hereby gives notice: that the petition for declaratory statement filed by Rene Velazquez on December 11, 2020, has been withdrawn. The Notice of Petition was published in Vol. 46 No. 247 of the December 22, 2020, issue of the Florida Administrative Register.

Please refer all comments to: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, by telephoning (352)333-2505 or by email Roger.Scarborough@myfloridalicense.com.

DEPARTMENT OF FINANCIAL SERVICES
Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has received the petition for declaratory statement from CMJ Solutions, LLC. The petition seeks the agency's opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.

On 1/13/2021, the Florida Office of Financial Regulation (Consumer Finance) received a Petition for Declaratory Statement from CMJ Solutions, LLC. The petition seeks a declaratory statement from the Office on whether a Florida bitcoin ATM operator is required to register as state money transmitters under the Florida Money Transmitter Statute, Chapter 560, Florida Statutes.

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

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

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Thursday, January 7, 2021 and 3:00 p.m., Wednesday, January 13, 2021.

Rule No.	File Date	Effective Date
5C-3.001	1/11/2021	1/31/2021
5C-3.004	1/11/2021	1/31/2021
5C-3.012	1/11/2021	1/31/2021
5C-3.015	1/11/2021	1/31/2021
25-6.043	1/7/2021	1/7/2021
25-7.039	1/7/2021	1/7/2021
25-22.0406	1/7/2021	1/7/2021
25-22.0407	1/7/2021	1/7/2021
25-30.436	1/7/2021	1/7/2021
25-30.437	1/7/2021	1/7/2021
25-30.438	1/7/2021	1/7/2021
25-30.4385	1/7/2021	1/7/2021
25-30.440	1/7/2021	1/7/2021
25-30.443	1/7/2021	1/7/2021
40E-2.091	1/11/2021	1/31/2021
40E-10.021	1/11/2021	1/31/2021
40E-10.031	1/11/2021	1/31/2021
40E-10.061	1/11/2021	1/31/2021
59A-35.110	1/13/2021	2/2/2021
61G19-6.019	1/8/2021	1/28/2021
64B6-8.003	1/12/2021	2/1/2021
64B14-4.100	1/7/2021	1/27/2021
64B14-4.115	1/7/2021	1/27/2021
65G-4.0213	1/12/2021	7/1/2021

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

University of Florida

Notice of Bid

University of Florida Procurement Services will receive sealed bids for ITB21DB-129 Rooftop Unit (RTU) Replacement for Sun Terrace Chick-Fil-A, on February 10, 2021, 3:00 p.m. at 971 Elmore Drive, Gainesville, FL. Mandatory pre-bid meeting will be held on January 20, 2021, 10:00 a.m. in the open area outside the Sun Terrace Chick-fil-A located behind the Communicore Building, 1249 Center Drive, Gainesville, FL. Vendor questions and requests for clarification are due on January 27, 2021, 5:00 p.m. All questions can be directed to Debbie Berrier, Procurement Agent II, at dberrier@ufl.edu. For bid documents and other information visit <https://procurement.ufl.edu/vendors/schedule-of-bids/>.

HILLSBOROUGH COUNTY AVIATION AUTHORITY

Temporary Air Traffic Consulting Services for Special Events

HILLSBOROUGH COUNTY AVIATION AUTHORITY (AUTHORITY)

RFP No. 92013 for Temporary Air Traffic Consulting Services for Special Events

Sealed bids for Temporary Air Traffic Consulting Services for Special Events will be received from firms by the Authority electronically at www.TampaAirport.com > Learn about TPA > Airport Business > Procurement > Current Solicitation Opportunities > Solicitations – Non-Capital.

Solicitation documents and detailed requirements will be available on the Tampa International Airport website at www.tampaairport.com > Learn about TPA > Airport Business > Procurement > Current Solicitation Opportunities > Solicitations – Non-Capital on or about January 13, 2021.

