

## Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:                    RULE TITLE:  
6A-6.07861                 Model Forms for Charter Technical  
  Career Center Applicants and  
  Sponsors

PURPOSE AND EFFECT: The purpose of this rule development is to implement the Model Florida Charter Technical Career Center Application and the Florida Charter Technical Career Center Application Evaluation Instrument pursuant to Section 1002.34, Florida Statutes. The effect will be a rule that is aligned with Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Charter Technical Career Centers.

RULEMAKING AUTHORITY: 1002.34 FS.

LAW IMPLEMENTED: 1002.34 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kathleen Taylor, Bureau Chief, Division of Career and Adult Education, 325 West Gaines Street, Suite 714, Tallahassee, Florida 32399-0400, (850)245-9062, Kathleen.Taylor@fldoe.org. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:                    RULE TITLE:  
6A-10.0401                 Gold Standard Career Pathways  
  Articulation Agreement

PURPOSE AND EFFECT: The purpose and effect of this rule development is to incorporate by reference all Gold Standard Career Pathways statewide articulation agreements based on industry certifications. Gold Standard Career Pathways articulation agreements guarantee individuals who have earned the industry certification specified in the agreement and enrolled in the specified associate degree program at a Florida College System institution will be awarded college credit as indicated in the agreement.

SUBJECT AREA TO BE ADDRESSED: Gold Standard Career Pathways Articulation Agreement.

RULEMAKING AUTHORITY: 1007.23 FS.

LAW IMPLEMENTED: 1007.23 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John McNeely, Division of Career and Adult Education, Florida Department of Education, 325 West Gaines Street, #1554 E, Tallahassee, FL 32399-0400, (850)245-9028. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>.

**PUBLIC SERVICE COMMISSION**

RULE NOS.:	RULE TITLES:
25-24.510	Certificate of Public Convenience and Necessity Required
25-24.511	Application for Certificate
25-24.512	Application for Approval of Sale, Assignment or Transfer of Certificate
25-24.514	Cancellation of a Certificate
25-24.515	Pay Telephone Service

PURPOSE AND EFFECT: The rule repeals and revisions are intended to implement the Regulatory Reform Act of 2011, in regard to pay telephones. Rule 25-24.510, F.A.C., on Certificate of Public Convenience and Necessity Required would be repealed. Rule 25-24.511, F.A.C., on Application for Certificate is being revised to specifically identify the Commission website. Rule 25-24.512, F.A.C., is revised to refer specifically to the Commission website and to refer to certificates of authority or necessity. Rule 25-24.514, F.A.C., is revised to remove unnecessary language. Rule 25-24.515, F.A.C., on Pay Telephone Service is revised to repeal some provisions no longer authorized by the Regulatory Reform Act of 2011, and to require each pay telephone station to permit free access to the universal telephone number “911”.

Undocketed.

SUBJECT AREA TO BE ADDRESSED: Pay Telephone Service.

RULEMAKING AUTHORITY: 350.127(2), 365.171 FS.

LAW IMPLEMENTED: 364.32, 364.33, 364.335, 364.3375, 365.171 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Cindy Miller, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6082, cmiller@psc.state.fl.us

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

**REGIONAL PLANNING COUNCILS**

**East Central Florida Regional Planning Council**

RULE NO.: 29F-21.001  
 RULE TITLE: Strategic Regional Policy Plan

PURPOSE AND EFFECT: Review and refinement of the regional goals and policies within the Council’s Strategic Regional Policy Plan (2060 Plan) which are intended to assist local decision making on planning, development and growth issues in Brevard, Lake, Orange, Osceola, Seminole and Volusia Counties in a manner that encourages implementation of the Central Florida Regional Vision adopted by representatives of all 93 communities that participated in an eighteen month regional visioning process involving approximately 20,000 citizens.

SUBJECT AREA TO BE ADDRESSED: The East Central Florida Strategic Regional Policy Plan is required by Section 186.507, Florida Statutes, and contains regional goals and policies that address economic development, emergency preparedness, natural resources of regional significance (including the identification of regional resources and facilities), regional transportation, affordable housing, and a dispute resolution process

RULEMAKING AUTHORITY: 186.505, 120.54 FS.

LAW IMPLEMENTED: 186.507 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: October 11, 2012, 10:00 a.m.

PLACE: ECFRPC Office, 309 Cranes Roost Boulevard, Suite 2000, Altamonte Springs, Florida 32701

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: tbyrd@ecfrpc.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Hugh W. Harling, Jr., (407)262-7772 or hharling@ecfrpc.org

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-602.2035  
 RULE TITLE: Inmate Substance Abuse Testing

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend the rule text and forms to reflect the Office of Institutions will be responsible for inmate substance abuse testing.

SUBJECT AREA TO BE ADDRESSED: Inmate Substance Abuse Testing.

RULEMAKING AUTHORITY: 944.09, 944.473 FS.

LAW IMPLEMENTED: 944.09, 944.472, 944.473 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: LaDawna Fleckenstein, 501 S. Calhoun Street, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.2035 Inmate Substance Abuse Testing.

The ~~Office of Institutions~~ ~~Office of the Inspector General~~ shall be responsible for the development and implementation of the department’s substance abuse testing program.

- (1) Definitions.
  - (a) No change.
  - (b) Tester – a correctional officer who has been certified as competent by the manufacturer of the onsite testing device and trained by certified training personnel, affiliated with the department, on the proper procedures for collecting urine specimens, including the completion and maintenance of the Chain of Custody Form, the handling and disposing of urine specimens, and the administration and interpretation of the on-site testing device. All testing personnel must be approved by the ~~Office of Institutions~~ ~~Office of the Inspector General~~.
  - (c) No change.
  - (d) Chain of Custody Form – the form used to document the identity and integrity of an inmate’s specimen from time of collection until the specimen is prepared for shipment to a designated outside laboratory for confirmation testing. This form will be provided by the laboratory conducting confirmation tests on specimens that had a positive result on the on-site testing device. The Chain of Custody Form is hereby incorporated by reference ~~in paragraph (3)(h) of this~~

~~rule.~~ Copies of the form are available directly from the vendor or from the Forms Control Administrator, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is 11-28-10.

(e) through (f) No change.

(g) Confirmation Testing – testing conducted by an outside contract laboratory using gas chromatography coupled with mass spectrometry (GC/MS) when on-site results of a test are positive and the inmate refuses to sign Form DC6-2065 DC1-824, Affidavit for Admission of Drug Use. Form DC6-2065 DC1-824 is hereby incorporated by reference ~~in paragraph (3)(h) of this rule.~~ Copies of the form are available from the Forms Control Administrator, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_.

(h) No change.

(2) The Department of Corrections conducts the following types of inmate substance abuse testing:

(a) For-Cause or Reasonable Suspicion Testing.

1. Inmates suspected of involvement with drugs or alcohol shall be subject to for-cause testing upon order of the warden, the duty warden, the correctional officer chief of the facility, a designee of one of the above individuals, or the Office of Institutions ~~Office of the Inspector General~~. An inmate should only be tested for a maximum of four drugs on a for-cause basis unless extenuating circumstances exist. For-cause tests will only be conducted on inmates who meet the criteria outlined in subparagraphs 2.a. through c. below.

2. through 4. No change.

5. Upon approval of the warden, duty warden, correctional officer chief, their designees, or the Office of Institutions ~~Office of the Inspector General~~, collection and testing procedures shall be conducted immediately pursuant to this rule.

6. No change.

(b) through (c) No change.

(3) Procedures.

(a) No change.

(b) Specimen Collection Procedures.

1. through 7. No change.

8. An inmate who has not provided an adulterated urine specimen and who claims an inability to provide an adequate urine specimen shall be detained in the presence of the tester or other designated person for a period not to exceed 1 hour to provide an adequate specimen. During that time, the inmate shall be allowed to consume one cup (8 oz.) of water or other beverage every 1/2 hour, not to exceed a total of 2 cups during this time period, and Form DC6-2064 DC1-823, Acknowledgement of Beverage, shall be completed. Form DC6-2064 DC1-823 is hereby incorporated by reference ~~in paragraph (3)(h) of this rule.~~ Copies of the form are available

from the Forms Control Administrator, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_.

If after the 1 hour period an inmate still fails to submit a valid adequate urine specimen, the inmate shall be considered to have refused to provide a urine specimen, and a disciplinary report shall be prepared in accordance with Rules 33-601.301-.314, F.A.C.

9. through 11. No change.

12. If a urine specimen contains blood or appears to contain blood, the inmate who produced the specimen shall be referred immediately to the medical department for evaluation. If no valid reason exists for having blood in the specimen, the inmate will be required to provide another urine specimen. If the inmate cannot submit a urine specimen, the inmate shall be detained in the presence of the tester or other designated person for a period not to exceed 1 hour to provide an adequate specimen. During that time, the inmate shall be allowed to consume one cup (8 oz.) of water or other beverage every 1/2 hour, not to exceed a total of 2 cups during this time period, and Form DC6-2064 DC1-823, Acknowledgement of Beverage, shall be completed. If after the 1 hour period an inmate still fails to submit a valid adequate urine specimen, the inmate shall be considered to have refused to provide a urine specimen, and a disciplinary report shall be prepared in accordance with Rules 33-601.301-.314, F.A.C.

(c) Upon notification from an inmate that he or she is unable to urinate due to a medical condition, the officer shall verify with medical staff that the inmate possesses a specific medical condition or is taking medication that inhibits the inmate from urinating within the designated time frame. Upon receiving such verification, the inmate shall be given the opportunity to provide a urine specimen under the following conditions:

1. through 3. No change.

4. The inmate shall be allowed to consume one cup (8 oz.) of water or other beverage every 1/2 hour, not to exceed a total of two cups during the time spent in the dry cell, and Form DC6-2064 DC1-823, Acknowledgement of Beverage Form, shall be completed.

5. through 7. No change.

(d) No change.

(e) Testing of urine specimens.

1. through 6. No change.

7. Positive test results. The tester shall inform the inmate of the positive results of the on-site testing device. The inmate will then be given the opportunity to sign Form DC6-2065 DC1-824, Affidavit for Admission of Drug Use.

a. If the inmate chooses to sign Form DC6-2065 DC1-824, the testing officer shall complete the affidavit and have the inmate swear to its content, with the officer witnessing the inmate's signature. The inmate will be placed in administrative confinement, and a disciplinary report shall be written. The

signed Form DC6-2065 DC1-824 will be attached to the disciplinary report to be used as evidence in the disciplinary hearing.

b. No change.

c. If the inmate does not sign Form DC6-2065 DC1-824, the following steps shall be taken:

i. through iv. No change.

8. No change.

(f) Other on-site testing device procedures.

1. Due to product limitations, it may become necessary to utilize other noninvasive on-site testing devices for alcohol testing. In such instances, the certified tester will utilize the on-site testing device in the presence of the inmate in accordance with the manufacturer's testing protocols. If the initial result of the on-site testing device is positive, and the inmate declines to sign Form DC6-2065 DC1-824, Affidavit for Admission of Drug Use, a urine specimen will be obtained from the inmate and sent to a designated outside laboratory for confirmation testing in accordance with the procedures outlined in paragraphs (3)(b) and (3)(e) above.

2. All correctional facilities shall maintain a record of all reasonable suspicion substance abuse tests conducted. This record shall be maintained by the correctional officer chief or designee. Form DC6-2066 DC1-827, Reasonable Suspicion Testing Tracking, shall be utilized for this purpose. Form DC6-2066 DC1-827 is hereby incorporated by reference in ~~paragraph (3)(h) of this rule.~~ Copies of the form are available from the Forms Control Administrator, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_.

(g) No change.

~~(h) Forms. The following forms referenced in this rule are hereby incorporated by reference. Copies of these forms, unless otherwise indicated, may be obtained from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.~~

~~1. Form DC1-823, Acknowledgement of Beverage, effective February 5, 2001.~~

~~2. Form DC1-824, Affidavit for Admission of Drug Use, effective February 5, 2001.~~

~~3. Chain of Custody Form, effective November 28, 2010, is a vendor form that may be obtained directly from the vendor or through the Office of the Inspector General, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.~~

~~4. Form DC1-827, Reasonable Suspicion Testing Tracking Form, effective February 19, 2007.~~

Rulemaking Authority 944.09, 944.473 FS. Law Implemented 944.09, 944.472, 944.473 FS. History—New 2-8-00, Amended 2-5-01, Formerly 33-602.2045, Amended 7-2-02, 2-19-07, 7-29-08, 8-26-09, 2-10-10, 11-28-10, 1-11-12, Formerly 33-108.101, Amended \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.:

RULE TITLE:

40D-2.091

Publications Incorporated by Reference

PURPOSE AND EFFECT: As required by Section 373.250(3)(c) and (d), F.S., this rulemaking will amend Rule 40D-2.091, F.A.C., and Section 3.1 of the Southwest Florida Water Management District's Water Use Permitting Basis of Review to implement new requirements for water use permit applicants and reuse utilities to aid in the determination of the feasibility of using reclaimed water in lieu of other sources. Subsections 373.250(3)(c) and (d), F.S. direct the water management districts to adopt rules to require certain permit applicants to provide written documentation from a reuse utility addressing the availability of and costs associated with the connection and use of reclaimed water to facilitate the permit applicant's reclaimed water feasibility evaluation.

SUBJECT AREA TO BE ADDRESSED: Amendments to Chapter 40D-2, F.A.C., to implement mandates in Section 373.250(3)(c) and (d), Florida Statutes to address certain reuse feasibility requirements for water use permit applicants and reuse utilities.

RULEMAKING AUTHORITY: 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0363, 373.042, 373.0421, 373.079(4)(a), 373.083(5), 373.116, 373.117, 373.1175, 373.118, 373.149, 373.171, 373.185, 373.216, 373.217, 373.219, 373.223, 373.227, 373.228, 373.229, 373.236, 373.239, 373.243, 373.250, 373.705, 373.709, 373.715 FS.

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: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899, telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sonya White, Southwest Florida Water Management District, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (4660) (OGC #2011030)

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS.:	RULE TITLES:
40D-3.037	Rules, Publications and Agreements Incorporated by Reference
40D-3.507	Casing and Liner Pipe Standards
40D-3.517	Grouting and Sealing

**PURPOSE AND EFFECT:** The purpose of this rulemaking is to amend Rule 40D-3.037, F.A.C., to incorporate Chapters 62-528 (Underground Injection Control) and 62-532 (Water Well Permitting and Construction), F.A.C., which were recently amended by the Florida Department of Environmental Protection (Department). The rulemaking will also amend Rules 40D-3.507, and 40D-3.517, F.A.C., to reference those sections of Chapters 62-528 and 62-532, F.A.C., that were renumbered as a result of the amendments undertaken by the Department. The rulemaking will ensure consistency between the rules of the District and the Department governing well construction.

**SUBJECT AREA TO BE ADDRESSED:** Modification of District Rules Requiring Well Construction Permits.

**RULEMAKING AUTHORITY:** 373.044, 373.113, 373.171, 373.309, 373.337 FS.

**LAW IMPLEMENTED:** 373.046, 373.103, 373.306, 373.308, 373.309, 373.323, 373.324, 373.333 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 WEEKLY.**

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: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899, telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.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).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Sonya White, Southwest Florida Water Management District, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (4660) (OGC #2012020)

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.:	RULE TITLE:
40D-3.041	Permits Required

**PURPOSE AND EFFECT:** The purpose of this rulemaking is to amend Rule 40D-3.041, F.A.C., to incorporate the statutory exemptions established in Section 373.326, F.S., by Chapter 2012-205, Laws of Florida. The effect of the rulemaking will be that the District will require permits for only those wells identified as Class V, Group 1, pursuant to paragraph 62-528.600(2)(a), F.A.C.

**SUBJECT AREA TO BE ADDRESSED:** Modification of District Rules Requiring Well Construction Permits.

**RULEMAKING AUTHORITY:** 373.044, 373.113, 373.171, 373.309, 373.337 FS.

**LAW IMPLEMENTED:** 373.106, 373.306, 373.308, 373.309, 373.313, 373.316 FS.

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: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899, telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702. TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.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).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Sonya White, Southwest Florida Water Management District, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (4660) (OGC #2012021)

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.:	RULE TITLE:
40D-3.341	Suspension, Revocation and Cancellation of Permits

**PURPOSE AND EFFECT:** The purpose and effect of this rulemaking is to amend Rule 40D-3.341, F.A.C., to allow a property owner or party in legal control of a property to request that the District administratively cancel a well construction permit, provided that no activity has taken place under the permit.

**SUBJECT AREA TO BE ADDRESSED:** Modification of District Rules governing Suspension, Revocation or Cancellation of Well Construction Permits

**RULEMAKING AUTHORITY:** 373.044, 373.113, 373.171, 373.309, 373.337 FS.

**LAW IMPLEMENTED:** 373.306, 373.309, 373.313 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 WEEKLY.

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: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899, telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702, TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sonya White, Southwest Florida Water Management District, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (4660) (OGC #2012022)

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.:	RULE TITLE:
40D-4.091	Publications, Forms and Agreements Incorporated by Reference

PURPOSE AND EFFECT: The purpose and effect of this rulemaking is to incorporate a proposed Environmental Resource Permit Applicant’s Handbook Volume II which, together with an Applicant’s Handbook Volume I that will be adopted by the Department of Environmental Protection (DEP), will provide guidance to applicants seeking environmental resource permits (ERPs) following DEP’s adoption of proposed new statewide ERP rules mandated by Section 373.4131, F.S. DEP is currently undertaking rulemaking to amend Chapter 62-330, F.A.C., which will become the statewide ERP rules. Each water management district is expected to adopt an Applicant’s Handbook Volume II that will contain the District-specific design and performance criteria relating to water quality, water quantity and any special basin criteria or other statutory requirements. Upon District adoption of the Applicant’s Handbook Volume II, it will be incorporated by reference into DEP’s statewide ERP rules.

SUBJECT AREA TO BE ADDRESSED: Environmental Resource Permitting.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.118, 373.149, 373.171, 373.4131(3)(a) FS.

LAW IMPLEMENTED: 373.4131 FS.

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: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899, telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702, TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sonya White, Southwest Florida Water Management District, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (4660) (OGC #2012023)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS.:	RULE TITLES:
40D-8.624	Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: The purpose and effect of this rulemaking is to amend Rule 40D-8.624, F.A.C., to establish minimum and guidance levels for one of the District’s listed priority waters, Lake Hooker in Hillsborough County, FL pursuant to Section 373.042, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Establishment of minimum and guidance levels for Lake Hooker in Hillsborough County, Florida. A minimum level is the level of surface water at which further water withdrawals would be significantly harmful to the water resources of the area.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709 FS.

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: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899, telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@

swfwmd.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Christina Uranowski, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4271. (OGC File No. 2012013).

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Certificate of Need**

RULE NO.: 59C-1.022  
 RULE TITLE: Health Care Facilities Fee Assessments and Fee Collection Procedures

PURPOSE AND EFFECT: The Agency is proposing to update the rule pursuant to amendments during the 2012 legislative session to Section 408.033, F.S., to amend the procedures in which the health care facility fee is collected.

SUBJECT AREA TO BE ADDRESSED: The Agency is proposing to update the rule pursuant to amendments during the 2012 legislative session to Section 408.033, F.S., amending the procedures to collect the health care facility fee. The new procedure follows the intent of the Legislature and is a more efficient system of collection – on a biennial basis at the time of license renewal/license issuance to streamline the process for both the facility and the Agency.

RULEMAKING AUTHORITY: 408.033(2), 408.034(6), 408.15(8) FS.

LAW IMPLEMENTED: 215.34(2), 408.032(2) FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: October 15, 2012, 9:00 a.m. – 11:00 a.m.

PLACE: AHCA Conference Room D, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Marisol Novak at Marisol.Novak@ahca.myflorida.com or at (850)412-4401. 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 IS: Marisol Novak, (850)412-4401, Marisol.Novak@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59C-1.022 Health Care Facilities Fee Assessments and Fee Collection Procedures.

(1) Health Care Facilities Subject to Assessment. In accordance with Section 408.033(2), F.S., the following health care facilities and health care service providers, licensed or certified by the Agency for Health Care Administration, shall be assessed an annual fee to be collected prospectively by the agency within the time frames specified in subsection (4):

- (a) Abortion clinics licensed under Chapter 390, F.S.
- (b) Assisted living facilities licensed under Part I ~~HH~~, Chapter ~~429~~ ~~400~~, F.S.
- (c) Ambulatory surgical centers licensed under Part I, Chapter 395, F.S.
- (d) Birthing centers licensed under Chapter 383, F.S.
- (e) Clinical laboratories licensed under Part I, Chapter 483, F.S., except community nonprofit blood banks and clinical laboratories operated by practitioners for exclusive use regulated under Section 483.035, F.S.
- (f) Health maintenance organizations certified under Part I, Chapter 641 and prepaid health clinics certified under Part II ~~HH~~, Chapter 641, F.S.
- (g) Home health agencies licensed under Part III ~~IV~~, Chapter 400, F.S.
- (h) Hospices licensed under Part IV ~~V~~, Chapter 400, F.S.
- (i) Hospitals licensed under Part I, Chapter 395, F.S.
- (j) Intermediate care facilities for developmentally disabled persons licensed under Part VIII ~~XI~~, Chapter 400, F.S.
- (k) Nursing homes licensed under Part II, Chapter 400, F.S.
- (l) Multiphasic testing centers licensed under Part II, Chapter 483, F.S.
- (m) Health care clinics licensed under Part X ~~XIII~~, Chapter 400, F.S.

(2) Health Care Facilities Exempted from Fee Assessments. Facilities operated by the Department of Children and Family Services, the Department of Health or the Department of Corrections, and any hospital which meets the definition of a rural hospital pursuant to Section 395.602, F.S., are exempted from the health care facility assessment.

(3) Health Care Facility Assessments. The annual fee amount for each health care facility and health care service provider regulated under this rule is as follows: shall be established annually by the agency.

(a) Hospitals, nursing homes, and assisted living facilities shall be assessed a fee according to the following per bed charges:

1. Hospitals shall be assessed an annual fee of \$2 per bed not to exceed a total of \$500 per facility ~~based on a bed inventory established by the agency as of July 1 of each year.~~

2. Nursing homes shall be assessed an annual fee of \$2 per bed not to exceed a total of \$500 per facility ~~based on a bed inventory established by the agency as of July 1 of each year.~~

3. Assisted living facilities shall be assessed an annual fee of \$1 per bed not to exceed \$150 per facility based on a bed inventory established by the agency as of July 1 of each year.

(b) Other health care facilities subject to a health care facility assessment, as specified in paragraphs (1)(a), (c), (d), (e), (f), (g), (h), (j), (l) and (m), shall be assessed an annual fee of \$150.