65G-4.0214	1/12/2021	7/1/2021
65G-4.0215	1/12/2021	7/1/2021
65G-4.0216	1/12/2021	7/1/2021
65G-4.0217	1/12/2021	7/1/2021
65G-4.0218	1/12/2021	7/1/2021
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	**/**/****

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food, Nutrition and Wellness
 Child Nutrition Program State Waiver Request

1. State agency submitting waiver request and responsible State agency staff contact information: Florida Department of Agriculture and Consumer Services (FDACS), Lakeisha T. Hood, Director, (850)617-7438, Lakeisha.Hood@FDACS.gov
 Nathalie Pierre, Chief of Compliance and Program Integrity, (850)617-7666, Nathalie.Pierre@FDACS.gov
2. Region: Southeast
3. Eligible service providers participating in waiver and affirmation that they are in good standing:
 FDACS is in good standing.
4. Description of the challenge the State agency is seeking to solve, the goal of the waiver to improve services under the Program, and the expected outcomes if the waiver is granted. [Section 12(1)(2)(A)(iii) and 12(1)(2)(A)(iv) of the NSLA]:
 Under Program statute and regulations, State agencies and local operators are required to conduct monitoring of the Child Nutrition Programs. Through nationwide waivers, the Food and Nutrition Service provided flexibilities to allow for off-site reviews in 2021 in order to help minimize potential exposure to the novel coronavirus (COVID-19), including the release of COVID-19: Child Nutrition Response #59 Nationwide Waiver to Allow Summer Food Service Program and Seamless Summer Option Operations through June 2021.

As a result, Program operators are operating different programs, at different times of the year than traditional operations, and a waiver of Federal statutory and/or regulatory requirements is needed in order to provide effective and efficient oversight of some or all of the Program operations in fiscal year 2021. Specifically, there are 313 operators of the National School Lunch Program (NSLP), 52 operators of the NSLP Seamless Summer Option (SSO), and 55 operators of the Summer Food Service Program currently in Florida.

5. Specific Program requirements to be waived (include statutory and regulatory citations). [Section 12(1)(2)(A)(i) of the NSLA]:
 [7 CFR 225.7(d)] Program monitoring and assistance
 [7 CFR 225.7(d)(2)(ii)(A)] Review new sponsors within the first year of operating.
 [7 CFR 225.7(d)(2)(ii)(B)] Annually review sponsors whose reimbursements count as half the aggregate from the previous year.
 [7 CFR 225.7(d)(2)(ii)(C)] Annually review sponsors who had operational issues the year prior.
 [7 CFR 225.7(d)(2)(ii)(D)] Review every sponsor at least once every three years.
 [7 CFR 225.7(d)(2)(ii)(E)] Conduct reviews of at least 10 percent of each sponsor’s sites or one site, if that’s greater.
 [7 CFR 225.7(d)(2)(iii)(3)] Conduct follow up reviews of sponsors and sites as necessary.
 [7 CFR 210.8(a)(1) & 220.11(d)(1)] SFA reviews by February 1 (for SFSP sponsors)
 [7 CFR 210.9 (c)(7)] Afterschool care reviews (for SFSP Sponsors not providing Afterschool care meals)
6. Detailed description of alternative procedures and anticipated impact on Program operations, including technology, State systems, and monitoring:
 Please see number #11 for a detailed description of alternative procedures. Because FDACS is still on state-mandated travel restriction, alternative procedures will allow Program monitoring to continue and, therefore, increase program integrity and reduce opportunities for program abuse or fraud.
7. Description of any steps the State has taken to address regulatory barriers at the State level. [Section 12(1)(2)(A)(ii) of the NSLA]:
 There are no regulatory barriers at the State level to address.
8. Anticipated challenges State or eligible service providers may face with the waiver implementation:
 FDACS will work with its Office of Agriculture Technology Services and eligible service providers to ensure documentation for desk audits can be received, reviewed, and maintained properly. FDACS will also provide technical assistance for

eligible service providers on how to upload, scan, fax or mail required documentation for desk audits.

9. Description of how the waiver will not increase the overall cost of the Program to the Federal Government. If there are anticipated increases, confirm that the costs will be paid from non-Federal funds. [Section 12(l)(1)(A)(iii) of the NSLA]: This waiver request will not increase the overall cost of the Program to the Federal government.

10. Anticipated waiver implementation date and time period: Upon approval through June 30, 2021

11. Proposed monitoring and review procedures: SFSP/SSO Monitoring and Oversight Plan

FDACS requests to waive the Federal statutory and regulatory requirements for Summer Food Service Program (SFSP) and Seamless Summer Option (SSO) State agency monitoring as indicated, and proposes to provide oversight to these programs to identify and prevent fraud using the following alternative approach:

FDACS will conduct SFSP Onsite Site Monitoring Reviews (with the assistance of a third-party contractor) in keeping with its efforts to conduct reviews on 100% of SFSP sites for program integrity based on feedback from the USDA-OIG Audit of Florida’s Controls of the Summer Food Service Program. Within this methodology, FDACS started, and will continue, conducting 100% site reviews in the counties with the highest number of SFSP sites, which is as follows, until all sites have received an onsite review:

Marion	84	Gilchrist	9
Brevard	67	Okeechobee	9
St. Lucie	67	Desoto	8
Sarasota	61	Calhoun	7
Manatee	57	Holmes	7
Seminole	57	Jackson	7
Escambia	54	Sumter	7
Putnam	54	Washington	7
Lake	53	Franklin	6
Indian River	43	Hamilton	6
Hernando	42	Taylor	6
Santa Rosa	38	Wakulla	6
Bay	35	Jefferson	4
Okaloosa	35	Glades	3
Highlands	33	Lafayette	3
Collier	29	Liberty	3
Gadsden	29	Gulf	2
Martin	26	Madison	2
Hendry	24	Union	0
Charlotte	23	Statewide Total:	4,741

County	# Approved Sites (17/18)	County	# Approved Sites (17/18)
Miami-Dade	865	Hardee	23
Broward	490	Monroe	22
Orange	358	Baker	21
Palm Beach	310	Levy	21
Hillsborough	298	Nassau	21
Duval	267	St. Johns	21
Pinellas*	191	Columbia	17
Volusia*	118	Dixie	12
Polk*	112	Citrus	11
Lee*	111	Clay	11
Pasco	104	Flagler	11
Osceola	103	Suwannee	10
Leon	92	Walton	10
Alachua	89	Bradford	9

Note: Counties with asterisk* will have onsite monitoring completed during SY 2020-2021.

FDACS will conduct SFSP Administrative Reviews (utilizing the flexibilities elected under Nationwide Waiver of Onsite Monitoring Requirements for State Agencies in the Summer Food Service Program – EXTENSION 2) on any SFSP sponsors that receive Onsite Site Monitoring Reviews from the third-party contractor and experience one or more of the following operational issues:

1. Repeat findings during follow-up on-site reviews;
2. Substantially different meal counts on the day of the Onsite Monitoring Review than the last five days of meal count records; and/or
3. Systemic findings during Onsite Monitoring Reviews (e.g. similar/same findings at multiple sites)

FDACS will conduct Claim Validation Reviews on SFSP sponsors who exhibit the following red flags (this is not an exhaustive list.)

1. Block claiming
2. Meals claimed at least two times higher than previous months
3. Serving a substantially lower number of meals on the day of a review than on previous days.

FDACS will also conduct Claim Validation Reviews on all new NSLP Sponsors (e.g. less than one year of program experience) operating SSO for first time. If a single month claim validation review results in no findings, no additional claim validation reviews will be conducted. If a single month's claim validation review results in findings, then a second month claim validation review will be conducted. If the second month's claim validation review results in findings, the Sponsor will receive an SSO Administrative Review and will be added to the SY 2021-22 School Meals Administrative Review Schedule.

FDACS will use the factors (as described above) to determine the number of sponsors to be monitored by Claim Validation Review in lieu of the regulatory aggregate requirement.

Food Service Management Company (FSMC) reviews will continue to be conducted by the respective local health and food safety authority.

NSLP Monitoring and Oversight Plan

FDACS does not require any waivers of the Federal statutory and regulatory requirements for National School Lunch Program (NSLP) monitoring. The proposed plan for oversight to these programs to identify and prevent fraud is as follows:

FDACS will conduct School Meal Administrative Reviews (utilizing the flexibilities elected under Nationwide Waiver of Onsite Monitoring Requirements in the School Meals Programs – Revised – EXTENSION 2) on Sponsors operating NSLP that are on the SY 2020-21 review schedule.

Sponsors that were on the School Meals Administrative Review schedule for SY 2020-21 that are operating SSO or SFSP will be reviewed during SY 2021-22 under the department's existing SMAR schedule waiver. The schedule will be adjusted accordingly thereafter for School Meal Administrative Reviews for the following school years until FDACS has completed its 4-year review cycle.

Local agency procurement reviews will continue to be conducted in conjunction with corresponding School Meal Administrative Reviews.