(4) Prospective Billing and Collection and Biennial Billing Process. Beginning July 1, 2013, the agency shall bill each regulated facility not later than August 10 of each year. The agency shall collect annually, by September 1 of each year, an assessment from all facilities listed in paragraphs (1)(a) through (m) in accordance with the fee schedule specified in paragraphs (3)(a) and (3)(b) shall be collected prospectively for a two year (biennial) period. The biennial period equals two annual assessments (Minimum Annual Assessment x 2) calculated based on the annual fee schedule specified in paragraphs (3)(a) and (3)(b).

(a) Transition to biennial billing – Facilities shall be billed a prorated assessment from July 1, 2013 through the license renewal date. The assessments billed under this subsection will be due September 1, 2013. All subsequent assessments shall be billed at the time of renewal as described in subparagraph b. below.

(b) For Renewal applications, the biennial assessment shall be calculated at the time of the licensure renewal and shall be due at the time of filing of the renewal application.

(c) For Initial and Change of Ownership applications, the biennial assessment shall be calculated at the time the license is issued. The assessment shall be due within 21 days of issuance of the license.

(5) Delinquent Account. The health care facility assessment is considered delinquent when the assessment is not received by the agency within the due dates specified in subsection (4) 45 calendar days after September 1 of each year. A facility which refuses to pay the fee or fine is subject to the forfeiture of its license.

(6) Notification of Delinquency. The agency shall send, by certified mail, delinquency notices, not later than 10 days following prior to the delinquency date, indicating when the assessment will become delinquent. Second notices will be sent 30 after the date of the first notice. Delinquent accounts will be sent to a collection agency 30 days following the date of the second notice.

(7) Penalties. In accordance with Section 408.033(2)(e), F.S., the agency shall impose a fine of \$100 per day, not to exceed the total annual assessment amount of \$150 and \$500, after the assessment becomes delinquent as specified in subsection (5). Refusal by a health care facility to pay the annual assessment or fine shall result in forfeiture procedures. Refusal of payment is defined as non-payment by the provider of the assessment or fine within 30 60 days following the date of the second of receipt of the delinquency notice.

(8) Dishonored Checks. The agency shall assess a service charge for each returned check of five percent of the face value of the check or \$15, whichever is greater.

Rulemaking Specific Authority 408.033(2), 408.034(6), 408.15(8) FS. Law Implemented 215.34(2), 408.033(2) FS. History—New 12-7-88, Amended 11-29-89, 12-5-90, 8-19-91, Formerly 10-5.022, Amended 6-16-05, \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.240  
 RULE TITLE: Portable X-Ray Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.240, F.A.C., is to incorporate by reference the Florida Medicaid Portable X-Ray Services Coverage and Limitations Handbook, December 2012. The handbook provides coverage of portable x-ray setup and incorporates a fee schedule. It includes portable x-ray provider qualifications, enrollment requirements, and services coverage and limitations.

SUBJECT AREA TO BE ADDRESSED: Portable X-Ray Services.

An additional area to be addressed during the workshop will be the potential regulatory impact the amendment to Rule 59G-4.240, F.A.C., will have as provided for under sections 120.54 and 120.541, F.S.

RULEMAKING AUTHORITY: 409.919 FS.  
 LAW IMPLEMENTED: 409.902, 409.905, 409.907, 409.908, 409.9081, 409.912, 409.913 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Tuesday, October 16, 2012, 2:00 p.m. – 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida 32308-5407

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: Carol Roberts at the Bureau of Medicaid Services, (850)412-4214. 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 IS: Carol Roberts, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4214, e-mail: carol.roberts@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:



59G-4.240 Portable X-Ray Services.

(1) This rule applies to all suppliers of portable x-ray services enrolled in the Medicaid program.

(2) All portable x-ray providers enrolled in the Medicaid program must comply with the provisions of the Florida Medicaid Portable X-ray Services Coverage and Limitations Handbook, December 2012, October 2003, updated January 2005, incorporated by reference, ~~and the Florida Medicaid Provider Reimbursement Handbook, CMS 1500, which is incorporated by reference in Rule 59G-4.001, F.A.C. The handbook is available from the Medicaid fiscal agent's Web site at [www.mymedicaid-florida.com](http://www.mymedicaid-florida.com). Select Provider Support and then Handbooks. A paper copy of the handbook may be obtained by calling the Provider Services Contact Center at 1(800)289-7799 and selecting Option 7. Both handbooks are available from the Medicaid fiscal agent.~~

Rulemaking Specific Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.907, 409.908, 409.9081, 409.912, 409.913 FS. History--New 10-11-81, Formerly 10C-7.411, Amended 7-1-92, Formerly 10C-7.0411, Amended 5-16-94, 1-9-96, 10-20-96, 8-27-97, 3-22-00, 2-14-02, 6-1-03, 8-5-03, 3-15-04, 8-18-05, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

RULE NO.: 61G5-20.002  
 RULE TITLE: Salon Requirements

PURPOSE AND EFFECT: The Board proposes to review the rule to clarify and update infection control language to more current standards.

SUBJECT AREA TO BE ADDRESSED: Infection control.

RULEMAKING AUTHORITY: 477.013(6) FS.

LAW IMPLEMENTED: 477.025 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

RULE NO.: 61G5-31.004  
 RULE TITLE: Hair Braiding, Hair Wrapping and Body Wrapping Course Requirements

PURPOSE AND EFFECT: The Board proposes to review the rule to modify language to clarify and to bring into current usage and practice provisions of the rule relating to the education of the individual on matters addressed by the rule.

SUBJECT AREA TO BE ADDRESSED: Hair braiding, hair wrapping, and body wrapping course requirements.

RULEMAKING AUTHORITY: 477.0132, 477.016 FS., Chapter 99-251, Laws of Florida.

LAW IMPLEMENTED: 477.0132 FS., Chapter 99-251, 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.:	RULE TITLES:
62-17.211	Modification of Certification, Criteria-change Modifications, Transfer of Ownership
62-17.680	Modification of Certification

PURPOSE AND EFFECT: This is a rulemaking effort to allow electronic submittal of data by removing requirements that data in support of modifications under the Power Plant and Transmission Line Siting Acts be submitted on paper.

SUBJECT AREA TO BE ADDRESSED: The Department is undertaking an effort to reduce the amount of paper that is used and filed for official business. As part of that effort the Department is amending these rules regarding modifications under the Power Plant and Transmission Line Siting Acts to allow the submission of electronic data.

RULEMAKING AUTHORITY: 403.504(1), 403.523(1) FS.

LAW IMPLEMENTED: 403.5115, 403.516, 403.5315 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: October 10, 2012, 1:00 p.m. – 2:00 p.m.

PLACE: Room 170, Carr Building, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000

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: Susana Garcia at (850)245-2005 or susana.garcia@dep.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). THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susana Garcia at (850)245-2005 or susana.garcia@dep.state.fl.us THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-113.100  
 RULE TITLE: Purpose  
 PURPOSE AND EFFECT: The purpose of this rulemaking is to incorporate the Operating Agreement Concerning Regulation Under Part IV, Chapter 373, F.S., Between Northwest Florida Water Management District and Department of Environmental Protection into Rule 62-113.100, F.A.C. Rule 62-346, F.A.C., currently incorporates the agreement, but will be affected by the Department’s Statewide Environmental Resource Permitting rulemaking, including potential repeal, and Rule 62-113, F.A.C., is the Department’s rule for listing all similar agreements.  
 SUBJECT AREA TO BE ADDRESSED: Incorporation of interagency agreements.  
 RULEMAKING AUTHORITY: 373.043, 373.046, 373.4145, 373.418, 373.441, 403.061 FS.  
 LAW IMPLEMENTED: 373.026, 373.046, 373.109, 373.4145, 373.441, 403.061, 403.182 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 WEEKLY.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Hillary Powell, 3900 Commonwealth Blvd., MS 35, Tallahassee, FL 32399, (850)245-2248, hillary.powell@dep.state.fl.us. (OGC #12-1416)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 62-113.100 Purpose.
- (1) through (2) No change.
- (3) No change.
- (a) through (z) No change.

(aa) #10-1: Operating Agreement Concerning Regulation Under Part IV, Chapter 373, F.S., Between Northwest Florida Water Management District and Department of Environmental

Protection,” which is hereby incorporated by reference, effective date November 1, 2010 (http://www.flrules.org/Gateway/reference\_\_\_\_\_).

Rulemaking Authority 373.043, 373.046, 373.4145, 373.418, 373.441, 403.061 FS. Law Implemented 373.026, 373.046, 373.109, 373.4145, 373.441, 403.061, 403.182 FS. History–New 1-5-93, Amended 11-16-93, 3-14-94, Formerly 17-113.100, Amended 7-4-95, 4-3-96, 3-24-98, 12-3-98, 7-16-01, 7-1-07, 12-26-07, 2-9-12,\_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-343.070  
 RULE TITLE: Procedures to Obtain a Permit  
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to allow the submission of electronic applications and supporting material for environmental resource permits.  
 SUBJECT AREA TO BE ADDRESSED: The Department of Environmental Protection is undertaking an effort to reduce the amount of paper that is used and filed for official business. As part of that effort, the Department is amending its permitting rules to allow the submission of electronic permit applications and specifying the electronic format for supporting material.  
 RULEMAKING AUTHORITY: 120.54(5)(a), 373.026(7), 373.043, 373.118, 373.414, 373.418, 403.0877 FS.  
 LAW IMPLEMENTED: 373.026(7), 373.109, 373.413, 373.414, 373.4141, 373.416, 373.426, 403.9328 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 WEEKLY.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mary VanTassel, Florida Department of Environmental Protection, Bureau of Submerged Lands and Environmental Resources, 2600 Blair Stone Road, MS 2500, Tallahassee, Florida 32399-2400, telephone (850)245-8486, e-mail: Mary.VanTassel@dep.state.fl.us or facsimile (850)245-8499. (OGC No. 12-1445)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 62-343.070 Procedures to Obtain a Permit.
- (1) through (2) No change.
- (3) All applications and supporting documents that are submitted to the Department in accordance with this section shall include ~~five copies, one of which contains~~ original signatures.
- (4) through (11) No change.

Rulemaking Specific Authority 120.54(5)(a), 373.026(7), 373.043, 373.118, 373.414, 373.418, 403.0877 FS. Law Implemented 373.026(7), 373.109, 373.413, 373.414, 373.4141, 373.416, 373.426, 403.9328 FS. History—New 7-4-95, Amended 8-14-96, \_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-344.400  
 RULE TITLE: Content of Petition for Delegation

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to allow the submission of electronic permit applications and supporting material for petitions to request delegation of part or all of a permit program.

SUBJECT AREA TO BE ADDRESSED: The Department of Environmental Protection is undertaking an effort to reduce the amount of paper that is used and filed for official business. As part of that effort, the Department is amending its permitting rules to allow the submission of electronic permit applications.

RULEMAKING AUTHORITY: 373.441(1) FS.

LAW IMPLEMENTED: 373.441 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mary VanTassel, Florida Department of Environmental Protection, Bureau of Submerged Lands and Environmental Resources, 2600 Blair Stone Road, MS 2500, Tallahassee, Florida 32399-2400, telephone (850)245-8486 e-mail: Mary.VanTassel@dep.state.fl.us or facsimile (850)245-8499. (OGC No. 12-1446)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

62-344.400 Content of Petition for Delegation.

(1) through (2) No change.

(3) One ~~original, and one electronic~~ copy, of the information requested in subsections 62-344.400(1) and (2), F.A.C., must be submitted ~~in bound volumes on 8-1/2 inch by 11 inch sized paper~~ with each category of information requested above clearly labeled.

(4) No change.

Rulemaking Authority 373.441(1) FS. Law Implemented 373.441 FS. History—New 8-29-95, Amended 8-7-12, \_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.: 62-346.070  62-346.080	RULE TITLES: Procedures to Prepare Applications and Notices for Permits, Water Quality Certification, Coastal Zone Consistency Concurrence, and to Request Verification of Qualification for an Exemption Submittal of Applications and Notices for Permits and Petitions for Formal Determinations to Department and NFWFMD Offices
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PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to allow the submission of electronic applications and supporting material for permits, water quality certification, Coastal Zone Consistency Concurrence, to Request Verification of Qualification for an Exemption, and Permits and Petitions for Formal Determinations to Department and NFWFMD Offices.

SUBJECT AREA TO BE ADDRESSED: The Department of Environmental Protection is undertaking an effort to reduce the amount of paper that is used and filed for official business. As part of that effort, the Department is amending its permitting rules to allow the submission of electronic permit applications.

RULEMAKING AUTHORITY: 373.026, 373.026(7), 373.043, 373.044, 373.118, 373.4145, 373.418, 403.0877, 403.805(1) FS.

LAW IMPLEMENTED: 373.026, 373.026(7), 373.109, 373.117, 373.118, 373.413, 373.4141, 373.4145, 373.416, 373.426, 373.428, 403.0877 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mary VanTassel, Florida Department of Environmental Protection, Bureau of Submerged Lands and Environmental Resources, 2600 Blair Stone Road, MS 2500, Tallahassee, Florida 32399-2400, telephone (850)245-8486, e-mail: Mary.VanTassel@dep.state.fl.us or facsimile (850)245-8499. (OGC No. 12-1447)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

62-346.070 Procedures to Prepare Applications and Notices for Permits, Water Quality Certification, Costal Zone Consistency Concurrence, and to Request Verification of Qualification for an Exemption.

(1) No change.

(2)(a)1. Applications to the Department for individual permits must contain ~~one original of the completed application with~~ original signatures on Section A; location map(s) of sufficient detail to allow someone who is unfamiliar with the site to travel to and locate the specific site of the activity; plans and drawings, calculations, environmental information, and other details requested in the application that depict and describe the design, nature, scope, limits, intent, and functioning of the proposed activities; ~~one paper copy of all the above;~~ and the fee as required by Rule 62-346.071, F.A.C.

2. No change.

(b)1. The notice to the Department must contain ~~one original of the completed notice with~~ original signatures; ~~one copy of the completed notice;~~ location map(s) of sufficient detail to allow someone who is unfamiliar with the site to travel to and locate the specific site of the activity; two sets of plans and drawings, calculations, environmental information, and other details required in the noticed general permit that depict and describe the design, nature, scope, limits, intent, and functioning of the proposed activities; and the notice fee required by Rule 62-346.071, F.A.C.

2. No change.

(c) No change.

(3) through (9) No change.

Rulemaking Authority 373.026(7), 373.043, 373.118, 373.4145, 373.418, 403.0877, 403.805(1) FS. Law Implemented 373.026(7), 373.109, 373.117, 373.118, 373.413, 373.4141, 373.4145, 373.416, 373.426, 373.428, 403.0877 FS. History—New 10-1-07, Amended 11-1-10,\_\_\_\_\_.

62-346.080 Submittal of Applications and Notices for Permits and Petitions for Formal Determinations to Department and NFWFMD Offices.

(1) Petitions for formal determinations of the landward extent of wetlands and other surface waters shall be submitted as specified in Rule 62-330.201, F.A.C. ~~Rule 62-343.040, F.A.C.~~

(2) All applications and notices for environmental resource permits, variances, and other authorizations required under this chapter that are the responsibility of the Department under the Operating Agreement, except for activities as specified in paragraphs (a) through (d) and subsection (5) below, shall be submitted to the district or branch office of the Department that has geographical jurisdiction over the location where the activity is to occur, as described in section 1.2 of Applicant’s Handbook Volume I. For purposes of this subsection, the term “Department” does not include the NFWFMD. ~~At this time, the Department does not accept~~

~~applications for permits submitted electronically, although such electronically prepared applications may accompany the paper copies required in Rule 62-346.070, F.A.C.~~ The following activities shall be submitted to the Department office specified below:

(3) through (5) No change.

Rulemaking Authority 373.026(7), 373.043, 373.118, 373.4145, 373.418, 403.0877, 403.805(1) FS. Law Implemented 373.026(7), 373.109, 373.117, 373.118, 373.413, 373.4141, 373.4145, 373.416, 373.426, 373.428, 403.0877 FS. History—New 10-1-07, Amended 11-1-10,\_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.:	RULE TITLE:
62-673.320	Permitting of Phosphogypsum Stack Systems

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to allow the submission of electronic applications and supporting material for phosphogypsum stack systems.

SUBJECT AREA TO BE ADDRESSED: The Department of Environmental Protection is undertaking an effort to reduce the amount of paper that is used and filed for official business. As part of that effort, the Department is amending its permitting rules to allow the submission of electronic permit applications.

RULEMAKING AUTHORITY: 403.061, 403.4154, 403.704 FS.

LAW IMPLEMENTED: 403.4154, 403.707 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Hillary Powell, 3900 Commonwealth Blvd., MS 35, Tallahassee, FL 32399, (850)245-2248, hillary.powell@dep.state.fl.us. or facsimile (850)245-2297. (OGC No. 12-1444)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

62-673.320 Permitting of Phosphogypsum Stack Systems.

(1) No change.

(2) Permit application. The person making application for a permit for a phosphogypsum stack system shall submit to the respective Department district office having jurisdiction where the facility is located a copy of the ~~minimum of four copies each of a~~ permit application, engineering plans, and all supporting data and reports for the proposed construction, operation, or closure of the facility prepared by a professional engineer registered in the State of Florida in accordance with provisions of Chapter 471, F.S. Said engineer or another

registered professional engineer shall be required to make periodic inspections during construction of the facility to ensure that design integrity is maintained.

(3) through (6) No change.

Rulemaking Specific Authority 403.061, 403.4154, 403.704 FS. Law Implemented 403.4154, 403.707 FS. History—New 3-25-93, Formerly 17-673.320, Amended 1-16-97, \_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Beaches and Shores**

RULE NO.: 62B-56.050  
 RULE TITLE: Permit Application Requirements and Procedures

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to allow the submission of electronic permit applications and supporting material for permits to construct sand-filled geotextile dune cores.

SUBJECT AREA TO BE ADDRESSED: The Department of Environmental Protection is undertaking an effort to reduce the amount of paper that is used and filed for official business. As part of that effort, the Department is amending its permitting rules to allow the submission of electronic permit applications.

RULEMAKING AUTHORITY: 161.053(21), 161.0535, 161.085(5) FS.

LAW IMPLEMENTED: 120.60, 161.053(2), (3), (5), 161.085(9) 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: October 9, 2012, 1:30 p.m.

PLACE: Florida Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 4708 Capital Circle N.W., Tallahassee, Florida 32303

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: West Gregory, (850)245-2542, west.gregory@dep.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: West Gregory, (850)245-2542, west.gregory@dep.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

62B-56.050 Permit Application Requirements and Procedures.

(1) To apply for a construction and maintenance permit under this chapter, the applicant shall submit ~~one signed original and two paper copies~~ of the application form and supporting documents, ~~plus one electronic copy of the same~~, to the Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 3900 Commonwealth Boulevard, Mail Station 300, Tallahassee, Florida 32399-3000, using Form 62B-56.900(1), entitled “Permit Application for Construction and Maintenance of a Reconstructed Dune” (effective 6-22-09), which is incorporated by reference. Copies of forms may be obtained by writing to the Department of Environmental Protection, Bureau of Beaches and Coastal Systems, MS 300, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000 or at the following web site: www.dep.state.fl.us/beaches.

(2) No change.

(3)(a) through (f) No change.

(g) Information concerning impacts to natural plant communities and nesting state or federally threatened or endangered species, including:

1. ~~Two copies of Aa~~ biological assessment of habitat quality of natural plant communities and potential nesting state or federally threatened or endangered species whose range includes the subject property, using Form 62B-56.900(4), entitled “Biological Assessment” (effective 6-22-09), which is incorporated by reference. Copies of forms may be obtained by writing to the Department of Environmental Protection, Bureau of Beaches and Coastal Systems, MS 300, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000 or at the following web site: www.dep.state.fl.us/beaches.

2. ~~One copy of Aa~~ existing Incidental Take Permit from the U.S. Fish and Wildlife Service.

(h) No change.

(i) ~~Two original copies of Aa~~ signed and sealed survey of the subject property. The information depicted on the drawing shall be from a field survey conducted not more than six months prior to the date of the application. The survey shall comply with the requirements given in Rule 62B-56.080, F.A.C.

(j) ~~Two copies of Aa~~ dimensioned site plan. The drawings shall be signed and sealed by a professional engineer licensed in the State of Florida. The site plan shall include:

1. through 9. No change.

(k) ~~Two copies of Aa~~ dimensioned grading plan including any dune and vegetation protection, clearing, demolition, grading, excavation, and fill activities. The drawings shall be signed and sealed by a professional engineer licensed in the State of Florida. The grading plan shall include the location and distances of all proposed structures on the subject and adjacent properties, and the following:

1. through 5. No change.

6. ~~Two copies of~~ Form 62B-56.900(3), F.A.C., entitled "Sand Quality Assurance/Quality Control (QA/QC) Plan" (effective 6-22-09), which is incorporated by reference. Copies of forms may be obtained by writing to the Department of Environmental Protection, Bureau of Beaches and Coastal Systems, MS 300, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000 or at the following web site: www.dep.state.fl.us/beaches. The QA/QC plan shall detail measures for testing, screening, handling, monitoring and remediation of all excavated or filled material and shall include mechanisms to ensure that only beach compatible sand is placed on the project site; and

7. No change.

(l) ~~Two copies of~~ Dimensioned cross-sections. The drawings shall be signed and sealed by a professional engineer licensed in the State of Florida. The cross-sections shall include a typical view from the mean high water line to the CCCL depicting all structures and elevations, proposed and existing grades, subgrade construction, excavation, and fill.

(m) ~~Two copies of~~ Detailed final construction plans and specifications for the reconstructed dune and fill material. These documents shall be signed and sealed by a professional engineer licensed in the State of Florida.

(n) No change.

(o) ~~Two copies of~~ Detailed dune planting and maintenance plans, including the plant species and locations of existing native beach-dune vegetation, plants to be removed and proposed plants. Plans shall include a plant list with both scientific and common names. Plans shall include any structures to be constructed within the dune area, including sand fences, irrigation systems and beach access.

(p) ~~Two copies of a~~ Dimensioned site plan drawn to an appropriate scale, ~~in an~~ 8 1/2 by 11 inch size format paper showing property boundaries, the location of the proposed structure(s), the proposed construction limits, the location and volume of any proposed excavation or fill, and the locations of roads, adjacent dwellings, the vegetation line, and the approximate mean high water line; and

(q) ~~Two copies of~~ Dimensioned cross-sections drawn to an appropriate scale, ~~in an~~ 8 1/2 by 11 inch format paper, showing:

1. through 4. No change.

(4) through (9) No change.

Rulemaking Authority 161.053(21), 161.0535, 161.085(5) FS. Law Implemented 120.60, 161.053(2), (3), (5), 161.085(9) FS. History--New 6-22-09, Amended.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Resource Management**

RULE NO.:                   RULE TITLE:  
62C-17.009                   Applications

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to allow the submission of electronic applications and supporting material for authorizations associated with phosphate reclamation.

SUBJECT AREA TO BE ADDRESSED: The Department of Environmental Protection is undertaking an effort to reduce the amount of paper that is used and filed for official business. As part of that effort, the Department is amending its permitting rules to allow the submission of electronic permit applications and specifying the electronic format for supporting material.

RULEMAKING AUTHORITY: 378.021, 378.034, 378.038, 370.021 FS.

LAW IMPLEMENTED: 378.021, 378.034 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Hillary Powell, 3900 Commonwealth Blvd., MS 35, Tallahassee, FL 32399, (850)245-2248, hillary.powell@dep.state.fl.us or facsimile (850)245-2297. (OGC No. 12-1448)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

62C-17.009 Applications.

(1) through (7) No change.

(8) Applications shall be made on forms provided by the Bureau. The Landowner shall submit a copy ~~three (3) copies~~ of the completed application, which shall include all the information, certifications, aerial photographs, drawings, and reports certified by an engineer and/or surveyor registered to practice in the State of Florida, as applicable. Each application shall be signed and bear the seal of an engineer registered to practice in the State of Florida, except those applications involving only donation or purchase of nonmandatory lands. Form DEP 53-011(16) "Reclamation Program Application" is incorporated by reference into this rule effective April 1990. Copies of the form may be obtained from the Bureau.

(9) through (19) No change.

Rulemaking Specific Authority 378.021, 378.034, 378.038, 370.021 FS. Law Implemented 378.021, 378.034 FS. History--New 3-24-84, Amended 1-10-85, 12-3-85, Formerly 16C-17.09, Amended 6-13-91, Formerly 16C-17.009, Amended.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Resource Management**

RULE NO.:                   RULE TITLE:  
62C-26.007                   Geophysical Applications

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule amendment will be to allow the submission of electronic applications and supporting material for oil and gas drilling related authorizations.

**SUBJECT AREA TO BE ADDRESSED:** The Department of Environmental Protection is undertaking an effort to reduce the amount of paper that is used and filed for official business. As part of that effort, the Department is amending its permitting rules to allow the submission of electronic permit applications and specifying the electronic format for supporting material.

**RULEMAKING AUTHORITY:** 373.441(1) FS.

**LAW IMPLEMENTED:** 373.441 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 WEEKLY.**

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Hillary Powell, 3900 Commonwealth Blvd., MS 35, Tallahassee, FL 32399, (850)245-2248, hillary.powell@dep.state.fl.us or facsimile (850)245-2297. (OGC No. 12-1449)

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

62C-26.007 Geophysical Applications.

(1) through (2) No change.

(3)(a) Two plat maps: a detailed plat map (~~15 copies~~) showing the location of lines along which geophysical operations are to be conducted, and a generalized plat map (~~30 copies~~) for public distribution showing the general vicinity of the geophysical program. Permittees shall use Florida DOT county road maps (1 inch = 2 miles) for local exploratory programs and USGS topographic maps (1:250,000 or 500,000) for regional geophysical programs conducted on road rights-of-way. Symbols used for survey lines on highway rights-of-way shall be different from those used for offroad survey lines. Plat maps are to be accompanied by a copy & ~~copies~~ of a complete, detailed plan of operations for all work to be done, including personnel, equipment, energy sources, use of explosives, restoration activities, etc.

(b) No change.

(4) through (9) No change.

**Rulemaking Specific Authority** 377.021(1), 377.22, 377.242 FS. Law Implemented 377.22, 377.2408, 377.2409, 377.242, 377.2424, 377.2426 FS. History—New 5-10-84, Amended 4-23-85, Formerly 16C-26.07, Amended 12-23-86, 6-4-89, 5-12-93, Formerly 16C-26.007, Amended 3-24-96,\_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Resource Management**

**RULE NO.:** 62C-27.001

**RULE TITLE:** General

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule amendment will be to allow the submission of electronic applications and supporting material for oil and gas drilling related authorizations.

**SUBJECT AREA TO BE ADDRESSED:** The Department of Environmental Protection is undertaking an effort to reduce the amount of paper that is used and filed for official business. As part of that effort, the Department is amending its permitting rules to allow the submission of electronic permit applications and specifying the electronic format for supporting material.

**RULEMAKING AUTHORITY:** 377.22 FS.

**LAW IMPLEMENTED:** 377.22 FS.

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 days before the workshop/meeting by contacting: Hillary Powell, (850)245-2248, hillary.powell@dep.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).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Hillary Powell, 3900 Commonwealth Blvd., MS 35, Tallahassee, FL 32399, (850)245-2248, hillary.powell@dep.state.fl.us. or facsimile (850)245-2297. (OGC No. 12-1450)

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

62C-27.001 General.

(1) through (2) No change.

(3) Reporting Requirements. The operator shall submit ~~post-paid~~ to the Department a Well Record (Form 8), abbreviated driller’s log, a cut of all samples and cores taken, ~~a~~ two complete ~~set~~ sets of all well logs, a mud log, and a core or sample analysis report, if made.

(4) through (7) No change.

**Rulemaking Specific Authority** 377.22 FS. Law Implemented 377.22 FS. History—New 11-26-81, Formerly 16C-27.01, Repromulgated 5-12-93, Formerly 16C-27.001, Amended 3-24-96,\_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Resource Management**

**RULE NOS.:** 62C-36.004

**RULE TITLES:** Document Format and Standards

62C-36.011

Reports

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to allow the submission of electronic applications and supporting material for authorizations associated with limestone reclamation.

SUBJECT AREA TO BE ADDRESSED: The Department of Environmental Protection is undertaking an effort to reduce the amount of paper that is used and filed for official business. As part of that effort, the Department is amending its permitting rules to allow the submission of electronic permit applications and specifying the electronic format for supporting material.

RULEMAKING AUTHORITY: 378.404, 378.501 FS.

LAW IMPLEMENTED: 378.404, 378.404(1), (2), 378.501 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Hillary Powell, 3900 Commonwealth Blvd., MS 35, Tallahassee, FL 32399, (850)245-2248, hillary.powell@dep.state.fl.us or facsimile (850)245-2297. (OGC No. 12-1451)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

62C-36.004 Document Format and Standards.

(1) All notices, conceptual plans, conceptual plan changes, and reports shall be submitted using the forms incorporated by reference in Rule 62C-36.014, F.A.C. Standardized forms are needed to assure that all requests that require agency action are handled in an efficient and expeditious manner. Additional pages needed to complete each form shall conform to the standards in this section. The operator shall submit a copy ~~three copies~~ of each form and its attachments.

(2) through (6) No change.

Rulemaking Specific Authority 378.404, 378.501 FS. Law Implemented 378.404(1), (2), 378.501 FS. History–New 7-16-87, Formerly 16C-36.004, Amended\_\_\_\_\_.

62C-36.011 Reports.

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

(g) A map that illustrates paragraphs (b) through (f), above. To the extent possible, maps submitted with the second and each successive report shall include the information shown on maps submitted with previous reports. Maps submitted on paper ~~The maps~~ may be drawn on plain paper or an aerial photograph facsimile and shall meet the document standards in Rule 62C-36.004, F.A.C.

(h) No change.

(2) through (3) No change.

Rulemaking Specific Authority 378.404 FS. Law Implemented 378.404 FS. History–New 7-16-87, Formerly 16C-36.011, Amended\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

RULE NO.: 64B1-7.0015  
 RULE TITLE: Continuing Education Requirement

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify the requirements for continuing education requirements.

SUBJECT AREA TO BE ADDRESSED: Continuing Education Requirement.

RULEMAKING AUTHORITY: 456.013, 457.104, 457.107, 457.108, 457.1085 FS.

LAW IMPLEMENTED: 456.013, 456.033, 457.107, 457.108, 457.1085, 457.109 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Jusevitch, Executive Director, Board of Acupuncture/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

RULE NO.: 64B2-11.001  
 RULE TITLE: Application for Licensure Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate an updated application form.

SUBJECT AREA TO BE ADDRESSED: Application for Licensure Examination.

RULEMAKING AUTHORITY: 460.405, 460.406 FS.

LAW IMPLEMENTED: 460.406 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bruce



Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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

**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

RULE NO.: 64B2-12.0155      RULE TITLE: Fee for Registered Chiropractic Assistants

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate an updated version of the application form.

SUBJECT AREA TO BE ADDRESSED: Fee for Registered Chiropractic Assistants.

RULEMAKING AUTHORITY: 460.405, 460.4166 FS.

LAW IMPLEMENTED: 460.4166 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bruce Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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

**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

RULE NO.: 64B2-12.022      RULE TITLE: Medical Faculty Certificate Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate the updated application form into the rule.

SUBJECT AREA TO BE ADDRESSED: Medical Faculty Certificate Fees.

RULEMAKING AUTHORITY: 456.013(2), 460.405, 460.4062(1), (3) FS.

LAW IMPLEMENTED: 456.013(2), 460.4062(1), (3) 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bruce Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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

**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

RULE NO.: 64B2-18.002      RULE TITLE: Application for Certification as a Chiropractic Physician's Assistant

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate an updated application form by reference.

SUBJECT AREA TO BE ADDRESSED: Application for Certification as a Chiropractic Physician's Assistant.

RULEMAKING AUTHORITY: 460.405, 460.4165(6), (9) FS.

LAW IMPLEMENTED: 460.4165(3), (5), (6), (9) 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bruce Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: 64B5-2.014      RULE TITLE: Licensure Requirements for Applicants from Accredited Schools or Colleges

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate revised forms into the rule.

SUBJECT AREA TO BE ADDRESSED: Licensure Requirements for Applicants from Accredited Schools or Colleges.

RULEMAKING AUTHORITY: 466.004(4) FS.

LAW IMPLEMENTED: 456.033, 466.006, 466.007, 466.0075, 466.028 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: 64B5-2.0142      RULE TITLE: Application for Health Access Dental License

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate revised forms into the rule.

SUBJECT AREA TO BE ADDRESSED: Application for Health Access Dental License.

RULEMAKING AUTHORITY: 466.004 FS.

LAW IMPLEMENTED: 466.0067 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: 64B5-2.0144      RULE TITLE: Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate revised forms into the rule.

SUBJECT AREA TO BE ADDRESSED: Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges.

RULEMAKING AUTHORITY: 466.004, 466.007 FS.

LAW IMPLEMENTED: 466.007 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: 64B5-2.0146      RULE TITLE: Licensure Requirements for Applicants from Non-Accredited Schools or Colleges

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate revised forms into the rule.

SUBJECT AREA TO BE ADDRESSED: Licensure Requirements for Applicants from Non-Accredited Schools or Colleges.

RULEMAKING AUTHORITY: 466.004(4), 466.006(3) FS.

LAW IMPLEMENTED: 466.006 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Economic Self-Sufficiency Program**

RULE NO.: 65A-1.203      RULE TITLE: Administrative Definitions

PURPOSE AND EFFECT: The proposed rule adds a definition for the term "mail". The proposed rule also deletes unnecessary definitions from rule Chapter 65A and modifies other terms and phrases used in rule Chapter 65A. The effect of these changes will be to expand the resources available to the Department and the public assistance client to transmit or

deliver important public assistance information and materials. And, the proposed amendments will synchronize the public assistance policies with public assistance programs operations. SUBJECT AREA TO BE ADDRESSED: The definitions used in the public assistance programs.

RULEMAKING AUTHORITY: 409.919, 414.45 FS.  
LAW IMPLEMENTED: 409.903, 409.904, 410.033, 414.095, 414.28, 414.295, 414.31 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: October 5, 2012, 1:30 p.m.  
PLACE: 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, Florida 32399-0700

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: Cindy Keil. 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: Cindy Keil, Economic Self-Sufficiency Program, (850)717-4113, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700, cindy\_keil@dcf.state.fl.us

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 STATE

#### Division of Elections

RULE NO.:	RULE TITLE:
1S-2.042	Third-Party Voter Registration Organizations

PURPOSE AND EFFECT: To revise the procedures used by third-party voter registration organizations and election officials to align them with a federal court decision concerning the law which the rule implements.

SUMMARY: The proposed rule restricts the registration requirement to only those organizations who actually collect voter registration applications from voters; eliminates the organization’s registration agent sworn statement form, DS-DE 120; deletes the requirement for an organization to list its volunteer registration agents on the registration form, DS-DE 119; deletes the requirement for an organization to file a

monthly report, DS-DE 123, accounting for voter registration applications; changes the time period from 48 hours to 10 days for the organization to deliver a completed voter registration application to the Division or to a supervisor of elections’ office after an applicant delivers the application to the organization; and further refines the procedures for supervisors of elections regarding untimely filed voter registration applications and the procedures for the Secretary of State’s referral of a violation to Florida’s Attorney General.

#### 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: This rule will not require legislative ratification pursuant to Section 120.541(3), F.S., because the rule applies only to election-related activities. Based upon past experiences with rules of this nature, this rule will not have an adverse effect on businesses or private-sector economic growth, job-creation, employment or investment; nor will it increase regulatory costs in excess of the threshold mandating legislative ratification. No other statute requires legislative ratification for this rule.

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: 20.10(3), 97.012(1), (2), (15), 97.0575(1), (2), (5) FS.

LAW IMPLEMENTED: 97.012(1), (2), (15), 97.021 (37), 97.053, 97.0575 FS.

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

DATE AND TIME: October 15, 2012, 10:00 a.m.  
PLACE: Room 307, R.A. Gray Building, Department of State, 500 S. Bronough Street, Tallahassee, Florida

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: Gary J. Holland, Assistant General Counsel, Department of State, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, FL 32399-0250, telephone: (850)245-6536, e-mail: gary.holland@dos.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: Gary J. Holland, Assistant General Counsel, Department of State, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, FL 32399-0250, telephone: (850)245-6536, e-mail: gary.holland@dos.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.042 Third-Party Voter Registration Organizations.

(1) Forms. The following forms are hereby incorporated by reference and available from the Division of Elections, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, Florida 32399-0250, by contact at (850)245-6200, or by download from the Division's webpage at: <http://election.myflorida.com/forms/index.shtml>:

(a) Form DS-DE 119 (eff. ~~09/2012~~ ~~06/2011~~), (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00428>~~), entitled "Third-Party Voter Registration Organization Registration Form."

(b) Form DS-DE 120 (eff. ~~06/2011~~), (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00429>~~), entitled "Third-Party Voter Registration Organization Registration Agent's Sworn Statement."

(~~b~~) Form DS-DE 121 (eff. ~~06/2011~~), (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00430>~~), entitled "Form for Complaint Against Third-Party Voter Registration Organization."

(d) Form DS-DE 123 (eff. ~~06/2011~~), (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00431>~~), entitled "Third-Party Voter Registration Organization's Accounting of Voter Registration Applications."

(~~c~~) Form DS-DE 124 (eff. ~~06/2011~~), (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00608>~~), entitled "Supervisor of Elections' Accounting of Third-Party Voter Registration Organization's Voter Registration Applications."

(2) Definitions. For purposes of Section 97.0575, F.S., the following definitions apply:

(a) "Affiliate organization" of a third-party voter registration organization means any person, as defined in Section 1.01(3), F.S., that is associated with the third-party voter registration organization as a subordinate, subsidiary, member, branch, chapter, as a central or parent organization, or through direct or indirect ownership or control. Ownership or control means substantial and effective, though not necessarily predominant, ownership or control.

(b) "Engaging in any voter registration activities" means that the organization is ~~soliciting for collection or~~ collecting voter registration applications from Florida voter registration applicants.

(c) "Force majeure" means any event or occurrence of societal significance beyond the reasonable control and without the fault of the third-party voter registration organization which could not have been prevented, avoided, or overcome by the exercise of reasonable care, diligence, or foresight of the third-party voter registration organization, including, but not limited to, civil disturbances or acts of war; extraordinarily severe weather, such as hurricanes, floods, or tornadoes; or shortages of food, electric power, or fuel.

(d) "Impossibility of performance" means an actual impossibility or impracticability of compliance as the result of a condition or circumstance which the third-party voter registration organization did not create and could not reasonably have anticipated.

(e) "Registration agent" means any individual who is employed by or volunteers for a third-party voter registration organization and ~~who solicits for collection or~~ who collects voter registration applications from Florida voter registration applicants on behalf of the organization.

(3) Registration.

(a) Before engaging in any voter registration activities, a third-party voter registration organization (hereinafter "organization") shall complete and file Form DS-DE 119 with the Division. The organization must submit the form as an attachment in pdf format in an email to 3Pvro@dos.myflorida.com or transmit the form to the Division's facsimile machine at (850)245-6291. An affiliate organization which itself independently engages in separate ~~solicits for collection of or collects~~ voter registration applications from Florida voter registration applicants on behalf of the affiliate must file a Form DS-DE 119 even if its affiliated organization has filed a Form DS-DE 119. An organization shall also use Form DS-DE 119 to update or terminate its registration.

(b) Upon receipt of an organization's initial and completed registration, the Division shall assign the organization a unique third-party voter registration organization identification number that begins with "3P." An organization is not deemed registered as a third-party voter registration organization until the Division issues the organization its identification number.

(~~e~~) ~~A registration agent must complete, sign, and date Form DS-DE 120 before beginning his or her duties for the organization and the organization must ensure the form is submitted to the Division within 10 days after the form is signed. Form DS-DE 120 may be submitted to the Division when the organization submits its initial Form DS-DE 119. For any addition to the list of its registration agents or change in information about a registration agent other than termination of a registration agent, the organization shall submit an updated Form DS-DE 119. For permissible means of notifying the Division of the termination of a registration agent, See paragraph (6)(b).~~

~~(c)(d)~~ A registration agent may be a registration agent for one or more organizations, ~~but each organization must ensure that the registration agent submits a separate Form DS-DE 120 for its organization.~~

~~(d)(e)~~ An organization shall submit any change in information previously submitted to the Division, including any addition to the list of its employee registration agents, any termination of an employee registration agent, or change in information about an employee registration agent, within 10 days following the change. A change is not considered filed until the Division receives the change. Notice of termination of an employee registration agent shall be provided as set forth in paragraph (6)(b).

~~(e)(f)~~ Except as otherwise provided in paragraph (6)(b), any forms or amendments or additions to forms required under this subsection must be submitted in the same manner of transmission required for the Form DS-DE 119 used to initially register an organization.

(4) Voter Registration Applications Provided to and Used by Third-Party Voter Registration Organizations.

(a) All voter registration applications provided by the Division and each supervisor of elections to an organization shall include the third-party voter registration organization identification number on the bottom of the reverse side of each voter registration application in a manner that does not obscure any other entry.

(b) The registration agent or the organization shall print the date ~~and time~~ that the voter registration applicant delivered ~~completed~~ the application to the registration agent in a conspicuous space on the bottom portion of the reverse side of the voter registration application ~~it collects from a voter registration applicant~~ in a manner that does not obscure any other entry. The date ~~and time~~ printed by the registration agent or the organization shall be in the following numerical format: MM/DD/YY; ~~hh:mm am/pm~~. For example, if the voter registration applicant completed the application on May 15, 2014 at 1:30 p.m., the entry on the bottom portion of the reverse side of the application shall be: 5/15/14; 1:30 p.m. ~~The entry for an application completed on October 11, 2014 at 11:30 a.m., would be printed as 10/11/14; 11:30 a.m. on the bottom portion of the reverse side of the application.~~

(c) Each organization shall ensure that its assigned organization identification number is recorded on the bottom portion of the reverse side of any voter registration application it delivers to the Division or a supervisor of elections in a manner that does not obscure any other entry.

(d) Delivery of the voter registration application by the organization to the Division or a supervisor of elections may be accomplished by in-person delivery or mail. All applications must be delivered to the Division or a supervisor of elections or be postmarked within 10 calendar days of collection by an organization or any of its registration agents. If the 10th day falls on a weekend, holiday, or other day on which the Division

or the supervisor of elections office is closed, the voter registration application must be delivered to the Division or the supervisor of elections or be postmarked by the following business day. If, however, a book closing deadline for any given election for federal or state office falls within the 10-day period described above, all applications collected by an organization or any of its registration agents before book closing must be delivered to the Division or a supervisor of elections on or before the book closing deadline.

(5) Referral to Attorney General for Enforcement; Waiver of Fines upon Showing of Force Majeure or Impossibility of Performance. Monthly Report by Organizations:

(a) In exercising the authority to refer violations of the third-party voter registration law to the Attorney General for enforcement, the Secretary of State's principal concern is the protection of applicants who have entrusted their voter registration applications to a third-party voter registration organization. By law, the organization serves as a fiduciary to those applicants, who have a right to expect that their applications will be timely delivered to an elections official irrespective of party affiliation, race, ethnicity, or gender. By the 10th day of each month, each organization shall submit to the Division a Form DS-DE 123 to account for the number of state and federal voter registration application forms provided to and received from each of its registration agents for the preceding month. If the organization had no voter registration activity in the preceding month, the organization shall still submit Form DS-DE 123 reflecting that it did not provide voter registration applications to, or receive any from, its registration agents.

(b) Any organization claiming that its failure to deliver a voter registration application within the required timeframe was based upon force majeure or impossibility of performance may provide a sworn statement to the Division explaining the circumstances constituting force majeure or impossibility of performance. Form DS-DE 123 required under this subsection must be submitted as an attachment in pdf format in an email to 3PVRO@dos.myflorida.com or transmitted to the Division's facsimile machine at (850)245-6291.

(c) If the information provided to the Division by the organization demonstrates that the failure to timely deliver a voter registration application was the result of force majeure or impossibility of performance, the Secretary of State will not refer the violation to the Attorney General for enforcement.

(6) Termination of Organization and Employee Registration Agent.

(a) If an organization terminates its status as a third-party voter registration organization, the organization shall submit within 10 days a Form DS-DE 119 reflecting its termination and also a Form DS-DE 123 to report its final accounting of voter registration application forms provided to the organization by the Division or any supervisor of elections. ~~All such voter registration applications remaining in the~~

~~organization's possession should be returned either to the Division or a supervisor of elections within 10 days of filing Form DS-DE 123. The address for the Division is Bureau of Voter Registration Services, Division of Elections, R. A. Gray Building, Room 316, Tallahassee, Florida 32399-0250. The address for the applicable supervisor of elections may be obtained by telephoning 850-245-6200 or found on the Internet at [http://election.dos.state.fl.us/SOE/supervisor\\_elections.shtml](http://election.dos.state.fl.us/SOE/supervisor_elections.shtml).~~

(b) If an employee registration agent's employment with, ~~or volunteer services for,~~ an organization is terminated, the organization shall file notice of the terminated status of the employee a registration agent by submitting an updated Form DS-DE 119 or by sending a notification of the termination by email to 3PVRO@dos.myflorida.com or by transmitting the notification to the Division's facsimile machine at (850)245-6291 within 10 days of the termination. If Form DS-DE 119 is not used as the means of notification, the notification shall contain the organization's assigned identification number and the name of the employee registration agent being terminated.

(c) Forms DS-DE 119 and ~~DS-DE 123~~ required under this subsection must be submitted as an attachment in pdf format in an email to 3PVRO@dos.myflorida.com or transmitted to the Division's facsimile machine at (850)245-6291.

(7) Processing of Voter Registration Applications from an Organization by the Division and Supervisors of Elections.

(a) For each non-blank registration application that an organization delivers to the Division or supervisor of elections, a voter registration official shall record the date ~~and time~~ of delivery on the bottom portion of the reverse side of the application in a manner that does not obscure any other entries. For purposes of this rule and not for voter registration purposes, an application is considered delivered to the Division or a supervisor of elections at the time the application is actually delivered by the organization by in-person delivery or, if mailed, the date of delivery shall be the date of a clear postmark, if one is present on the mailing envelope. If a postmark is not present or unclear, the date of delivery to the Division or a supervisor of elections is the actual date of receipt. ~~If the date of delivery is the mail postmark, the applicable 48-hour period for the determination of fines pursuant to Section 97.0575, F.S., shall be based upon a whether the postmark is within two days of the date when the applicant completed the voter registration application, unless the organization provides documentation at the time of mailing the application that the date the applicant completed the application was on an earlier date than when the applicant delivered the application to the organization.~~ For a determination of a fine based upon the application being received by mail after the book closing date, a clear postmark on or before the date of book closing will excuse the fine. If an

organization delivers more than one application at the same time, those applications shall bear the same date ~~and time~~ of delivery regardless of when the applications are processed.

(b) An organization's untimely delivery of a voter registration application does not affect the validity of the application. Every Such application must be processed regardless of the timeliness of its delivery.

(c) The Division and supervisors of elections shall record the number of state or federal voter registration applications they provide to, and receive from, each organization. Each supervisor of elections shall report to the Division on Form DS-DE 124 by noon of the following business day the number of voter registration applications provided to and received from each organization the previous business day. Supervisors of Elections are not required to submit Form DS-DE 124 when they did not provide any voter registration applications to, or receive any from, an organization on the preceding business day.

(d) Form DS-DE 124 required under this subsection must be submitted as an attachment in pdf format in an email to 3PVRO@dos.myflorida.com or transmitted to the Division's facsimile machine at (850)245-6291.

(8) Complaints.

(a) Any person claiming to have provided a completed voter registration application to a third-party voter registration organization but whose name does not appear as an active voter on the voter registration rolls shall use Form DS-DE 121 to file the complaint with the Division.

(b) Any other person, except supervisors of elections or their staff, may report allegations of irregularities or fraud involving voter registration by filing an elections fraud complaint with the Division. *See* Rule 1S-2.025, F.A.C.

(c) Supervisors of elections or their staff shall report any untimely filed voter registration application submitted by an organization by sending the Division an explanatory statement in an email and attaching documents which reflect the untimely submission in pdf format to 3PVRO@dos.myflorida.com, ~~or~~ by transmitting the explanatory statement and documentation to the Division's facsimile machine at (850)245-6291, or by having them delivered by express mail or expedited courier service. For any application containing an organization's identification number – but no other information indicating it was collected by a third-party voter registration organization, such as a cover letter or a "date delivered" mark as required by paragraph (4)(b) and that was received after the book closing date or more than 10 days after the date on which the applicant signed it – the explanatory statement should include a description of the supervisor's efforts to contact the applicant to confirm that the application was delivered to the organization.

(d) The Secretary of State will not refer a violation to the Attorney General unless there is evidence that the applicant entrusted the voter registration application to a third-party voter registration organization.

Rulemaking Authority 20.10(3), 97.012(1), (2), (15), 97.0575(1), (2), (5) FS. Law Implemented 97.012(1), (2), (15), 97.021(37), 97.053, 97.0575 FS. History—New 2-26-09, Amended 5-31-10, 11-2-11,

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Gary J. Holland

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John Boynton, Acting Director, Division of Elections

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 4, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 17, 2012

**DEPARTMENT OF CORRECTIONS**

RULE NOS.:	RULE TITLES:
33-204.002	Food Services – Definitions
33-204.003	Food Services – Standards of Operation

PURPOSE AND EFFECT: The rulemaking was initiated to amend the rules governing the operation of food services. The purpose and effect of the proposed rule is to update the definitions, departmental titles and rule references. The changes allow the choice of diet for inmates in special housing. The rules specify where to obtain a copy of the Dietary Reference Intakes of the Food and Nutrition Board and the reasons for deviation from the master menu. New provisions relating to sanitation and the preparation and preservation of food are provided. The reasons for immediate removal from the vegan meal pattern are amended. Form DC4-668, Diet Attendance Roster, is incorporated to track inmates on vegan and therapeutic diets. Consequences for missing vegan meal plans or therapeutic diet meals are provided.

SUMMARY: The rulemaking amends the rules governing the operation of food services; updates definitions, department titles and rule references; addresses rules relating to choice of diet; provides the consequences of missing vegan or therapeutic meals; and adds new rules for preparation of master menus and sanitation relating to food preparation and preservation. Form DC4-668, Diet Attendance Roster, is incorporated.

**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: Upon review of the proposed changes to these rules and incorporated forms, the department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Laura Gallagher, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULES IS:

33-204.002 Food Services – Definitions.

For the purposes of this chapter:

(1) “Master menu” means a standardized menu for all inmates, based on the Dietary Reference Intakes established by the Food and Nutrition Board of the National Academy of Sciences, that is certified for nutritional adequacy by a registered dietitian licensed in Florida who is employed by the Department the menu that is designed to be served at all facilities to provide uniformity in items served to each inmate. The master menu shall be planned under the direction of the department’s master menu committee, and certified nutritionally adequate as determined by a licensed registered dietitian employed by the department.

(2) through (3) No change.

(4) “Master Menu Committee” refers to the committee of staff members responsible for developing the Master Menu ~~the food services advisory group which consists of the Chief, Bureau of Institutional Support Services or his designee, the central office public health nutrition program manager, and the central office food service administrator. The Chief, Bureau of Institutional Support Services has the authority to invite other staff as necessary.~~

(5) “Vegan meal pattern” refers to a meal pattern that excludes all animal byproducts. Inmates who wish to be on the vegan meal pattern must submit Form DC6-236, Inmate Request, to the food service director at the facility where the inmate is housed. Form DC6-236 is incorporated by reference in Rule 33-103.005019, F.A.C. Inmates who choose the vegan meal pattern shall not be permitted to eat from the regular menu or choose the alternate entrée and are subject to removal from the pattern pursuant to Rule 33-204.0032, F.A.C.

(6) “Food Service Director” refers to the Department staff member who is in charge of food service operations at a facility and who is under the direct supervision of the assistant warden of operations.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 1-18-89, Amended 7-21-97, Formerly 33-30.002, Amended 8-9-00, 11-16-00, 10-2-01, 2-18-02, 7-2-03, 11-1-04, 3-3-10, \_\_\_\_\_.

33-204.003 Food Services – Standards of Operation.

(1) No change.

(2) Confinement and special housing units.

(a) All inmates in confinement and special housing shall receive normal institutional meals as are available to the general population, except that if any item on the normal menu or any food utensil might create a security problem in the confinement area, then another item of comparable quality or other appropriate utensils shall be substituted. Substitutions shall be documented on Form DC6-209, Housing Unit Log, and Form DC6-210, Incident Report. Form DC6-209 is incorporated by reference in Rule 33-601.800, F.A.C. Form DC6-210 is incorporated by reference in Rule 33-602.210, F.A.C.

(b) Upon entering confinement or special housing, an inmate shall designate his or her singular choice of the regular menu, alternate entrée, or vegan meal pattern. The inmate may voluntarily alter this choice by submitting Form DC6-236, Inmate Request, to the food service director every 30 days. Form DC6-236 is incorporated by reference in Rule 33-103.005, F.A.C.

~~(c)(b)~~ Hot food served in satellite food operations shall be protected from contamination in transit and shall be served at temperatures set by the Department of Health.

~~(d)(e)~~ The provisions of Rule 33-602.223, F.A.C., shall be utilized in placing inmates on the special management meal.

~~(e)(d)~~ Food shall not be withheld, nor the standard menu varied, as a disciplinary sanction or as a reward for good behavior or work for an individual inmate.

(3) Menus. The Dietary Reference Intakes of the Food and Nutrition Board, National Academy of Sciences shall serve as the standard for the preparation of menus and the evaluation of menus served. The Dietary Reference Intakes of the Food and Nutrition Board are hereby incorporated by reference. A copy of the Dietary Reference Intakes may be obtained from the Bureau of Contract Management and Monitoring Institutional Support Services, Food Service Section, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The Dietary Reference Intakes were copyrighted in 2004 ~~2001~~.

(a) through (c) No change.

(d) The master menu shall be adhered to except that specific menus and menu items are subject to change by the person in charge of food service at each facility due to production or equipment problems, non-delivery of ingredients

or food items, product availability, or security issues, use of farm produce or USDA commodities, or as authorized by the warden. Failure to order a product does not constitute a lack of availability. Substitutions will not be planned to utilize leftovers. When menu substitutions are required, the substitutions will be from the same food group as the original menu item. The master menu manual provides a list of appropriate substitutions within food groups. ~~All inmates shall receive the same food items as specified on the master menu.~~ Adequate amounts of food must be prepared to serve all inmates according to the master menu.

(e) No change.

(f) Food and beverage shall not be consumed in food preparation areas.

(g) Leftover foods must be labeled with the contents, date, and time of production and handled in accordance with the provisions of Chapter 64E-11, F.A.C. Food Hygiene.

(h) Toilet and hand-washing facilities shall be readily available to food service staff and inmate food handlers. Food service staff and inmate food handlers are required to wash their hands prior to reporting to duty and after using toilet facilities.

(i) A copy of Chapter 64E-11, F.A.C., Food Hygiene, will be available for reference at each department food service facility.

(4) Vegan meal pattern. Inmates may choose the vegan ~~(strict vegetarian)~~ meal pattern by submitting Form DC6-236, Inmate Request, to the food service director at the facility where the inmate is housed, and shall indicate if they are participating as a vegan. An inmate who is transferred to another facility shall be allowed to continue the vegan meal pattern at the new facility by showing the inmate request that was approved by the previous food service director until his request is approved by the new food service director. ~~Form DC6-236 is incorporated by reference in Rule 33-103.019, F.A.C.~~

(a) The following inmates shall be removed immediately from the vegan meal pattern:

1. Inmates observed eating from the regular menu;
2. Inmates observed eating the alternative entrée; and
3. Inmates who are not on the meal pattern for religious reasons and who intentionally purchase, possess, or consume items from the canteen that contain any animal products or byproducts.

(b) No change.

(c) An inmate who voluntarily requests to be removed from the vegan meal pattern may not reapply for the pattern for a minimum of 30 days.

(5) Therapeutic Diets. Therapeutic diets for medical or dental reasons shall be provided as ordered by a Department of Corrections credentialed physician, clinical associate (physicians assistant, advanced registered nurse practitioner) or dentist. All orders for therapeutic diets shall be in writing.



Non-standard therapeutic diets shall be approved by the public health nutrition program manager and the regional medical executive director. Therapeutic diets shall be served for a maximum of 90 days. Diets extending for periods longer than 90 days shall require a new diet order from the attending Department of Corrections credentialed physician, clinical associate (physicians assistant or advanced registered nurse practitioner) or dentist. Diet prescription orders must be received in food services prior to the expiration of the current prescription to avoid interruption of the therapeutic diet. The Public Health Nutrition Program Manager and the Public Health Nutrition Consultants shall be available for consultation by health and food service personnel regarding therapeutic diets.

(6) Religious Diets. The alternate entree and the vegan meal pattern provides meal options for the religious requirements of inmates ~~whose religions require a pork-free, lacto ovo, lacto vegetarian, or vegan diet.~~

(7) Meal attendance for inmates on the vegan meal pattern or a therapeutic diet shall be tracked using Form DC4-668, Diet Attendance Roster, Form DC4-668 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 S. Calhoun St., Tallahassee FL 32399-2500. The effective date of the form is \_\_\_\_\_.

(a) An inmate on the vegan meal pattern who misses 10% or more of his or her vegan meals within a month will be removed from the vegan meal plan and may not re-apply for a minimum of six months.

(b) An inmate on a therapeutic diet who, following the orientation, misses 10% or more of his or her meals during the first month, or misses nine meals in any calendar month thereafter, is subject to disciplinary action.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 1-18-89, Amended 7-21-97, Formerly 33-30.003, Amended 8-9-00, 11-16-00, 10-2-01, 2-18-02, 7-2-03, 11-1-04, 2-27-05, 10-16-05, 1-17-06, 4-27-09, 3-3-10, 7-18-10, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jodie Bailey, Director of Office Management and Contract Procurement

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kenneth S. Tucker, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 6, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 24, 2012

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**

RULE NO.: 40B-2.301  
 RULE TITLE: Conditions for Issuance of Permits

PURPOSE AND EFFECT: The purpose of the proposed rule is to require automated monitoring and data transmission for actual use of water authorized by water use permits. The effect of the proposed rule is to include provisions to require permit applicants to submit, as part of their water use permit conditions, records of groundwater and surfacewater withdrawals.

SUMMARY: This proposed rule will require automated submittal of actual groundwater and surfacewater withdrawal data for projects that require water use permits. The proposed amendments will be located within the SRWMD Water Use Permitting Guide which is incorporated by reference into Rule 40B-2.301, Florida Administrative Code.

**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: Water use permit holders may choose to implement a District-sponsored water use monitoring system at no cost to the permit holder. The cost to the District to implement monitoring on behalf of permit holders is minimized by the use of existing data sources such as consumption of electrical data by pumps or motor run time.

The cost of automated data transmission to permit holders and the District is minimized by using the least-cost data transmission platform available with consideration given to using the District's existing automated water resources monitoring network.

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: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.185, 373.219, 373.223, 373.226, 373.227, 373.228, 373.229, 373.232, 373.236, 373.239, 373.250 FS.

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

DATE AND TIME: October 11, 2012, 5:30 p.m.

PLACE: Suwannee River Water Management District Headquarters, 9225 CR 49, Live Oak, FL 32060

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: Robin Lamm, Business Resource Specialist II, SRWMD, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robin Lamm, Business Resource Specialist II, SRWMD, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only)

THE FULL TEXT OF THE PROPOSED RULE IS:

40B-2.301 Conditions for Issuance of Permits.

(1) through (2)(k) No change.

(3) The standards and criteria set forth in the Water Use Permitting Guide, effective DATE ~~January 6, 2010~~, hereby incorporated by reference into this chapter, if met, will provide the reasonable assurances required in this section. This document is available at District headquarters and on the District's website at [www.mysuwanneeriver.com](http://www.mysuwanneeriver.com).

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.042, 373.0421, 373.185, 373.219, 373.223, 373.226, 373.227, 373.228, 373.229, 373.232, 373.236, 373.239, 373.250 FS. History—New 10-1-82, Amended 5-1-83, 1-6-10, \_\_\_\_\_.

PROPOSED WATER USE PERMITTING GUIDE LANGUAGE

3.4.1. Automated Monitoring of Groundwater Withdrawals

For new water uses, renewed permits, and modifications of permits proposing new withdrawals, the Permittee shall implement automated monitoring of groundwater withdrawals, at Permittee's expense, upon commencement of such withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 p.m. local time the following day via approved telemetry consistent with District data formats. The permittee may choose a standardized Suwannee River Water Management District automated monitoring system to fulfill this requirement.

3.4.2. Automated Monitoring of Surfacewater Withdrawals

For new water uses, renewed permits, and modifications of permits proposing new withdrawals, the Permittee shall implement automated monitoring of surfacewater withdrawals, at Permittee's expense, upon commencement of such withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each station that has an outside diameter of six inches or greater and shall be delivered by 12:00 p.m. local time the following day via approved telemetry consistent with District data formats. The permittee

may choose a standardized Suwannee River Water Management District automated monitoring system to fulfill this requirement.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jon Dinges, Director, Water Supply and Resource Management, Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060, (386)362-1001

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governing Board of the Suwannee River Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 11, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 2, 2012

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Geologists**

RULE NO.:	RULE TITLE:
61G16-1.0071	Notice to the Department of Mailing Address, Email Address, Place of Practice and Primary Place of Practice

PURPOSE AND EFFECT: The Board proposes this rule amendment to include an electronic address for licensees.

SUMMARY: The rule amendment will add electronic addresses for licensees.

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: 455.275, 492.104, 492.109 FS.

LAW IMPLEMENTED: 455.275, 492.109 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Richard Morrison, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0754

THE FULL TEXT OF THE PROPOSED RULE IS:

61G16-1.0071 Notice to the Department of Mailing Address, Email Address, and Place of Practice; and Primary Place of Practice.

(1) It shall be the duty and sole responsibility of each licensee and each firm, corporation, partnership, association, or person holding a certificate of authorization to provide written notification to the Department of the licensee's or certificate of authorization holder's current mailing address, email address and all places of practice. Each licensee and certificate of authorization holder shall also provide written notification to the Department of any changes to the mailing address, email address or any additions to or deletion from the reported places of practice within thirty (30) days after the occurrence of the change, addition, or deletion. Beginning October 1, 2012, all licensees must provide an electronic mail address at the time of initial licensure or during the first biennial licensure renewal date following October 1, 2012. It is further requested that all licensees and firms, corporations, partnerships, associations, and persons holding a certificate of authorization also provide to the Department the e-mail address for the licensee or certificate of authorization holder whenever possible.

(2) The term "mailing address" and "email address" shall mean the address at which the licensee or certificate of authorization holder wishes to receive all official communications, notifications, and correspondence from the Board or the Department through United States Postal Service delivery or through electronic mail.

(3) through (5) No change.

Rulemaking Specific Authority 455.275, 492.104, 492.109 FS. Law Implemented 455.275, 492.109 FS. History--New 5-4-97, Amended 3-2-00,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Geologists

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 26, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 24, 2012

**DEPARTMENT OF JUVENILE JUSTICE**

**Staff Training**

RULE NO.: 63H-1.005

RULE TITLE: Authorized Mechanical Restraints

PURPOSE AND EFFECT: The amendment implements Ch. 2012-41, Laws of Florida, restricting the use of restraints on pregnant inmates.

SUMMARY: The amendment expands the protection for pregnant youth already provided in subsection (10), so that the use of mechanical restraints will be further restricted. The amendment adds soft restraints to the list of items that cannot be used on pregnant youth, and expands the restriction to cover the postpartum period.

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

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

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

RULEMAKING AUTHORITY: 985.64, 985.645 FS., ch. 2012-41, Laws of Fla.

LAW IMPLEMENTED: Ch. 2012-41, Laws of Fla.

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

DATE AND TIME: Tuesday, October 16, 2012, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

63H-1.005 Authorized Mechanical Restraints.

(1) The department authorizes the use of only those mechanical restraints addressed in this rule. All mechanical restraints shall be designed and manufactured for the specific purpose of secure transport or restraint.

(2) Authorized mechanical restraints to be used within a facility are as follows: handcuffs, leg restraints, restraint belt, soft restraints, and waist chains.

(a) Handcuffs. The availability and versatility of handcuffs make their use practical in most restraint situations. Handcuffs are light, flexible, and easy to apply. Standard handcuffs, used by most law enforcement agencies, are approved for use.

(b) Restraint Belt. A restraint belt may be used with handcuffs when added security is needed. The restraint belt is a leather or nylon belt that is secured behind the back of the youth with an independent lock, buckle, or Velcro fastener. The belt is fashioned so that handcuffs secured to the front of the belt provide an alternative to restraining a youth's hands in the behind-the-back position.

(c) Leg restraints. Leg restraints are similar to handcuffs, but usually have a 15-inch chain separating the restraints. Leg restraints are typically used in conjunction with handcuffs to restrict the movement of the feet and legs.

(d) Soft restraints. Soft restraints, such as nylon flex cuffs (also known as zip cuffs), or Velcro or leather devices, are authorized for use as an alternative to hard restraints.

(e) Waist chains. Waist chains are designed to limit arm movement and keep hands visible at all times by securing them at the youth's waist. Waist chains are typically used only for transportation. There are two basic types: a nickel plated chain, usually 60 inches long with a sturdy cuff clip to permit quick attachment of handcuffs; or a similar chain with handcuffs permanently attached.

(3) through (9) No change.

(10) If handcuffs are used on pregnant youth, they shall be cuffed in front. Leg restraints, waist chains, soft restraints, and the restraint belt shall not be used on pregnant youth. Restraints may not be used on a youth who is known to be pregnant during labor, delivery, and postpartum recovery. For purposes of this subsection, "postpartum recovery" shall include the period immediately following delivery, including the recovery period when a youth is in the hospital or infirmary, up to 24 hours after delivery, unless the physician after consultation with the department recommends a longer period of time.

(11) No change.

Rulemaking Authority ~~985.64, 985.645, 985.405, 985.4055~~ FS. Law Implemented ~~985.645(2)(a) FS., ch. 2012-41, Laws of Fla. 985.4055(2)(a) FS.~~ History—New 11-19-06, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Denny Clark, Director, Staff Development and Training  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Wansley Walters, Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 10, 2012  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 24, 2012

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Administration**

RULE NOS.:	RULE TITLES:
69E-121.007	Public Records and Availability of Forms: Procedures for Inspecting and Copying Public Records and for Obtaining Department Forms; Fees
69E-121.010	Indexing, Management, and Availability of Final Orders
69E-121.087	Fingerprint Fee

PURPOSE AND EFFECT: The proposed amendments to Rules 69E-121.007 and 69E-121.010, F.A.C., will update the rules to conform to the current statutory provisions in the Florida Public Records Law, Chapter 119, F.S., and the Florida Insurance Code, Chapters 624-632, 634, 635, 636, 641, 642, 648, and 651, F.S. Rule 69E-121.087, F.A.C., is repealed.

SUMMARY: Rule 69E-121.007, F.A.C., is amended to add definitions for the terms "clerical or supervisory assistance" and "use of information technology resources"; to delete the list of statutory citations to exemptions to the Public Records Law; to update the procedure for requesting public records; to require that the requester pay the entire estimated amount in advance of the work on the public records request; changes the charge for copying from 50 cents to 15 cents per page; clarifies when the special service charge for extensive use of personnel or information technology resources will be imposed; and deletes obsolete provisions of the rule. Rule 69E-121.010, F.A.C., is amended to change the charge for copying from 50 cents per page to 15 cents per page and to add a fee of \$5.00 for each certificate under seal authenticating a final order. Rule 69E-121.087, F.A.C., is repealed.

**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 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 conducted an economic analysis of the potential impact of the proposed changes and determined that there will be no adverse economic impact or regulatory increases that would require legislative ratification.

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

RULEMAKING AUTHORITY: 17.29, 120.533, 624.308, 717.138 FS.

LAW IMPLEMENTED: 119.01, 119.011, 119.021, 119.07, 120.53, 624.23, 624.231, 624.307(1), 624.311, 624.501 FS.

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

DATE AND TIME: October 15, 2012, 10:00 a.m.

PLACE: Room 142, Larson Building, 200 E. Gaines Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Stephanie Iliff, Director, Division of Administration, 200 E. Gaines Street, Tallahassee, FL 32399-0313, (850)413-2014 or Stephanie.Iliff@MyFloridaCFO.com

THE FULL TEXT OF THE PROPOSED RULES IS:

69E-121.007 Public Records and Availability of Forms: Procedures for Inspecting and Copying Public Records and for Obtaining Department Forms; Fees.

~~(1) Purposes. This rule serves several purposes. These are set out below with references to other parts of the rule which more specifically address those purposes.~~

~~(a) The rule establishes reasonable procedures for inspecting and copying public records of the Department, in compliance with the spirit and purpose of the "Public Records Law," Chapter 119, F.S. The Department fully supports the purpose of the Public Records Law: that public access to government activities is crucial to the proper functioning of a free and democratic society. Except as limited by applicable statutory restriction, as set out in subsection (3), all records of the Department are public and shall be made available for inspection and examination or for copying. These procedures may be found in subsections (4) through (9).~~

~~(b) The rule establishes procedures to provide for the safety and security of the Department's public records. The Department's regulatory responsibilities under the Florida Insurance Code, and as Chief Financial Officer and State Fire Marshal include maintaining the security of all the Department's public records; adherence to retention and destruction schedules mandated by the Department of State; and the proper handling of those documents which are exempt, whether temporarily or permanently, from public inspection. These procedures are found throughout subsections (4) through (9).~~

~~(c) The rule establishes a procedure for the public to obtain forms adopted and used by the Department in carrying out its regulatory responsibilities. This procedure may be found in subsection (10).~~

~~(1)(2) Definitions:~~

(a) "Archived records" are those records of historical value which are permanently retained by the Florida State Archives of the Department of State.

(b) "Clerical or supervisory assistance" includes searching for and locating the requested record, reviewing for statutorily exempt or confidential information, redaction of statutorily exempt or confidential information, preparing, and copying and re-filing the requested record.

(c) "Current rate of pay" means, for Department employees, that employee's salary plus benefits divided by 2080, or for persons employed by the Department to supervise or otherwise assist in the provision of public records, that person's hourly rate as charged to the Department by that person's employer.

(d) "Department" means the Florida Department of Financial Services.

(e) "Extensive," as used in Section 119.07(4)(d), F.S., means that it will take more than 30 minutes of time expended by personnel to provide clerical or supervisory assistance or use information technology resources or both.

(f) "Forms" means those forms used by the Department in carrying out its regulatory responsibilities, that have been adopted and incorporated by reference in the Department's rules in Title 69 of the Florida Administrative Code.

~~(g)(a) "Public records" means the definition provided in Section 119.011, F.S. include all documents, papers, letters, maps, books, audio and video tapes, photographs, films, sound recordings or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by the Department, which are used to perpetuate, communicate or formalize knowledge.~~

~~(h)(b) The "Public Records Law" means is Chapter 119, F.S.~~

~~(c) "Department" is the Florida Department of Financial Services.~~

~~(d) "Investigation" means those activities which are statutorily exempt from inspection, examination and copying under the Public Records Law.~~

~~(e) The term "forms" refers to those forms, used by the Department in carrying out its regulatory responsibilities, which have been adopted and incorporated by reference in the Department's rules in Title 69 of the Florida Administrative Code.~~

~~(f) The term "requester" refers to a person who has made a public records request to inspect, examine, or copy documents in the custody or control of the Department pursuant to Chapter 119, F.S.~~

~~(g) The term "Agency Clerk for Public Records Requests" is that person designated by the Chief Financial Officer to receive and respond to public records requests under Chapter 119, F.S.~~

(h) “Request for information” means any request made by the public to inspect, examine, or copy public records.

(i) “Public Record Document Viewing Room (PRDVR)” refers to the facility in the Larson Building, 200 East Gaines Street, Tallahassee, Florida, which is provided, maintained, and staffed by the Department for the purpose of reviewing public records of microfilmed form and rate filings, and hard copies of annual and quarterly financial statements filed by entities regulated by the Department. This room is operated by the Department’s Document Processing Section. See subsection (6).

(j) “Extensive,” as used in Section 119.07(1)(b), F.S., means that it will take more than 15 minutes to locate, review for confidential information, copy and refile the requested material.

(j) “Requester” means a person who has made a request to inspect or copy a public record in the custody or control of the Department pursuant to Chapter 119, F.S.

(k) “Request for a public record” means any request made by a person to inspect or copy public records.

(l)(k) “Special service charge,” means the charge authorized as used in Section 119.07(4)(d) (4)(b), F.S., which charge will be computed to the nearest quarter of an hour exceeding 30 45 minutes based on the current rate of pay of the lowest paid personnel who, in the discretion of the Department, has the necessary skill and training to perform the request for the person who performed the service and will be assessed when appropriate regardless of the number of individual copies made.

(l) “Current rate of pay” means, for Department employees, that employee’s salary plus benefits divided by 2080, or for persons employed by the Department to supervise or otherwise assist in the provision of public records, that person’s hourly rate as charged to the Department by that person’s employer.

(m) “Archived records” are those records of historical value which are permanently retained by the Florida State Archives of the Department of State.

(m)(n) “Stored records” are those records which are inactive but that must be kept for legal or fiscal reasons. These records are routinely transferred by the Department to the Florida Records Center, Tallahassee, Florida, or other rented facilities for storage until the time for retaining them has expired pursuant to the retention schedule for those documents mandated by the Department of State.

(n) “Use of information technology resources” is the use of information technology resources, as defined in Section 119.011, F.S., and includes the amount of computer time allocated to the project, including setup, implementation, and use of information technology resources, as well as the time it takes Department personnel to research, compile and format data.

(3) Records which are exempt from inspection, examination, and copying under the Public Records Law, Section 119.07(3)(a), F.S., provides an exemption from inspection, examination, and copying of those public records which are “presently provided by law to be confidential or which are prohibited from being inspected by the public, whether by general or special law.” The following is a list of those records presently exempt. Any exemption hereafter enacted shall not be deemed waived or otherwise void or unenforceable simply because it is not included in this list. The short description of the exemption following the citation is intended solely as a quick indication of the topic of the exemption and not as a legally binding description or definition. The statute should be consulted for a more complete understanding of the exemption.

(a) Section 119.07(3)(c), F.S.: examination question and answer sheets.

(b) Section 119.07(3)(n), F.S.: attorney work product.

(e) Section 119.07(3)(dd), F.S.: social security numbers of state employees.

(d) Section 284.40(2), F.S.: Risk Management claim files.

(e) Sections 119.07(3)(b) and 624.319(3), F.S.: examination and investigation reports.

(f) Section 624.310(3)(f), F.S.: certain emergency orders.

(g) Section 624.311(2), F.S.: insurance claim negotiations of state agencies and political subdivisions.

(h) Section 624.82, F.S.: proceedings and records relating to administrative supervision.

(i) Section 624.91, F.S.: confidential information obtained by the Healthy Kids Corporation remains confidential.

(j) Section 625.121(3)(a)10., F.S.: memorandum in support of actuarial opinion regarding reserves under the Standard Valuation Law.

(k) Section 626.511(3), F.S.: reasons for termination: agents, solicitors, and other insurance representatives.

(l) Section 626.521(4), F.S.: agents, adjusters, other insurance representatives: character and credit reports.

(m) Section 626.601(6), F.S.: investigations of agents, adjusters, and other insurance representatives.

(n) Section 626.631(2), F.S.: documents and other evidence relating to revocations of those licensed under Chapter 626, F.S.

(o) Section 626.7492(3)(f), F.S.: summary of refusal to issue reinsurance intermediary license.

(p) Section 626.921(3), F.S.: certain filings by surplus lines agents.

(q) Section 626.989(5), F.S.: records of fraud investigations.

(r) Section 627.351(4)(g), F.S.: certain claim files in the medical malpractice joint underwriting association.

(s) Section 627.6699(8)(c), F.S.: small employer carrier rating and renewal practices.

~~(t) Section 627.736(9)(a), F.S.: reports of PIP cancellations and nonrenewals.~~

~~(u) Section 627.912(2)(e), F.S.: certain information regarding professional liability claims.~~

~~(v) Section 627.9122(2)(e), F.S.: certain information regarding officers' and directors' liability claims.~~

~~(w) Section 627.9126(3)(a)6., F.S.: certain information provided by liability insurers.~~

~~(x) Section 631.398(1), F.S.: reports and recommendations made to the Department relating to insurer solvency.~~

~~(y) Section 631.62(2), F.S.: request from FIGA board of directors to examine a member insurer.~~

~~(z) Section 631.62(3), F.S.: reports and recommendations made to the Department by the FIGA board of directors relating to insurer solvency.~~

~~(aa) Section 631.723(1), F.S.: reports and recommendations made to the Department by the FLHIGA board of directors relating to insurer solvency.~~

~~(bb) Section 631.723(3), F.S.: request from FLHIGA board of directors to examine a member insurer.~~

~~(cc) Section 633.111, F.S.: fire and arson investigations.~~

~~(dd) Section 633.175(4), F.S.: information relating to fraudulent insurance claims involving fire.~~

~~(ee) Section 633.527(1), F.S.: test material relating to applicants for licensure under Chapter 633, F.S.~~

~~(ff) Section 634.045(5), F.S.: filings made by guarantee organizations relating to motor vehicle service warranty associations.~~

~~(gg) Section 634.141, F.S.: examinations of motor vehicle service warranty associations pursuant to Section 624.319, F.S.~~

~~(hh) Section 634.201(3), F.S.: investigations of motor vehicle service warranty association salesmen.~~

~~(ii) Section 634.314, F.S.: examinations of home warranty associations pursuant to Section 624.319, F.S.~~

~~(jj) Section 634.348, F.S.: active examination and investigatory records relating to home warranty associations.~~

~~(kk) Section 634.4065(5), F.S.: filings made by guarantee organizations relating to service warranty associations.~~

~~(ll) Section 634.444, F.S.: active examination and investigatory records relating to service warranty associations.~~

~~(mm) Section 634.26(3), F.S.: active investigations of bail bondsmen and runners.~~

~~(nn) Section 648.266, F.S.: confidential information obtained by Bail Bond Advisory Council to remain confidential.~~

~~(oo) Section 648.39(1), F.S.: termination information regarding bail bondsmen.~~

~~(pp) Section 648.41, F.S.: termination information regarding runners.~~

~~(qq) Section 648.46(3), F.S.: active investigation of bail bondsman.~~

~~(rr) Section 651.105(3), F.S.: active investigations of continuing care providers.~~

~~(ss) Section 651.121(5)(e), F.S.: records of the Continuing Care Advisory Council regarding providers placed in administrative supervision.~~

~~(tt) Section 651.134, F.S.: active investigations and examinations of continuing care providers.~~

~~(uu) Section 766.105(3)(e), F.S.: claim files of the Florida Patient's Compensation Fund.~~

~~(vv) Section 766.314(8), F.S.: hospital records sent to the Florida Birth-Related Neurological Injury Compensation Association.~~

~~(ww) Section 768.28: Risk Management claims evaluation.~~

~~(xx) Section 815.04(3)(a), F.S.: trade secrets, as defined in Section 812.081, F.S., in the possession of the Department.~~

~~(yy) Section 943.0585, F.S.: expunged criminal history records.~~

~~(zz) Section 943.059, F.S.: criminal history records sealed by court order.~~

~~(2)(4) General Procedures regarding Public Records. For specific procedures, depending on the nature of the record document, see subsections (3)(5) through (6)(9).~~

~~(a) Location of Department Records Documents. The Department's records documents are located in several places. Many may be found at the Department's headquarters in Tallahassee, Florida; others are in the Department's several field offices; some are stored in rented facilities, and others are stored in the custody of the Department of State at the Florida Records Storage Center in Tallahassee, Florida. The Department is solely responsible for arranging for inspection of any Department records stored in its various offices, rented facilities or the Florida Records Storage Center. Records that which are archived are in the custody of the Department of State and are housed in the R. A. Gray Building, Tallahassee, Florida.~~

~~(b) Where Documents May be Inspected, Examined or Copied. A requester may inspect, examine, or copy public records at the Larson Building in Tallahassee; in another Department building in Tallahassee or in a field office, if the subject records are located in that building; in the Florida State Archives; or in the Florida Records Storage Center, or in the Florida State Archives. In order to maintain the integrity of the Department's records, inspection, examination and copying shall be made in the building in which they are located. Arrangements to inspect or copy records that are stored in the Florida Records Storage Center, Tallahassee, Florida, awaiting destruction in accordance with the requirements of the Department of State, may be made by contacting the Public Records Unit. Arrangements to inspect, examine and copy records at the Florida State Archives may be made by contacting the Department of State calling (850)488-2073. Arrangements to inspect, examine, and copy records which are~~

~~stored in the Florida Records Storage Center, Tallahassee, Florida, awaiting destruction in accordance with the requirements of the Department of State, may be made by contacting the Agency Clerk for Public Records Requests at (850)413-4167.~~

(c) Supervision of Inspection, ~~Examination~~ and Copying of Public Records. The Public Records Law recognizes that agencies are responsible for the integrity and security of their records and provides that inspection, ~~examination~~ and copying of public records be under the supervision of the ~~custodian of the records~~. The Department will provide the necessary supervision in a variety of ways, depending on the nature of the request and the documents involved. The supervision will be accomplished either by a Department employee if one is available or by a person from a temporary help service hired by the Department. Under no circumstances will inspection or copying of Department records be unsupervised left alone with a requester.

(d) Applicable Fees and Charges.

1. Advance Payment. Pursuant to the provisions of Article VII, Section 10 of the Florida Constitution, the Department is prohibited from extending credit. Further, Section 119.07(4)(d) ~~(1)(a)~~, F.S., provides says that the records custodian “shall furnish a copy or a certified copy of the record upon payment of the fee prescribed by law . . .” Additionally, Section 624.501, F.S., provides that the “department . . . shall collect in advance, and persons so served shall pay to it in advance, fees, licenses, and miscellaneous charges as follows . . .” Therefore, all fees and charges applicable to a particular public records request must be paid in advance of the performance by the Department of the copying or other work that will be necessary to comply with the request (aside from the work needed to calculate or estimate the fees and charges). The Department will prepare an invoice reflecting the applicable charge once the total number of copies and any special service charge is known. ~~If Where~~ the precise amount of the special service charge or copy charge cannot be calculated in advance, the special service charge shall be estimated, ~~and the requester shall be required to pay seventy-five percent of the estimate prior to the Department’s beginning work,~~ and the requester must pay that estimated amount in advance of work on the request; the balance will be adjusted as necessary to reflect actual charges incurred, upon completion of the special services and the requester must pay any additional amounts due before receiving the records. If a refund is in order, this will be provided by the Department. The requester shall make his or her check or money order payable to the “Florida Department of Financial Services” and shall deliver it to the Department. Upon receipt, the Department shall furnish the copies to the requester. If a requester pays in cash or pays in person by check or money order, he or she will be escorted by a

Department employee to the Accounts Receivable Section in the Bureau of Financial and Support Services where the cash, check or money order will be accepted and a receipt provided.

2. Section 624.501~~(19)(a)~~, F.S., requires the Department to charge 15 50 cents a page for copies of documents or records on file with the Department. Section 119.07~~(4)(a)~~, F.S., permits the Department to charge an additional 5 cents per page for two-sided copies. The Department will copy documents two-sided if specifically requested. However, since copying two-sided takes longer than copying one-sided, requesters should be aware that a special service charge will apply if the production of the documents becomes extensive. See paragraphs ~~(1)(2) (c)(j), (e)(k)~~ and (l). Further Section 624.501, F.S., requires the Department to charge \$5.00 for each certificate under seal authenticating any document or other instrument.

3. Special Service Charge for Extensive Use of Personnel or Information Technology Resources.

a. Pursuant to Section 119.07~~(4)(d) (1)(b)~~, F.S., a special service charge will be charged, in addition to any cost for copies, when the time spent in responding to the public records request by clerical or supervisory personnel is “extensive,” as that term is defined in paragraph ~~(1)(e) (2)(j)~~, above. The “special service charge” will be computed as defined in paragraph ~~(1)(l) (2)(k)~~, above, in accordance with the definition of “current rate of pay,” as defined in paragraph ~~(1)(c) (2)(f)~~, above, and will begin to be assessed after the extensive use period begins. In the case of records inspection requests, copying and special service charges will be assessed where, because part of the records are exempt from disclosure and need redacting, a set of redacted records must be made to allow inspection, and the redacting process will require extensive use of clerical, supervisory or technical resources or both.

b. Pursuant to Section 119.07~~(4)(d) (1)(b)~~, F.S., a special service charge for requests requiring data supplied on a computer diskette which requires extensive use of information technology resources as defined in paragraph (1)(n), above will be assessed after the extensive use period begins, but which is otherwise readily available from the Department’s computer database will be calculated by taking into account the following factors: ~~the cost of the diskette;~~ the amount of computer time allocated to the project; the current rate of pay of Department personnel compiling the information, multiplied by the time allocated to the project, which time shall include researching, compiling, and formatting the data as well as any other direct costs associated with providing the data in a readable format ~~on a diskette~~.

(e) Duplication of Documents other than Paper. The Department will duplicate or arrange for the duplication of audio tapes, video tapes, and microfilm, if available, on request. The Department does not have its own facilities to perform these functions. Therefore, the Department will make



arrangements with a commercial service to make duplicates. The requester will be charged the actual cost to the Department charged by the commercial service plus a special service charge, if making the arrangements for the duplication takes more than 30 15 minutes. Under no circumstances will the Department's documents be released to the requester for duplication nor will Department employees make duplicates at home using their own equipment.

~~(3)(5) Agency Clerk for Public Records Requests (the Clerk).~~

~~(a) Requests shall be made directly to the Department division, bureau, office or other subordinate section in which the records are maintained, if known. If this information is not known, requesters can make requests directly to the Department's Public Record Unit, Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0311, which will route requests appropriately. Requests for responses by multiple offices of the Department shall also be made to the Public Record Unit for routing and disposition. In order to ensure the most expeditious response, all public records requests should be in writing, addressed to: Agency Clerk for Public Records Requests, G49 Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0307. Requests may also be made by calling (850)413-4167, or by fax at (850)921-6117. Requests are not required to be in writing. However, requesters should be aware that the Department regulates many individual people and individual companies with names that are very similar. The Department will make every effort to ensure that records concerning the person or company intended by the requester are provided. However, if a miscommunication occurs because a request was not in writing, the requester will be expected to pay for any copies made in error.~~

~~(b) The Clerk will then direct the request to that part or those parts of the Department where the records are located. With the assistance of the Department personnel having immediate control of the records, the Clerk will determine when the documents will be available; where they may be inspected, examined or copied; the approximate number of documents involved; and a rough estimate of the cost of the inspection, examination or copying. This information will be communicated to the requester so that the requester can either confirm that he wishes to go forward with the request as originally stated or can modify his request. The Clerk and the requester will then make arrangements for the inspection, examination, and copying in accordance with the general procedures described in subsection (4).~~

~~(c) If the request is one that is handled routinely by the Public Document Viewing Room, the Clerk will transmit the request to the person in charge of the PDVR and subsequent arrangements will be made in accordance with subsection (6).~~

~~(b)(d) If the request is one involving the Department's final orders, as indexed pursuant to Rule 69E-121.010, F.A.C., the request may be made directly to, or will be transmitted Clerk will transmit that request to the Division of Legal Services for processing.~~

~~(6) Public Document Viewing Room (PDVR). During the first two years of its operation, this room has been used almost exclusively by attorneys and commercial search services to review, on behalf of competitors, other insurers' form and rate filings and financial statements. Therefore, the procedures for the use of this room are designed to most expeditiously accommodate that part of the public. Requesters wishing to inspect, examine or copy any of the documents routinely available in this facility but not wishing to comply with the procedures of this subsection should direct their request to the Agency Clerk for Public Records Requests. See subsection (5).~~

~~(a) Records Available in this Facility. The records available are insurer form and rate filings initially submitted by a company authorized to do business in Florida; approved or disapproved form and rate filings submitted by a company authorized to do business in Florida; and annual and quarterly financial statements filed by companies doing business in Florida.~~

~~(4)(b) Public Record Viewing Room (PRVR) Access to the PDVR.~~

~~(a)1. Hours of Operation. The PRVR room is open during the Department's normal business hours from 9:00 a.m. to 4:00 p.m., Monday through Thursday. The room is closed between 4:00 and 5:00 p.m. to allow the staff to refile documents used that day and to assemble the documents necessary for the next day's appointments. The room is closed on Friday to allow for maintenance and servicing of the copiers and microfilm readers.~~

~~2. Appointments. Appointments are scheduled on a first come, first served basis. Appointments are scheduled for the first available date and time. The appointment must be confirmed in writing by the requester, together with written confirmation of the documents to be inspected, examined or copied. Whenever possible during the appointment, staff will make every effort to accommodate additional document requests.~~

~~3. Appointments Forfeited. If a requester fails to arrive within 30 minutes of the confirmed appointment time, the appointment will be forfeited and offered to another requester. The requester missing an appointment will be required to make a new appointment.~~

~~4. Operation of Standby List for Appointments. Staff will maintain a standby list of those wishing to be contacted if an appointment is forfeited. The individual or company next on the list will be offered the opportunity to come to the PDVR. If the individual or company cannot arrive within 30 minutes of the call or does not wish to use the forfeited appointment slot,~~

staff will contact the next name on the list. Once everyone on the list has been contacted, staff will go back to the beginning of the list and start over. Staff shall maintain a standby log to record the time called, the person spoken to, the response given, and any list of documents to be reviewed, if requested during the phone call.

5. How to Get on the Standby List. To get on the standby list, the requester shall write to the Supervisor, Document Processing Section, G49 Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0311. The letter shall state that the person wishes to be placed on the standby list and shall provide the following information: individual's name or the company's name; the name of a primary and a secondary contact within the company, if applicable; the individual's or the company's address; and the telephone number or numbers for the contacts. The Supervisor shall ensure that the individual or company is placed on the standby list. Once a year, the Supervisor shall contact, in writing, everyone on the standby list requesting confirmation of the information on file and updating the list as necessary. Any individual or company which does not respond to the annual update request shall be deleted.

6. Emergency Access. Requests for emergency access to the PDVR will be handled on a case by case basis. The Department will accommodate such requests if the Department has the necessary resources available to do so. The resources are: personnel to search for, retrieve, and review the document to ensure that it is not privileged or confidential; personnel to assist the requester in inspecting and examining the document; personnel to make any copies the requester may request; equipment available to inspect or examine the document if the document is in other than paper form; equipment available to copy the document, regardless of what form the document is in; and physical location, usually a conference room, in which the inspection or examination can take place.

~~(b)7.~~ Use of Personal Copiers in the PRDVR. Personal copiers ~~may cannot~~ be used in the PRDVR, with prior approval depending upon space limitations in the PRVR and if such use does not interfere with the work of the Public Record Unit or other PRVR users because there is no space in the room to set up any more equipment than is already there. Requests to use personal copiers shall be directed to the Public Record Unit Agency Clerk for Public Records Requests. See subsection (5).

~~(5)(7)~~ Specific Procedure Regarding Final Orders. Public records which are final orders subject to the indexing requirements of Sections 120.532 and 120.533, F.S., are made available pursuant to the provisions of Rule 69E-121.010, F.A.C.

~~(8)~~ Consumer Helpline. Requests for copies of public documents which are received in the course of a conversation on the Department's Helpline shall be directed by the consumer services in take person to the Agency Clerk for Public Records Requests.

~~(6)(9)~~ Database Information.

(a) All persons requesting information from the Department's computer database systems, ~~which includes the Department's annual report; other special computer reports; lists and labels;~~ shall submit their requests in accordance with paragraph (3)(a) above to the Document Processing Section, Department of Financial Services, Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0311. Upon receipt of the request, the division, office, or other unit, as appropriate, Document Processing Section will prepare an invoice for the items requested.

(b) The following costs are applicable:

1. The cost for the Annual Report of the Department will be established by determining the actual cost of publication, which shall include the cost of printing, binding, writing, editing, typesetting, artwork, photography, and whatever other costs are directly attributable to the actual cost of publication of the report.

2. If applicable, there There will be a special service charge, calculated as described in subparagraph ~~(2)(4)(d)3.~~, for computer lists, mailing labels, additional barcodes, or any records generated requiring extensive use of information technology resources or extensive clerical or supervisory assistance or both.

(c) If the purchaser has contacted the Public Records Unit Document Processing Section directly for the request and has received an invoice from the Unit Section, the purchaser shall return the original copy of the invoice to: Department of Financial Services Finance and Accounting, Revenue Processing Section, Document Processing Section, Post Office Box 6100, Tallahassee, Florida 32314-6100, along with payment in the amount of the invoice. All checks or money orders shall be made payable to the Florida Department of Financial Services. Invoices received from other Department units shall be remitted to the address specified on the invoice if different from the preceding.

(d) Upon receipt of payment, the items requested will be forwarded to the requesting party.

~~(7)(40)~~ Procedure Regarding Forms. A copy of any of the forms adopted in the rule chapters affecting regulated entities may be obtained on the Department's Internet website at <http://www.myfloridacfo.com/> or by writing to: Florida Department of Financial Services, Division of Administration, Forms Management Section, Larson Building, Tallahassee, FL 32399-0313. ~~Copies may also be obtained from the specific parts of the Department referenced in the rules in which the forms are adopted.~~

Rulemaking Specific Authority 17.29, ~~120.53~~, 624.308, 717.138 FS. Law Implemented 119.01, 119.011, 119.021, 119.031, 119.041, 119.07, 120.53, 624.23, 624.231, 624.307(1), 624.311, 624.501, 627.919 FS. History—New 1-1-75, Formerly 4-38.07, 4-38.007, Amended 2-5-87, 6-4-92, 5-30-95, Formerly 4-121.007, Amended

69E-121.010 Indexing, Management, and Availability of Final Orders.

- (1) No change.
- (2) Public Inspection and Duplication.

(a) The following shall be made available from the Department for public inspection and copying, at a cost of \$ .15 per page:

- ~~1.(a)~~ All final orders.
- ~~2.(b)~~ A current subject-matter index identifying all final orders.

(b) A fee of \$5.00 shall be assessed for each certificate under seal authenticating a final order.

- (3) through (8) No change.

~~Rulemaking Specific Authority 17.29, 120.533, 120.533(1)(b), (c), (i), (j), 624.308, 624.501 FS. Law Implemented 119.021, 119.041(2), 120.53(2)(a)1-5, (d),(3),(4), 120.53, 120.533, 624.501 FS., Ch. 91-30, sec. 10, Laws of Florida. History--New 6-4-92, Amended 3-1-93, 9-19-94, Formerly 4-121.010, Amended \_\_\_\_\_.~~

69E-121.087 Fingerprint Fee.

~~Rulemaking Specific Authority 215.405 FS. Law Implemented 215.405, 624.307(1), 624.34, 624.501, 626.171(5) FS. History--New 10-25-88, Formerly 4-38.055, Amended 9-19-94, Formerly 4-121.087, Repealed \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Stephanie Iliff, Director, Division of Administration  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 20, 2012  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2012

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Consumer Services**

RULE NO.: 69J-128.035  
 RULE TITLE: Effective Date

PURPOSE AND EFFECT: This rule was identified as being unnecessary as part of the 2011 comprehensive rule review project.

SUMMARY: The rule is repealed.

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 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 conducted an economic analysis of the proposed rule's potential impact and determined that it did not exceed any of the criteria set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 624.308, 626.9651 FS.

LAW IMPLEMENTED: 624.307(1), 626.9651 FS.

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

DATE AND TIME: October 17, 2012, 10:00 a.m.

PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, FL

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: Tasha Carter at (850)413-5800 or Tasha.Carter@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 IS: Tasha Carter, Director, Division of Consumer Services, 200 E. Gaines Street, Tallahassee, FL 32399, (850)413-5800 or Tasha.Carter@MyFloridaCFO.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69J-128.035 Effective Date.

~~Rulemaking Specific Authority 624.308(1), 626.9651 FS. Law Implemented 624.307(1), 626.9651 FS. History--New 12-8-02, Formerly 4-128.035, 69B-128.035, Repealed \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Tasha Carter, Director, Division of Consumer Services, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 10, 2012

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Community Development**

RULE NOS.: 73C-22.002, 73C-22.004  
 RULE TITLES: Definitions, Distribution of Funds

73C-22.005 Subgrantees  
 73C-22.006 Policy Advisory Council  
 73C-22.007 Minimum Program Requirements and Policies  
 73C-22.008 Allowable Expenditures  
 73C-22.011 Standards and Techniques for Weatherization  
 73C-22.013 Monitoring, Training and Technical Assistance  
 73C-22.014 Required Records and Reports  
 73C-22.015 Weatherization Contracts and Amendments

PURPOSE AND EFFECT: This rule is being repealed.  
 SUMMARY: The rule is being repealed as no longer needed.  
 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:

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: 120.53(1), 163.03(3) FS.

LAW IMPLEMENTED: 163.03 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Paula Lemmo, Community Program Manager, Department of Economic Opportunity, 107 East Madison Street, Caldwell Building, Tallahassee, Florida 32399-4120, Tallahassee, Florida 32399-6545, (850)717-8470

THE FULL TEXT OF THE PROPOSED RULES IS:

73C-22.002 Definitions.

Rulemaking Specific Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History–New 11-20-85, Formerly 9B-24.002, Repealed.

73C-22.004 Distribution of Funds.

Rulemaking Specific Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History–New 11-20-85, Formerly 9B-24.004, Repealed.

73C-22.005 Subgrantees.

Rulemaking Specific Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History–New 11-20-85, Formerly 9B-24.005, Repealed.

73C-22.006 Policy Advisory Council.

Rulemaking Specific Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History–New 11-20-85, Formerly 9B-24.006, Repealed.

73C-22.007 Minimum Program Requirements and Policies.

Rulemaking Specific Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History–New 11-20-85, Formerly 9B-24.007, Repealed.

73C-22.008 Allowable Expenditures.

Rulemaking Specific Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History–New 11-20-85, Formerly 9B-24.008, Repealed.

73C-22.011 Standards and Techniques for Weatherization.

v Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History–New 11-20-85, Formerly 9B-24.011, Repealed.

73C-22.013 Monitoring, Training and Technical Assistance.

Rulemaking Specific Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History–New 11-20-85, Formerly 9B-24.013, Repealed.

73C-22.014 Required Records and Reports.

Rulemaking Specific Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History–New 11-20-85, Formerly 9B-24.014, Repealed.

73C-22.015 Weatherization Contracts and Amendments.

Rulemaking Specific Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History–New 11-20-85, Formerly 9B-24.015, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Paula Lemmo, Community Program Manager, Department of Economic Opportunity, 107 East Madison Street, Caldwell Building, Tallahassee, Florida 32399-4120, Tallahassee, Florida 32399-6545, (850)717-8470

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Hunting F. Deutsch, Executive Director  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 6, 2012

### Section III Notices of Changes, Corrections and Withdrawals

#### DEPARTMENT OF EDUCATION

##### State Board of Education

RULE NO.:                   RULE TITLE:  
6A-2.0010                   Educational Facilities  
                                  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. 38, No. 15, April 13, 2012 issue of the Florida Administrative Weekly.

Rule 6A-2.0010 is amended to read:

6A-2.0010 Educational Facilities.

State Board of Education requirements adopted pursuant to Chapter 120, F.S., to implement the State Uniform Building Code for Public Educational Facilities Construction in Chapter 1013, F.S., are contained in Section 423 of the Florida Building Code and the Department of Education publication, “State Requirements for Educational Facilities 2012” (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01486>), which is hereby incorporated by reference. All educational and ancillary facilities constructed by a school board or Florida college board shall comply with “State Requirements for Educational Facilities 2012”. Copies of “State Requirements for Educational Facilities 2012” are available from the Office of Educational Facilities, Florida Department of Education, 325 West Gaines Street, Room 1054, Tallahassee, Florida 32399-0400, at a cost to be determined by Commissioner, but which shall not exceed actual cost, or from the Department of Education’s website at: <http://www.fldoe.org/edfacil> in PDF format. In addition, to the State Requirements for Educational Facilities 2012, Rule 14-15.002 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01654>) (effective June 2012) and the following manuals incorporated therein are incorporated by reference in this rule: Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways, May 2011 Edition; AASHTO Load and Resistance Factor Design (LRFD) Bridge Design Specifications, 5th Edition (2010); Department of Transportation Office of Maintenance, Bridge Load Rating Manual; and Department of Transportation Drainage Manual. Rule 14-15.002, F.A.C., may be obtained from the Department of Transportation, 605 Suwannee Street, Tallahassee, Florida 32399-0450 or from the web link provided above. In addition, the following documents and forms are also incorporated by reference as part of this rule: Chapter XVII – Occupational Safety and Health Administration, Department of Labor, 29 CFR Parts 1910 and 1926 (7-1-11 Edition) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01594>).

OE 110A – Project Implementation Information (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01595>).

OE 110B – Certificate of Occupancy (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01598>).

OE 208 – Letter of Transmittal (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01599>).

OE 208A – Facility Space Chart/Net and Gross Square Footage (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01600>).

OE 209 – Certificate of Final Inspection (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01601>).

OE 216CC – Capital Outlay Bond Issue (COBI) Amendment (Florida Colleges) (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01602>).

OE 216PS – Capital Outlay Bond Issue (COBI) Amendment (Districts) (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01603>).

OE 217CC – Request to State Board of Education for Approval of Order of Priority for Expenditure of State Capital Outlay Funds (Florida Colleges) (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01618>).

OE 217PS – Request to State Board of Education for Approval of Order of Priorities for Expenditure of State Capital Outlay Funds (Public Schools) (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01604>).

OE 220 – Building Permit Application (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01605>).

OE 226 – Annual Facility Maintenance Permit (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01606>).

OE 352 – Capital Outlay Request Encumbrance Authorization (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01607>).

OE 400 – Qualified Public Educational Facility Bond – Application (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01608>).

OE 410 – Qualified Zone Academy Bond Program Application (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01609>).

OE 442 – DOE Project Disbursement Report (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01610>).

OE 564CC – 2011 Report of Cost of Construction – Florida Colleges (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01611>).

OEF 564PS – 2011 Report of Cost of Construction – Public Schools (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01612>).

OEF FISH CERT – Florida Inventory of School Houses Certification of Facilities Data (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01613>).

OEF LCCA-1 – Life Cycle Cost Analysis (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01614>).

OEF SCOA-1CC – Sample Resolution Requesting Issuance of Capital Outlay Bonds (COBI) for Florida Colleges (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01615>).

OEF SCOA-1PS – Sample Resolution Requesting Issuance of Capital Outlay Bonds (COBI) for Public Schools (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01616>). and

Charter School Capital Outlay Plan (effective October 2012) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01617>).

Rulemaking Authority Section 1(a) Article IX, State Constitution, 1001.02(1), 1013.02(2), 1013.12(1), 1013.37 FS. Law Implemented 1(a) Article IX, State Constitution, 1001.02, 1001.453, 1011.09, 1011.74, 1013.01, 1013.03, 1013.12(1), 1013.31, 1013.35, 1013.37, 1013.371, 1013.60, 1013.61, 1013.64, 1013.735, 1013.736, 1013.737 FS. History–New 10-30-94, Amended 4-28-97, Formerly 6A-2.0111, Amended 1-5-00, Formerly 6-2.001, Amended 8-22-05, 7-2-06, 2-12-08, 12-15-09, \_\_\_\_\_.

The following changes were made to the State Requirements for Educational Facilities – 2012:

Table of Contents

**FORMS** The following forms are incorporated by reference in Rule 6A-2.0010, F.A.C.:

OEF 564CC – 2011 Report of Cost of Construction – Florida Colleges.

OEF 564PS – 2011 Report of Cost of Construction – Public Schools.

OEF FISH CERT – Florida Inventory of School Houses Certification of Facilities Data.

OEF LCCA-1 - Life Cycle Cost Analysis

(4) Rules. Public educational facilities shall comply with the following rules, as applicable:

(a) FDOT-AASHTO. Rule 14-15.002, F.A.C., (effective June 2012) and the following manuals incorporated therein are incorporated by reference in Rule 6A-2.0010, F.A.C.: For on-site transportation improvements, including roads, sidewalks, bridges, and drainage structures, districts shall comply with the Florida Department of Transportation (FDOT) Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways, (Florida Greenbook) May 2011 Edition, and the American Association of State Highway and Transportation Officials, AASHTO Load and Resistance Factor Design (LRFD) Bridge

Design Specifications, 5th Edition (2010 2007), as modified by the Department of Transportation Office of Maintenance, FDOT Bridge Load Rating Manual, and Department of Transportation FDOT 2010 Drainage Manual, as required by the structure type, and as incorporated by reference in subsection 14-15.002(2), F.A.C., in effect August 1, 2012. The manuals referenced in this paragraph are incorporated by reference herein and can be viewed on the webpages listed below:

1. Florida Greenbook: <http://www.dot.state.fl.us/rddesign/FloridaGreenbook/FGB.shtm>.

2. Bridge Load Rating Manual: <http://www.dot.state.fl.us/statemaintenanceoffice/LRManual82012.pdf>.

3. 2010 Drainage Manual: <http://www.dot.state.fl.us/rddesign/dr/files/2010DrainageManual.pdf>.

(b) OSHA. Chapter XVII – Occupational Safety and Health Administration, U.S. Department of Labor, 29 CFR Parts 1910 and 1926, (7-1-11 Edition) in effect July 1, 2012, which is incorporated by reference in Rule 6A-2.0010, F.A.C. herein, for district employees.

Chapter 4

(8) Document Submittals

(a) General Requirements.

5. Life Cycle Cost Analysis (OEF Form LCCA-1) Data Summary Sheets 1, 2, and 3. The LCCA shall be electronically signed and electronically transmitted to the Office through EFIS for review and approval.

Section 7

~~Form Adoption.~~ The following forms are incorporated by reference in Rule 6A-2.0010, F.A.C.:

(1) OEF 110A – Project Implementation Information. (Effective date October 2012)

(2) OEF 110B – Certificate of Occupancy. (Effective date October 2012)

(3) OEF 208 – Letter of Transmittal. (Effective date October 2012)

(4) OEF 208A – Facility Space Chart/Net and Gross Square Footage. (Effective date October 2012)

(5) OEF 209 – Certificate of Final Inspection. (Effective date October 2012)

(6) OEF 216CC – Capital Outlay Bond Issue (COBI) Amendment (Florida Colleges). (Effective date October 2012)

(7) OEF 216PS – Capital Outlay Bond Issue (COBI) Amendment (Districts). (Effective date October 2012)

(8) OEF 217CC – Request to State Board of Education for Approval of Order of Priority for Expenditure of State Capital Outlay Funds (Florida Colleges). (Effective date October 2012)

(9) OEF 217PS – Request to State Board of Education for Approval of Order of Priorities for Expenditure of State Capital Outlay Funds (Public Schools). (Effective date October 2012)

- (10) OEF 220 – Building Permit Application. (Effective date October 2012)
- ~~(11)~~ OEF 226 – Annual Facility Maintenance Permit. (Effective date October 2012)
- ~~(12)~~~~(11)~~ OEF 352 – Capital Outlay Request Encumbrance Authorization. (Effective date October 2012)
- ~~(13)~~~~(12)~~ OEF 400 – Qualified Public Educational Facility Bond Application. (Effective date October 2012)
- ~~(14)~~~~(13)~~ OEF 410 – Qualified Zone Academy Bond Program Application. (Effective date October 2012)
- ~~(15)~~~~(14)~~ OEF 442 – DOE Project Disbursement Report. (Effective date October 2012)
- ~~(16)~~~~(15)~~ OEF 564CC – 2011 Report of Cost of Construction – Florida Colleges. (Effective date October 2012)
- ~~(17)~~~~(16)~~ OEF 564PS – 2011 Report of Cost of Construction – Public Schools. (Effective date October 2012)
- ~~(18)~~~~(17)~~ OEF FISH CERT – Florida Inventory of School Houses Certification of Facilities Data. (Effective date October 2012)
- ~~(19)~~~~(18)~~ OEF LCCA-1 – Life Cycle Cost Analysis. (Effective date October 2012)
- ~~(20)~~~~(19)~~ OEF SCOA-ICC – Sample Resolution Requesting Issuance of Capital Outlay Bonds (COBI) for Florida Colleges. (Effective date October 2012)
- ~~(21)~~~~(20)~~ OEF SCOA-1PS – Sample Resolution Requesting Issuance of Capital Outlay Bonds (COBI) for Public Schools. (Effective date October 2012)
- ~~(22)~~~~(21)~~ Charter School Capital Outlay Plan. (Effective date October 2012)

**DEPARTMENT OF EDUCATION**

**Florida’s Office of Early Learning**

RULE NO.:                   RULE TITLE:  
 6M-4.710                   School Readiness Program Curricula  
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 26, June 29, 2012 issue of the Florida Administrative Weekly.

The notice of proposed rule indicated that the notice of rule development for proposed Rule 6M-4.710, F.A.C., was published on December 22, 2011. However, the notice of rule development for proposed Rule 6M-4.710, F.A.C., was actually published on February 3, 2012 in Vol. 38, No. 5.

**DEPARTMENT OF EDUCATION**

**Florida’s Office of Early Learning**

RULE NO.:                   RULE TITLE:  
 6M-4.710                   School Readiness Program Curricula  
 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. 38, No. 26, June 29, 2012 issue of the Florida Administrative Weekly.

The full text of the proposed rule, as revised, is:

6M-4.710 School Readiness Program Curricula.

(1) Beginning July 1, 2013, providers offering the School Readiness program shall be required to utilize a developmentally appropriate curriculum designed to enhance the age-appropriate progress of children in attaining the performance standards adopted by Florida’s Office of Early Learning which are codified in the Florida Early Learning and Developmental Standards: Birth to Five, Form OEL-SR 30, which is incorporated by reference in (the Office) pursuant to Rule 6M-4.700, F.A.C., and which may be obtained from Florida’s Office of Early Learning at the following address: 250 Marriott Drive, Tallahassee, FL 32399, (866)357-3239, TTY/Florida Relay 711, and at the internet website [www.floridaearlylearning.com](http://www.floridaearlylearning.com).

(a) A list of curricula which has been determined by Florida’s Office of Early Learning ~~the Office~~ to enhance the age-appropriate progress of children in attaining the performance standards adopted by Florida’s Office of Early Learning ~~the Office~~ is published at the website: [www.floridaearlylearning.com](http://www.floridaearlylearning.com).

(b) Each provider offering the School Readiness program shall select a curriculum or curricula from the list published by Florida’s Office of Early Learning ~~the Office~~. The provider must select and implement ~~ensure that it selects and implements~~ a curriculum or combination of curricula which addresses each developmental domain established in the performance standards adopted by Florida’s Office of Early Learning ~~the Office~~ and includes a character development component designed to develop basic values.

(2) Curriculum reviews shall be conducted annually. Submissions for the review process must be received by Florida’s Office of Early Learning ~~the Office~~ no later than the last business day of July of each year.

(3) An individual or organization may obtain a curriculum review by sending a written request to Florida’s Office of Early Learning, 250 Marriott Drive, Tallahassee, Florida 32399 or to [OEL.Trainings@oel.myflorida.com](mailto:OEL.Trainings@oel.myflorida.com). More than one curriculum may be submitted to be reviewed at the same time. Once a curriculum has been approved, it remains approved until the performance standards are revised.

(a) Requests to review a curriculum shall include:

1. The name of the requestor;
2. An email or mailing address of the requestor;
3. A telephone number of the requestor;
4. The name of the curriculum to be reviewed;
5. Publisher information, if applicable;

6. The publication date of the curriculum to be reviewed; and

7. The version of the curriculum to be reviewed; and

~~8. A description of whether the curriculum is to be used as a comprehensive curriculum or a supplemental curriculum.~~

~~i. "Comprehensive curriculum" means a curriculum intended for use as the sole or primary curriculum implemented in a classroom. A comprehensive curriculum must address each developmental domain established in the performance standards adopted by the Office and include a character development component designed to develop basic values.~~

~~ii. "Supplemental curriculum" means a curriculum intended for use only in conjunction with one or more curricula. A supplemental curriculum must address at least one developmental domain established in the performance standards adopted by the Office or include a character development component designed to develop basic values.~~

(b) Incomplete requests to review a curriculum shall not be considered.

(4) The process for reviewing curricula shall be conducted as follows:

(a) Florida's Office of Early Learning shall convene a Curriculum Review Team comprised of qualified individuals selected in accordance with criteria defined in this rule and who shall serve as reviewers of up to three (3) curricula and all associated materials at a time.

(b) Florida's Office of Early Learning ~~The Office~~ will designate an individual within Florida's Office of Early Learning ~~the Office~~ to serve as a point of contact for questions from reviewers and requestors.

(c) Florida's Office of Early Learning ~~The Office~~ shall supply the requestor with the mailing address of where each reviewer would like the materials delivered.

(d) The requestor shall provide a complete copy of the curriculum or curricula to each of the three reviewers postmarked no later than the first business day of October along with a complete copy to Florida's Office of Early Learning. Each reviewer shall maintain any documents generated under this rule in accordance with Florida's public records laws as codified in Chapter 119, F.S.

1. A complete copy of a curriculum includes copies of all printed materials and any other materials that the requestor deems necessary to illustrate that the submitted curriculum addresses each of the developmental domains established in the performance standards adopted by Florida's Office of Early Learning ~~the Office~~.

2. Materials not originally submitted as part of the complete curriculum shall not be considered. Curriculum will be evaluated on the materials received.

3. If the requestor would like the reviewer to return the submitted materials, a pre-paid method for returning the materials, along with instructions for return, must be provided when the materials are originally submitted to the reviewer.

(e) Each reviewer shall independently analyze the curriculum using the School Readiness Curriculum Rubric, Form OEL-SR 31, dated August 2012, January 24, 2012, (hereinafter referred to as "Rubric"), which is hereby incorporated by reference and which may be obtained from Florida's Office of Early Learning at the following address: 250 Marriott Drive, Tallahassee, FL 32399, (866)357-3239, TTY/Florida Relay 711, and at the internet website www.floridaearlylearning.com. Following review, each reviewer shall submit the completed Rubric to Florida's Office of Early Learning ~~the Office~~ no later than the first business day of January. Reviewers shall not discuss the curriculum review with any individual or organization other than the point of contact designated by the Director of Florida's Office of Early Learning ~~the Office~~.

1. A comprehensive curriculum must earn a score of at least 80% as averaged across each of the reviewers for each individual developmental domain as well as the character development component, and be developmentally appropriate as measured by the Rubric ~~an average Rubric score of at least 80% to receive approval~~ as a comprehensive curriculum.

2. A supplemental curriculum must earn a score of at least 80% as averaged across each of the reviewers for each developmental domain or character development component addressed and be developmentally appropriate to receive approval as a supplemental curriculum.

(f) Florida's Office of Early Learning ~~The Office~~ will send written notification of approval or disapproval of a curriculum for use in the School Readiness program, and a statement regarding whether the curriculum is designated as comprehensive or supplemental, to the requestor no later than the first business day of February.

1. "Comprehensive curriculum" means a curriculum intended for use as the sole or primary curriculum implemented in a classroom. A comprehensive curriculum must address each developmental domain established in the performance standards adopted by Florida's Office of Early Learning and include a character development component designed to develop basic values.

2. "Supplemental curriculum" means a curriculum intended for use only in conjunction with one or more curricula. A supplemental curriculum must address at least one developmental domain established in the performance standards adopted by Florida's Office of Early Learning or include a character development component designed to develop basic values.

(g) If a curriculum is disapproved for use in the School Readiness program, a requestor may obtain a copy of the completed Rubrics ~~and~~ request a reassessment of the



curriculum by submitting a request to Florida's Office of Early Learning ~~the Office~~ at 250 Marriott Drive, Tallahassee, Florida, 32399 or at the email address OEL.Trainings@oel.myflorida.com within twenty business days of the requestor's receipt of the curriculum's disapproval notification. Once the request for reassessment is received, Florida's Office of Early Learning ~~the Office~~ will acknowledge receipt of the request in writing, will render a decision within 15 business days, and notify the requestor of approval or disapproval by certified mail. If the requestor does not receive a response within this time period, the requestor should contact Florida's Office of Early Learning to determine whether the determination stands. Upon contact by the requestor, Florida's Office of Early Learning will again issue its determination in writing. The requestor may appeal a decision of disapproval from Florida's Office of Early Learning ~~the Office~~ pursuant to Chapter 120, F.S.

(5) Curriculum Reviewers. Individuals who wish to participate in the curriculum review process established under this rule shall complete and submit a Curriculum Reviewer Application, Form OEL-SR 32, dated August 2012, ~~January 24, 2012~~, which is hereby incorporated by reference, and which may be obtained from Florida's Office of Early Learning at the following address: 250 Marriott Drive, Tallahassee, FL 32399, (866)357-3239, TTY/Florida Relay 711, and at the internet website www.floridaearlylearning.com. The completed Form OEL-SR 32 must be submitted to Florida's Office of Early Learning at 250 Marriott Drive, Tallahassee, Florida 32399 or at the email address OEL.Trainings@oel.myflorida.com. Reviewers must:

(a) Hold a Bachelor's or higher degree in the fields of early childhood education, child development, elementary education, curriculum and instruction, educational leadership, exceptional education, early childhood special education, or a related field;

(b) Have a minimum of five years of employment and experience in a field related to early childhood education, child development, elementary education, curriculum and instruction, or educational leadership, exceptional education, early childhood special education;

(c) Complete a Florida's ~~an~~ Office of Early Learning sponsored training on the performance standards adopted by Florida's ~~the~~ Office of Early Learning;

(d) Complete a Florida's ~~an~~ Office of Early Learning sponsored training on the use of the Rubric;

(e) Not have a financial interest, as defined in Section 112.3143, F.S., in any curriculum he or she reviews;

(f) Not have any personal interest in any curriculum he or she reviews (such as employment of the individual or his or her relatives, as defined by Section 112.3143, F.S., by the publisher in any capacity, or certification of the individual or his or her relatives as a trainer in the use ~~and~~ or application of the curriculum within the past three years);

(g) Submit documentation supporting any claim made on the Form OEL-SR 32, upon the request of Florida's ~~the~~ Office of Early Learning;

(h) Contact Florida's ~~the~~ Office of Early Learning to provide updated information when qualifications change or to request removal from consideration for selection when an individual no longer wishes to participate in the curriculum review process;

(i) Not receive compensation for participating under this rule.

Rulemaking Authority 411.01(4)(e) FS. Law Implemented 411.01(4)(d)3.f. FS. History--New \_\_\_\_\_.

**DEPARTMENT OF EDUCATION**

**Florida's Office of Early Learning**

RULE NO.: 6M-4.720  
 RULE TITLE: Screening of Children in the School Readiness Program

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 26, June 29, 2012 issue of the Florida Administrative Weekly.

The notice of proposed rule indicated that the notice of rule development for proposed Rule 6M-4.720, F.A.C., was published on February 3, 2013, Vol. 38, No. 5. However, the notice of rule development for proposed Rule 6M-4.720, F.A.C., was actually published on February 3, 2012 in Vol. 38, No. 5.

Additionally, Florida's Office of Early Learning received comments indicating that it was unclear from the notice whether legislative ratification will be required. Legislative ratification will not be required for this rule.

**DEPARTMENT OF EDUCATION**

**Florida's Office of Early Learning**

RULE NO.: 6M-4.720  
 RULE TITLE: Screening of Children in the School Readiness Program

**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. 38, No. 26, June 29, 2012 issue of the Florida Administrative Weekly.

The full text of the proposed rule, as revised, is:

6M-4.720 Screening of Children in the School Readiness Program.

(1) Definitions. As used in this rule:-

(a) "Concerns" means a child's scoring below established thresholds or age appropriate levels suggested by the authors of a screening instrument. The term "referral" refers to

(b) “Eligibility determination” means the initial process conducted by the early learning coalition to determine if a child meets minimum requirements to participate in the School Readiness program.

(c) “Enrollment” is the final step in the process of entering (or enrolling) a child in the School Readiness program. It means officially entering the child’s name in the statewide information system as a School Readiness student.

(d) “Exceptions” are circumstances in which School Readiness children aged six weeks to age of kindergarten eligibility are not required to be screened under this rule.

(e) “Individualized supports” means the action taken subsequent to a child demonstrating concerns based on screening results.

(f) “Redetermination” means the process conducted by the early learning coalition at least annually to determine if a child’s family continues to meet minimum requirements to participate in the School Readiness program pursuant to Rule 6M-4.209, F.A.C.

(g) “Referral” means the process of providing information and recommendations to parents regarding further evaluation for a child who shows concerns exhibits the potential for developmental delays based on the results of his or her screening results, and.

(h) ~~(b)~~ “Screening” means The term “screening” refers to activities to identify children who may have concerns and who may need individualized supports further evaluation in order to determine the existence of a delay in development or a particular disability.

(2) Screening Process.

(a) By July 1, 2013, each early learning coalition shall implement processes consistent with the text of this rule.

(b) Initial screening. Each early learning coalition shall coordinate with parents or providers to complete initial screening for each ~~ensure that any~~ child, aged six weeks birth to age of kindergarten eligibility. Children shall be ~~five, is~~ screened no later than ~~within~~ 45 calendar days ~~after~~ ~~of~~

~~1. His or her first enrollment in the School Readiness (SR) program or~~

~~2. Subsequent enrollment after being terminated or withdrawn from the School Readiness program.~~

If a child, aged six weeks birth to age of kindergarten eligibility, is again five, is re-enrolled in the School Readiness program after prior termination or withdrawal, the coalition must determine if ~~he or she has been screened in accordance with the re-screening schedule identified in (3).~~ If the child has ~~not~~ been screened in accordance with the ~~re-subsequent screening intervals schedule identified in (2)(f), no later than (3),~~ the coalition shall ensure he or she is screened within 45 calendar days after subsequent enrollment of his or her reenrollment in.

(c) Screening alternatives.

1. Coordination with parents. If a coalition elects to coordinate with parents to implement screenings for children, the coalition shall request the parent screen the child on-site. Early learning coalitions shall make staff persons available to assist parents during the screening. SR program.

2. Coordination with child care providers.

~~a. (b)~~ If a coalition elects to coordinate with child care providers to implement screenings for children, the coalition shall notify the child care provider serving each child, in writing, of the date by which the child must be screened. The coalition shall give this notification to the child care provider a minimum of ~~30~~ ~~15~~ calendar days prior to the date by which the child must be screened. ~~Within 15~~

~~b.~~ No later than 30 calendar days after ~~of~~ completion of a child’s screening, the child care provider shall submit the child’s screening results to the coalition in writing.

~~(d)(e)~~ The parent of a child enrolled in the School Readiness program may decline to have his or her child screened by ~~submitting a written statement to the coalition. Such written notice shall include a statement indicating that the parent objects to the screening, the name of the parent, the parent’s signature, the date, and the child’s name. completing and submitting to the coalition or child care provider Form OEL-SR 24, dated August 2012, which is hereby incorporated by reference and which may be obtained from Florida’s Office of Early Learning at the following address: 250 Marriott Drive, Tallahassee, Florida 32399, (866)357-3239, TTY/Florida Relay 711, and at the Internet website: http://www.floridaearlylearning.com. If a parent submits the form to the child care provider, the child care provider shall submit a copy of the form to the early learning coalition no later than 30 calendar days after receipt.~~ A parent’s screening decision remains in effect if a child changes School Readiness providers within an early learning coalition’s service delivery area.

~~(e)(d)~~ Each early learning coalition shall provide, in writing, or shall require a child care provider to provide in writing, ensure that the screening results for each child ~~are presented, in writing,~~ to the child’s parent. Early learning coalitions shall make staff persons available to explain screening results if requested by a parent.

~~(f)(3)~~ Subsequent screenings. Re-screening. Each early learning coalition shall coordinate with parents or providers for subsequent screenings: ensure that any child, under age three (infants and toddlers), who is enrolled in the SR program is screened at a minimum at least once by age 9 months, at least once between age 9 months and 18 months, and at least once between age 18 months and 30 months. Each early learning ensure that any child, ages three to five is screened at least once annually.

1. If a coalition coordinates with parents to implement subsequent screenings, each early learning coalition shall request a parent to screen, at a minimum, annually at

redetermination, the parent's child(ren), aged six weeks to age of kindergarten eligibility, enrolled in the School Readiness program.

2. If a coalition coordinates with child care providers to implement subsequent screenings, each child care provider shall screen, at a minimum, annually in the month of the child's birthday, every child aged six weeks to age of kindergarten eligibility, who is enrolled in the provider's School Readiness program. This rule is not intended to limit the number of screenings offered to a child; a school readiness provider may conduct additional screenings at its discretion.

(3)(4) Screening Instruments. Each early learning coalition shall ~~select~~ ensure screenings are conducted using a screening instrument or instruments for use under this rule which meet all of the following criteria:

(a) Covers an age range of at least six weeks to age of kindergarten eligibility ~~sixty months~~;

(b) Addresses, at a minimum, each of the developmental domains established in the performance standards (*Florida Early Learning and Developmental Standards: Birth to Five, Form OEL-SR 30, dated August 2012*) adopted by Florida's Office of Early Learning (~~the Office~~) in Rule 6M-4.700, Florida Administrative Code Child Performance Standards;

(c) Takes 30 minutes or less on average to complete per child;

(d) Is supported by research-proven validity tests;

(e) Is supported by research-proven reliability tests;

(f) Is available, at a minimum, in English and Spanish versions;

(g) Is appropriate to be administered by a parent or guardian, child care provider or other professional; and

(h) Yields results, which can be entered into data fields into an electronic data tracking system.

(4) Exceptions. All children enrolled in the School Readiness program aged six weeks to age of kindergarten eligibility must be screened in accordance with the screening process identified in subsection (2) except children in the following situations:

(a) Children who have been screened in a program other than the School Readiness program within the preceding 12 month period and whose scores were shared with the early learning coalition by the due date established for initial screening in paragraph (2)(b) or subsequent screenings in paragraph (2)(f) and when the screening instrument used meets the criteria in subsection (3) above; or

(b) Children who are receiving services in accordance with an individualized family support plan (IFSP) or individual education plan (IEP), in which the plans have been:

1. Developed or reviewed in the last 12 months by a school district, early intervention program, or other state agency that provides special education and related services, and

2. Shared with the early learning coalition by the due date established for initial screening in paragraph (2)(b) or subsequent screenings in paragraph (2)(f).

(5) Individualized supports. Referrals-

(a) Each early learning coalition shall initiate individualized supports, no later than 60 calendar days after screening, for children who show concerns based on their screening results ensure that any child who is identified as having a potential developmental delay or disability based on his or her screening receives a referral for services to the the age appropriate Part C or Part B program under the Individuals with Disabilities Education Act (IDEA) within 30 days of screening.

(b) Individualized supports must include, at a minimum, one of the following:

1. Additional screening or assessment,

2. Individualized learning plans,

3. Suggested developmental activities for parents or providers,

4. Observations and accommodations in the early learning program,

5. Parent education,

6. Referrals to early intervention services or specialized care.

a. Each early learning coalition shall notify in writing, or require a child care provider to notify in writing, ensure the parent of ~~a~~ any child who ~~receives~~ must receive a referral under subparagraph ~~(5)(b)6. (5)(a) is notified in writing.~~ The notification must include, at a minimum, areas identified through the screening which are of concern and local contact information for the age appropriate referral agency Part C or Part B program under the IDEA.

b.(e) When providing a referral under subparagraph (5)(b)6.a., each early learning coalition must offer to contact ~~an~~ the appropriate referral agency. Either the Part C or Part B program under the IDEA. The coalition or the child care provider must document the parent's choice of "yes" or "no" in writing. Such documentation must include a statement indicating the choice regarding receipt of additional help, the name of the parent, the parent's signature, the date, and the child's name.

(6) Data Tracking-

(a) The early learning coalition shall enter, or require the child care provider to enter, ensure that the child screening data and referral information be entered into an electronic system no later than 60 of tracking within 45 calendar days after of screening. The, and the early learning coalition shall enter the individualized supports data into an electronic system no later than 30 calendar days after initiating individualized supports ensure that.

(b) The early learning coalition shall make the electronic version of the screening and individualized supports data information be made available to Florida's Office of Early

~~Learning the Office~~ upon request. The child screening ~~and individualized supports data information~~ included in the electronic ~~tracking~~ system must include, at a minimum, the following elements:

- ~~1.(a)~~ Child name;
- ~~2.(b)~~ Child date of birth;
- ~~3.(c)~~ Child age;
- ~~4.(d)~~ Child ID number, if available;
- ~~5.(e)~~ Parent name;
- ~~6.(f)~~ Parent contact information, to include: mailing address, email address, and phone number, if available;
- ~~7.(g)~~ Date of enrollment in the School Readiness program;
- ~~8.(h)~~ Date(s) of screening(s), ~~if screened/re-screening or documentation of parental objection to the screening;~~
9. Reason for not being screened, if applicable, which may include:
  - i. Parental objection to the screening; or
  - ii. Exceptions to being screened in the School Readiness program as described in subsection (4):
    10. Screening results, which include a ~~A~~ summary of areas in which the child shows concerns ~~potential for developmental delays~~ based on the screening;
    11. Date individualized supports were initiated;
    12. Type of individualized supports initiated;
    - ~~13.(j)~~ Date of referral, if applicable under sub-subparagraph (5)~~(b)6.(a)~~;
    - ~~14.(k)~~ Whether the parent elected to receive additional help from the coalition under sub-subparagraph (5)~~(b)6.b.(e)~~.

Rulemaking Authority 411.01(4)(e) FS. Law Implemented 411.01(4)(d)3. FS. History—New \_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NOS.:	RULE TITLES:
33-103.002	Inmate Grievances – Terminology and Definitions
33-103.007	Appeals and Direct Grievances to the Office of the Secretary
33-103.014	Reasons for Return of Grievance or Appeal Without Processing

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 33, August 17, 2012 issue of the Florida Administrative Weekly.

For subsection 33-103.002(11), F.A.C., the citation “Pub.L. No. 104-191” is added to the end of the sentence. For Rule 33-103.007, , F.A.C., the word “four” is stricken from the last sentence of subsection (6)(d), and the citation “45 C.F.R. 160, 164” is stricken from the Law Implemented section. For Rule 33-103.014, “944.241” is inserted into the Law Implemented section.

**DEPARTMENT OF CORRECTIONS**

RULE NOS.:	RULE TITLES:
33-103.007	Appeals and Direct Grievances to the Office of the Secretary

**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. 38, No. 33, August 17, 2012 issue of the Florida Administrative Weekly.

The change responds to concerns raised by the Joint Administrative Procedures Committee in a letter dated August 31, 2012. Rule 33-103.007, F.A.C., is changed as follows: the word “four” is stricken from the last sentence of paragraph (6)(d).

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

RULE NOS.:	RULE TITLES:
40E-23.011	Policy and Purpose
40E-23.021	Definitions
40E-23.023	Boundaries
40E-23.031	Implementation
40E-23.043	Application
40E-23.053	Criteria for Designation

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 23, June 8, 2012 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Insurance Agents and Agency Services**

RULE NO.:	RULE TITLE:
69B-211.042	Effect of Law Enforcement Records on Applications for Licensure

**NOTICE OF CORRECTION**

Notice is hereby given that the following corrections have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 38, No. 19, May 11, 2012 issue of the Florida Administrative Weekly.

69B-211.042 Effect of Law Enforcement Records on Applications for Licensure.

~~(7)(b) Collateral Attack on Criminal Proceedings. The Department will not allow or give any weight to an attempt to re-litigate, impeach, or collaterally attack judicial criminal proceedings or their results wherein the applicant was found guilty or pled guilty or nolo contendere. Thus the Department will not hear or consider arguments such as: the criminal proceedings were unfair; the judge was biased; the witnesses or prosecutor lied or acted improperly; the defendant only pled guilty due to financial or mental stress; the defendant was temporarily insane at the time of the crime; or the defendant had ineffective counsel.~~

~~(12)(18)~~ Effect of Varying Terminology.

(a) through (b) No change.

1. through 6. No change.

~~(c)(b)~~ When necessary. ~~In all other instances~~ the Department will look to the substantive meaning of the terminology used in the context in which it was used under the law of the jurisdiction where it was used.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Consumer Services**

RULE NO.: 69J-128.023      RULE TITLE: Nondiscrimination

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 30, July 27, 2012 issue of the Florida Administrative Weekly has been withdrawn.

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

RULE NO.: 69O-137.001      RULE TITLE: Annual and Quarterly Reporting Requirements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 38, No. 29, July 20, 2012 issue of the Florida Administrative Weekly.

(1) through (4) No change.

Subsection (5) is added to read as follows:

(5) Adoption of revised Actuarial Guideline 38.

(a) Revised NAIC Accounting Practices and Procedures Manual Actuarial Guideline 38 which appears on pages 272-285 in the agenda for the September 12, 2012 Executive (Ex) Committee and Plenary conference call at [http://www.naic.org/documents/jt\\_ex\\_plenary\\_120912\\_agenda\\_materials.pdf](http://www.naic.org/documents/jt_ex_plenary_120912_agenda_materials.pdf) is hereby adopted and incorporated by reference and replaces the Guideline published in the Manual for annual and quarterly statements submitted to the office on and after December 31, 2012.

(b) Sections of the draft version of the Valuation Manual, adopted by NAIC Life Insurance and Annuities (A) Committee on August 17, 2012, referenced in Revised Actuarial Guideline 38 which are on pages 2-262 in the agenda for September 12, 2012 Executive (Ex) Committee and Plenary conference call at [http://www.naic.org/documents/jt\\_ex\\_plenary\\_120912\\_agenda\\_materials.pdf](http://www.naic.org/documents/jt_ex_plenary_120912_agenda_materials.pdf) are hereby adopted and incorporated by reference.

(c) Reserves reported in the 2012 annual and subsequent quarterly and annual statements to which Accounting Practices and Procedures Manual Actuarial revised Guideline 38 applies will not be based upon future versions of a draft Valuation Manual unless adopted by statute or amendment to this rule.

(d) A printed copy of the NAIC Executive (Ex) Committee and Plenary conference call agenda including attachments is available for inspection at the Office at its headquarters in Tallahassee, Florida, during regular business hours.

The remainder of the rule reads as previously published.

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Workforce Services**

RULE NO.: 73B-21.003      RULE TITLE: Filing an Appeal  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 29, July 20, 2012 issue of the Florida Administrative Weekly. The Notice of Rule Development was published on June 1, 2012.

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Workforce Services**

RULE NO.: 73B-21.003      RULE TITLE: Filing an Appeal  
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. 38, No. 29, July 20, 2012 issue of the Florida Administrative Weekly.

73B-21.003 Filing an Appeal.

(1) Any person who is entitled by law to notice of an appeals referee’s decision may file an appeal of that decision within 20 calendar days after the mailing of notice of the appeals referee’s decision to the parties at their last known addresses or, if not mailed, within 20 calendar days after the date of delivery of such notice. Any person who is entitled by law to notice of an appeals referee’s decision and is adversely impacted by that decision may file an appeal of that decision within 20 calendar days after the notice of the appeals referee’s decision is mailed to the parties at their last known addresses or made available electronically through a Department approved electronic account, or, in the absence of mailing or electronic delivery, the date of other delivery to the appellant.

(2) The appeal shall be filed by mail to any appeal location designated in subsection 73B-21.002(1), F.A.C.; by facsimile transmission of the appeal document to any appeal location designated in paragraphs 73B-21.002(1)(a), (b), and (c), F.A.C.; or by hand delivery of the appeal document to any appeal location designated in paragraphs 73B-21.002(1)(a), (b), and (d), F.A.C.

(2)(3) Appeals filed to the locations specified in Rule 73B-21.002, F.A.C., by mail are shall be considered to have been filed when postmarked by the United States Postal Service. Appeals filed at the locations specified in Rule 73B-21.002, F.A.C. by hand delivery, courier service, or facsimile (FAX) are shall be considered to have been filed when date stamped received at the authorized location.

Appeals filed through the Department web site as provided in Rule 73B-21.002, F.A.C., shall be considered to have been filed on the date the confirmation number is issued.

~~(3)(4) Upon receipt of an appeal delivered in person or by facsimile transmission will be date stamped by a the Commission or Department of Economic Opportunity, or Office of Appeals employee on the date hand delivered or the date placed on the document by the Department or Commission fax system shall record the date of receipt on the appeal document. The Internet filing system shall post on the appeal the date the confirmation number is issued and the appeal was successfully received by the system.~~

Rulemaking Specific Authority 443.012(11), 443.151(4)(b), (d) FS. Law Implemented 443.151(4)(b), (d) FS. History—New 5-22-80, Formerly 38E-2.03, Amended 8-20-86, 1-5-93, 8-7-01, Formerly 38E-2.003, 60BB-6.003, Amended

**Section IV  
Emergency Rules**

**NONE**

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

**WATER MANAGEMENT DISTRICTS**

NOTICE IS HEREBY GIVEN that on September 11, 2012, the South Florida Water Management District (District), received a petition for waiver from Martha Rodriguez Garrido for a Right of Way Occupancy Permit, Application No.: 12-0829-2M, for utilization of Works or Lands of the District known as the C-51 Canal for existing landscaping within the south right of way located adjacent to 2613 Georgia Lane, Lake Worth, Section 15, Township 44 South, Range 43 East, Palm Beach County. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which prohibits the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of canal bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell, (561)682-6268 or e-mail: jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC #1410, West Palm Beach, FL 33406, Attention: Juli Russell, Office of Counsel.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on September 10, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Harbour Hall (Harbor), filed May 30, 2012, and advertised on June 15, 2012 in Vol. 38, No. 24, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.27.3.3.7 ASME A17.1, 2005 edition, as adopted by Chapter 3001.2, 2004 Florida Building Code, adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for fire fighter service buttons behind a locked panel because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-162).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on September 10, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Citadel I & II, filed July 16, 2012, and advertised on August 17, 2012 in Vol. 38, No. 33, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-251).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on September 5, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Spanish Trace Ocean Club Condominium. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.4.4, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with emergency exits which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this

notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-291).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN that on September 6, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Inlet Harbor Club Condominium Assn. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-293).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN that on September 7, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Bush Science Building. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.18, and 2.20, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with suspension steel wire ropes and that governor ropes be no less than 9.5mm which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-296).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN that on September 7, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Millenia Mall Macy's Store. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-297).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN that on September 10, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for San Sebastian Square 1 & 4. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.3.2, and 3.10.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators platform guards, and car-top operating devices which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-298).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN that on September 10, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Mirror Lake Lyceum. Petitioner seeks a variance of the requirements of ASME A17.3, Section 2.3.3, 2.1.5, 3.10.4, 3.3.2, and an unspecified Section of A17.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with alarm bell in cab, pit stop switch, car-top stop switch, counterweight guards, platform guards, and sump hole cover which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-299).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN that on September 10, 2012, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code, Section 5-203.13, 2001 FDA Food Code, Paragraph 4-301.12(A), 2001 FDA Food Code and subsection 61C-4.010(5), Florida Administrative Code, from DC Reef located in Orlando, FL. The above referenced F.A.C. addresses the requirement that each establishment have at least one service sink for the cleaning of mops or similar cleaning tools and the disposal of mop water, dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils and an area for food preparation and storage. They are

requesting to share mop sink, warewashing, food preparation and storage areas located within Discovery Cove Laguna Grill (SEA5809702).

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011, Lydia.Gonzalez@dbpr.state.fl.us.

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NOTICE IS HEREBY GIVEN that on September 5, 2012, the The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsections 61C-4.010(1), (6), Florida Administrative Code, from Rob's Catering located in Largo, FL. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011, Lydia.Gonzalez@dbpr.state.fl.us.

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NOTICE IS HEREBY GIVEN that on September 6, 2012, the Electrical Contractors' Licensing Board, received a petition for Robert T. Malley, seeking a variance or waiver of Rule 61G6-6.017, Florida Administrative Code, which requires for the purpose of certification, a passing examination score on any part of the examination shall be valid only for a period of two (2) years from the date of the examination.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juanita Chastain, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783. Comments on this petition should be filed with the Electrical Contractors' Licensing Board at the above address, within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN that on September 7, 2012, the Electrical Contractors' Licensing Board, received a petition for Gary A. Thomas, seeking a variance or waiver of Rule 61G6-6.017, Florida Administrative Code, which requires for

the purpose of certification, a passing examination score on any part of the examination shall be valid only for a period of two (2) years from the date of the examination.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juanita Chastain, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783. Comments on this petition should be filed with the Electrical Contractors' Licensing Board at the above address, within 14 days of publication of this notice.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that on August 23, 2012, the Department of Environmental Protection, received a petition for variance or waiver from LTA Distributors, LLC for New Life Tires and Auto Repair, located in Miami, Florida. The Petitioner requests a waiver from paragraph 62-711.500(3)(a), F.A.C., which requires that owners and operators of waste tire sites provide financial assurance in the amount of the closing cost estimate for the facility. Any interested person or other agency may submit written comments on the petition with 14 days after publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard Tedder, P.E., Program Administrator, Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, email: richard.tedder@dep.state.fl.us, (850)245-8735.

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The Department of Environmental Protection hereby gives notice:

The Department issued a variance on August 31, 2012, to the Town of Palm Beach for the Okeechobee Blvd. Class III Landfill in Palm Beach County, Florida. The Petition for Variance was filed on May 10, 2012 and notice of receipt of the petition was published in the F.A.W. on June 15, 2012. The variance granted relief from paragraphs 62-701.500(7)(a), (c), (e), (f) and (g), F.A.C., which require that landfills be compacted, sloped, and covered properly. The Petitioner demonstrated that meeting these requirements for this existing facility that manages only vegetative debris would cause a substantial hardship and would not create a significant threat to public health or the environment.

A copy of the Order or additional information may be obtained by contacting: Richard Tedder, Program Administrator, Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, email: richard.tedder@dep.state.fl.us, (850)245-8735.

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The Department of Environmental Protection hereby gives notice:

The Department issued a variance on August 31, 2012, to the Town of Palm Beach for the Skees Road Landfill in Palm Beach County, Florida. The Petition for Variance was filed on



May 10, 2012, and notice of receipt of the petition was published in the F.A.W. on June 15, 2012. The variance granted relief from paragraphs 62-701.500(7)(a), (c), (e) and (f), F.A.C., which require that landfills be compacted, sloped, and covered properly. The Petitioner demonstrated that meeting these requirements for this existing facility that manages only vegetative debris would cause a substantial hardship and would not create a significant threat to public health or the environment.

A copy of the Order or additional information may be obtained by contacting: Richard Tedder, Program Administrator, Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, email: richard.tedder@dep.state.fl.us, (850)245-8735.

### DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on September 5, 2012, the Board of Clinical Laboratory Personnel, received a petition for Robert Justin May. Petitioner is seeking a variance or waiver of paragraph 64B3-5.003(3)(a), Option 1, Florida Administrative Code, which sets forth the education, training/experience and examination requirements for a specialty licensure as a technologist.

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

NOTICE IS HEREBY GIVEN that on September 5, 2012, the Board of Medicine, received a petition for waiver filed on behalf of Elvira Perez, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of the AMA Physician Profile Sheet for the licensure application. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joy A. Tootle, Executive Director, Board of Medicine, at the above address or telephone (850)245-4131.

NOTICE IS HEREBY GIVEN that on September 5, 2012, the Board of Podiatric Medicine, received a petition for Sean Hodson. Petitioner is seeking a variance or waiver of subsection 64B18-17.001(2), Florida Administrative Code, which requires licensees who seek to renew the active status of their licensure demonstrate that they have completed during the previous two years, at least forty (40) hours of continuing education.

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

### FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation hereby gives notice: of the entry of an Order Granting a Petition for Waiver or Variance.

NAME OF THE PETITIONER: MLF 2, LTD

DATE PETITION WAS FILED: AUGUST 8, 2012

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.004(14)(i), F.A.C., which precludes changes to certain sections of the 2011 Universal Application after the Application Deadline. REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, August 17, 1012, Vol. 38, No. 33.

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: September 7, 2012.

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order or additional information may be obtained by contacting: Della Harrell, Corporation Clerk, telephone: (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Order Granting Petition is posted on Florida Housing's website at floridahousing.org.

## Section VI Notices of Meetings, Workshops and Public Hearings

### DEPARTMENT OF STATE

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

DATE AND TIME: Monday, October 1, 2012, 10:00 a.m. (EST)

PLACE: Flagler College Auditorium, 14 Granada Street, St. Augustine, Florida 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a statewide summit for the Viva Florida 500 initiative to commemorate Florida's 500-year anniversary, or Quincentennial, of the landing of European explorer Juan Ponce de León. Leaders and partners will detail their efforts to

date and provide an update on how the initiative is building statewide and in this region of Florida. Agenda will be posted on [www.fla500.com](http://www.fla500.com) from September 24, 2012.

A copy of the agenda may be obtained by contacting: Rachel Porter, Special Programs Coordinator, (850)245-6360.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Rachel Porter, Special Programs Coordinator, (850)245-6360. 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: Rachel Porter, Special Programs Coordinator, (850)245-6360.

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The **Division of Historical Resources**, Florida Historical Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, October 5, 2012, 1:00 p.m. – conclusion

PLACE: R.A. Gray Building, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Historical Commission will hold its October meeting for the purposes of conducting commission business and assisting the Division of Historical Resources in carrying out the purposes, duties, and responsibilities of the division.

A copy of the agenda may be obtained by contacting: Celeste Ivory, 1(800)847-7278, [Celeste.Ivory@DOS.MyFlorida.com](mailto:Celeste.Ivory@DOS.MyFlorida.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Celeste Ivory, 1(800)847-7278. 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: Celeste Ivory, 1(800)847-7278, [Celeste.Ivory@DOS.MyFlorida.com](mailto:Celeste.Ivory@DOS.MyFlorida.com).

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The **Division of Library and Information Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, October 2, 2012, 10:00 a.m. – 11:00 a.m. (EDT)

PLACE: Please join the Conference Call by using the dial-in number: 1(888)670-3525 (U.S. Toll Free), Participant Passcode: 5981801679#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Library Network Council will discuss the Florida Electronic Library and make recommendations on contract renewal.

A copy of the agenda may be obtained by contacting: Stephanie Race, Florida Electronic Library Program Manager, [stephanie.race@dos.myflorida.com](mailto:stephanie.race@dos.myflorida.com) or (850)245-6630.

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: (850)245-6600 or TDD (850)922-4085. 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: Stephanie Race, Florida Electronic Library Program Manager, [stephanie.race@dos.myflorida.com](mailto:stephanie.race@dos.myflorida.com) or (850)245-6630.

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The **Friends of the Museums of Florida History** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 25, 2012, 9:00 a.m. – conclusion

PLACE: R.A. Gray Building, 1st Floor, 500 S. Bronough St., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Elyse Cornelison, Museum of Florida History, (850)245-6413.

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: Elyse Cornelison, Museum of Florida History, (850)245-6413. 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: Elyse Cornelison, Museum of Florida History, (850)245-6413.

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NOTICE OF RESCHEDULING – The **Division of Cultural Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 3, 2012, 8:30 a.m.

PLACE: Conference Room, Brevard County Health Department, 2555 Judge Fran Jamieson Way, Viera, FL 32940  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The Art Selection Committee for the new expansion wing being added to the Brevard County Health Department in Viera will meet to evaluate submissions and to select artwork or artist finalists (this meeting was originally scheduled for September 26 at 8:30 a.m.).

A copy of the agenda may be obtained by contacting: Lee Modica, 500 S Bronough Street, Tallahassee, FL 32399-0250, (850)294-5445.

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: Maureen McKloski, (850)245-6475. 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.

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#### DEPARTMENT OF LEGAL AFFAIRS

The Florida **Commission on the Status of Women** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 9, 2012, 3:00 p.m. – 5:00 p.m.

PLACE: Please Call: (850)414-3300, for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bylaws Committee.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call: (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131.

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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131. 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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131.

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The **Department of Legal Affairs**, Florida Statewide Task Force on Prescription Drug Abuse and Newborns announces the following full Task Force meeting which all persons are invited to attend.

DATE AND TIME: October 12, 2012, 1:00 p.m. – 4:30 p.m.

PLACE: Susan B. Anthony Recovery Center, 1633 Poinciana Drive, Pembroke Pines, Florida 33025 (Please be advised that meeting rooms maybe subject to change. For updates please visit: <http://myfloridalegal.com/>)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Task Force shall collect and organize data concerning the nature and extent of neonatal withdrawal syndrome from prescription drugs in Florida; collect and organize data concerning the costs associated with treating expectant mothers and newborns suffering from withdrawal from prescription drugs; identify available federal, state, and local programs that provide services to mothers who abuse prescription drugs and newborns with neonatal withdrawal syndrome; and evaluate methods to increase public awareness of the dangers associated with prescription drug abuse, particularly to women, expectant mothers, and newborns.

Pursuant to the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department of Legal Affairs at least 48 hours prior to the meeting by contacting (850)245-0200. 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, contact: Department of Legal Affairs, (850)245-0200.

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#### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Pesticide Registration Evaluation Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: October 4, 2012, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida 32399-1650

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: the Pesticide Registration Section, (850)617-7940 or from the PREC Web Site at: [http://www.flaes.org/pesticide/pesticide\\_registration.html](http://www.flaes.org/pesticide/pesticide_registration.html).

For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Section, 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida 32399-1650, (850)617-7940

**DEPARTMENT OF EDUCATION**

The **Education Practices Commission** announces a hearing to which all persons are invited.

DATES AND TIMES: A Teacher Hearing Panel, September 27, 2012, 9:00 a.m. or as soon thereafter as can be heard; A Teacher Hearing Panel, 1:30 p.m. or as soon thereafter as can be heard; An Administrator Hearing Panel, September 28, 2012, 8:30 a.m. or as soon thereafter as can be heard; A Business Meeting, 9:30 a.m. or as soon thereafter as can be heard

PLACE: Embassy Suites, 8250 Jamaican Court, Orlando, Florida 32819, (407)345-8250

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Kathleen M. Richards, (850)245-0455.

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: Kathleen M. Richards, (850)245-0455. 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: Lisa Forbess or Kathleen M. Richards, (850)245-0455.

The **Florida State College at Jacksonville District**, Board of Trustees announces the following meetings to which the public is invited.

STRATEGIC CONVERSATION:

DATE AND TIME: October 2, 2012, 12:30 p.m. – 2:00 p.m.

PLACE: North Campus, Room E-121, 4501 Capper Road, Jacksonville, Florida 32218

GENERAL SUBJECT MATTER TO BE CONSIDERED: Overview of Florida State College at Jacksonville (Part Two).

REGULAR MONTHLY BOARD MEETING:

DATE AND TIME: October 2, 2012, 2:00 p.m. – 3:00 p.m.

PLACE: North Campus, Room E-235, 4501 Capper Road, Jacksonville, Florida 32218

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting.

DISCUSSION OF COLLEGE OPERATIONAL MATTERS:

DATE AND TIME: October 2, 2012, 3:00 p.m. – 5:00 p.m.

PLACE: North Campus, Room E-225, 4501 Capper Road, Jacksonville, Florida 32218

GENERAL SUBJECT MATTER TO BE CONSIDERED: As needed, College operational matters.

Copies of the agenda for the regular monthly Board meeting will be available for inspection on and after Tuesday, September 25, 2012, and copies will be provided upon written request and the payment of approved duplicating charges.

Any person wishing to address agenda items at the Board of Trustees meeting will be provided an opportunity to do so by appearing before the Board at the meeting. All objections to this notice or the propriety of the scheduled public meetings should be filed in writing with the College President, Florida State College at Jacksonville, on or before October 2, 2012. All legal issues should be brought to the College’s attention and an attempt made to resolve them prior to the public meeting. Any person wishing to appeal a decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such an appeal and may, therefore, need to ensure that a verbatim record is made.

The College does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and is an equal access/equal opportunity/affirmative action college. If special accommodations are required, please advise Human Resources 24 hours in advance of the meeting.

FLORIDA STATE COLLEGE AT JACKSONVILLE

Dr. Steven R. Wallace

College President

**DEPARTMENT OF TRANSPORTATION**

The Florida **Department of Transportation**, District 2 announces a workshop to which all persons are invited.

DATE AND TIME: September 27, 2012, 4:30 p.m. – 6:30 p.m.

PLACE: Courthouse Annex, County Commission Chambers, 229 S. W. Pinckney Street, Madison, FL 3340

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This workshop is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects

of Financial Project ID: 210538-4, otherwise known as SR 10 (US 90) at SR 53/SR 145. The Department is recommending safety improvements be made to the intersection of US 90 and SR 53/SR 145. The improvements include widening the intersection to accommodate truck turning movements, resurfacing the existing roadway on SR 53/SR 145 from SE Rutledge Street to Livingston Street and restriping SR 53/SR 145 to provide left turn lanes onto US 90. Also included is the installation of a raised concrete traffic separator on US 90 from SR 53/SR 145 to Hancock Street. Public participation is solicited without regard to race, color, religion, sex, age, national origin, disability or family status.

A copy of the agenda may be obtained by contacting: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation, District 2, 1109 S. Marion Avenue, MS #2007, Lake City, Florida 32025-5874.

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: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation, District 2, 1109 S. Marion Avenue, MS #2007, Lake City, Florida 32025-5874. 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).

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

DATE AND TIME: October 11, 2012, 8:30 a.m.

PLACE: Embassy Suites, 3705 Spectrum Blvd., Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or persons under the provisions of Chapter 316, Florida Statutes, relating to weights or to violations of safety regulations.

A copy of the agenda may be obtained by contacting: Sharon Day, Executive Assistant, Commercial Vehicle Review Board, Rhyne Building, Traffic Engineering and Operations Office, 2740 Centerview Drive, Tallahassee, Florida 32301.

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 1(800)955-8771 or 1(800)955-8770 (Voice). If you are hearing impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Florida Seaport Transportation & Economic Development Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 8, 2012, 8:30 a.m.

PLACE: Disney's Yacht and Beach Club, Salon 2, 1700 Epcot Resorts Boulevard, Lake Buena Vista, FL 32830

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Toy Keller, Florida Ports Council Office, (850)222-8028.

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: Toy Keller, Florida Ports Council Office, (850)222-8028. 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: Toy Keller, Florida Ports Council Office, (850)222-8028.

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The **Florida Seaport Transportation & Economic Development Council** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, October 17, 2012, 10:30 a.m.

PLACE: Conference Call: (312)340-6650, Access Code: 9348585

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Toy Keller, Florida Ports Council Offices, (850)222-8028.

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: Toy Keller, Florida Ports Council Offices, (850)222-8028. 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: Toy Keller, Florida Ports Council Offices, (850)222-8028.

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## BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

The **Commission on Oil Spill Response Coordination** announces a public meeting to which all persons are invited.

DATE AND TIME: October 3, 2012, 9:00 a.m.

PLACE: Walton County-South Annex Branch Office, 31 Coastal Centre Blvd., Santa Rosa, FL 32459

DATE AND TIME: October 29, 2012, 9:00 a.m.

PLACE: Walton County-South Annex Branch Office, 31 Coastal Centre Blvd., Santa Rosa, FL 32459

DATE AND TIME: November 26, 2012, 9:00 a.m.

PLACE: Emerald Coast Convention Center, 1250 Miracle Strip Parkway, Fort Walton Beach, FL 32548

DATE AND TIME: December 7, 2012, 9:00 a.m.

PLACE: Walton County-South Annex Branch Office, 31 Coastal Centre Blvd., Santa Rosa, FL 32459

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** In the wake of the Deepwater Horizon oil spill, the Florida Legislature (under Chapter 496 of Chapter 2011-142, Laws of Florida) charged the Board of Trustees of the Internal Improvement Trust Fund (Board) with establishing the Commission on Oil Spill Response Coordination (Commission) to identify ways to ensure that the health and welfare of Florida's citizens and natural resources are best protected in the future from potential disasters. The Commission is moving forward to prepare a report for review and approval by the Board. The report that is due to the Governor, the President of the Senate, the Speaker of the House of Representatives, the Secretary of the Department of Environmental Protection, and the Executive Director of the Department of Economic Opportunity by January 1, 2013.

Five supporting reports will also be finalized at these meetings – one addressing each task of the final report. The supporting reports will address key research issues that will be discussed by the Commission as the drafts are presented, receive comments, and accepted. The recommendations to be contained in the final report will be drafted and finalized by the Commission at these meetings.

If you would like to submit comments about the Commission meeting please email: [floilspillcommission@tetrattech.com](mailto:floilspillcommission@tetrattech.com).

A copy of the agenda may be obtained by contacting: Amber Siegel, [amber.siegel@tetrattech.com](mailto:amber.siegel@tetrattech.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 2 days before the workshop/meeting by contacting: Amber Siegel, [amber.siegel@tetrattech.com](mailto:amber.siegel@tetrattech.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).

## FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, October 10, 2012; October 17, 2012; October 31, 2012, 8:30 a.m.

NOTE: If not completed, meeting will continue on Thursday, October 11, 2012; October 18, 2012; November 1, 2012, 8:30 a.m.

PLACE: Florida Parole Commission, 4070 Esplanade Way, Tallahassee, FL 32399-2450

**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 Parole Commission, (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 Parole Commission at [ada@fpc.state.fl.us](mailto:ada@fpc.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.

## PUBLIC SERVICE COMMISSION

**NOTICE OF RESCHEDULING –** The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: Rescheduled for October 2, 2012, Immediately following the Commission Conference which commences at 9:30 a.m. in Joseph P. Cresse Hearing Room 148.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss and make decisions on matters which affect the operation of the Commission.

Internal Affairs Agendas may be obtained from the Commission's Web site: [www.floridapsc.com](http://www.floridapsc.com) or by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no

later than five days prior to the conference at the address or telephone number above, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service.

\*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website.

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The Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 9, 2012, 6:00 p.m.

PLACE: Gadsden County Public Library, 732 Pat Thomas Parkway, Quincy, Florida 32351

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 120082-WU – Application for staff-assisted rate case in Gadsden County by Joyland Water System. The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting.

EMERGENCY CANCELLATION OF CUSTOMER MEETING: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel, (850)413-6199.

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: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. 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: Commission Staff, Avy Smith, (850)413-6425.

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

DATE AND TIME: During the Commission's agenda conference on October 16, 2012, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No.: 110313-PU. As a result of comments by the Joint Administrative Procedures Committee, the Commission will consider changes pursuant to Section 120.54, F.S., to proposed Rules 25-7.059, Use of Meters, and 25-7.071, Measuring Customer Service, F.A.C.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 366 and 368, FS.

A copy of the agenda may be obtained by contacting: Kathryn G.W. Cowdery, (850)413-6216. The agenda, recommendations, vote sheet, transcript and minutes may be obtained from the Commission's Web site: [www.floridapsc.com](http://www.floridapsc.com), or by contacting: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

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: Office of the Commission Clerk at the address or telephone numbers above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Kathryn G.W. Cowdery, (850)413-6216.

\*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's Web site.

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#### EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Commission on Community Service** (Volunteer Florida) announces a public meeting to which all persons are invited.

DATES AND TIME: October 2, 2012, 8:00 a.m. – until all Commission business is complete, October 4, 2012

PLACE: Wyndham Jacksonville Riverwalk, 1515 Prudential Drive, Jacksonville, Florida 32207

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Commission business.

A copy of the agenda may be obtained by contacting: Kristin Mullikin, (850)414