Sponsoring Organization Monitoring Requirements

FDACS requests to waive the Federal statutory and regulatory requirements for Summer Food Service Program (SFSP) and Seamless Summer Option (SSO) sponsor monitoring as indicated, and proposes to provide oversight to these programs to identify and prevent fraud using the following alternative approach:

National School Lunch Program (NSLP):

While FDACS elected to implement Nationwide Waiver of Onsite Monitoring Requirements in the School Meals Programs – Revised – EXTENSION 2, it has instructed its NSLP Sponsoring Organizations, to the maximum extent practicable, to continue monitoring activities of Program operations offsite. FDACS has recommended that Sponsoring Organizations conduct a desk audit using the NSLP/SBP/ASP

On-Site Review Form. Sponsoring Organizations may collect all necessary documents from each site to conduct a desk audit. Sponsoring Organizations must keep all documents on file with the On-Site Review Form for each site.

NSLP Sponsoring Organizations that are currently operating SFSP will not be required to meet the NSLP monitoring expectations.

Summer Food Service Program (SFSP):

While FDACS elected to implement the Nationwide Waiver of Onsite Monitoring Requirements for Sponsoring Organizations in the Summer Food Service Program – EXTENSION 2 related to the first week visit and 4-week review, to ensure Program integrity, FDACS is requiring SFSP sponsoring organizations to complete the preoperational visit for new sites, the first week review, and the 4-week site review, to the maximum extent practicable, via desk reviews or on-site reviews. The sponsoring organizations must complete the review with the site supervisor via phone or email, or in-person, and obtain an electronic or physical signature. Sponsoring Organizations may also use photos or video in addition to site documentation to support the review.

12. Proposed reporting requirements (include type of data and due date(s) to FNS):

Not later than 1 year after the date the waiver is received, FDACS will report the following:

- A summary of the use of this waiver by the State agency, and
- A description of whether this waiver resulted in improved services to children.

DEPARTMENT OF MANAGEMENT SERVICES

2021 E911 State Grant Program

E911 Board has approved an E911 State Grant program. The program is available to any Board of County Commissioners in the State of Florida. The purpose is to assist counties with the installation of Enhanced 911 (E911), Phase II and Next Generation 911 systems as defined by sub-subparagraph 365.172(6)(a)3.b and paragraph 365.173 (2)(h), Florida Statutes.

E911 State Grant Program will operate on the following schedule:

1. Counties submit applications: by April 23, 2021
2. E911 Board evaluates applications: within two months of the submission date;
3. E911 Board votes on applications at regularly scheduled meeting: within three months of the submission date;
4. E911 Board sends notification letter to awards approved for funding to the counties: within four months of the submission date;
5. Grant Term: minimum of two years from the receipt of award notification letter;

6. Grant Extension: Time extensions shall be limited to a maximum of one additional year when approved by the E911 Board.

Additional information is in the E911 State County Grant Application, revised 6/19 W Form 3A, or the latest revision incorporated by reference in Rule 60FF1-5.003, Florida Administrative Code, E911 State.

MS#3505, Tallahassee, Florida 32399-3000 or calling (850)245-2916 or emailing to catherine.m.murray@dep.state.fl.us.

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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Clean Water State Revolving Fund (SRF) Program
NOTICE OF AVAILABILITY
FLORIDA FINDING OF NO SIGNIFICANT IMPACT
Wakulla County

The Florida Department of Environmental Protection (DEP) has determined that Wakulla County’s project involving the construction of wastewater system expansion and improvements is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$32,129,935. The project may qualify for a Clean Water State Revolving Fund loan comprised of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Finding of No Significant Impact can be obtained by writing to: Cheryl Minskey, SRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS#3505, Tallahassee, Florida 32399-3000 or calling (850)245-2966 or emailing to Cheryl.Minskey@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Clean Water State Revolving Fund
NOTICE OF AVAILABILITY
FLORIDA CATEGORICAL EXCLUSION NOTICE
City of Groveland

The Florida Department of Environmental Protection (DEP) has determined that the City of Groveland’s project involving construction of improvements and expansion at the Sampey Road and Sunshine Parkway Wastewater Treatment Plants is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$38,345,000. The project may qualify for a Clean Water State Revolving Fund loan composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Catherine Murray, SRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard,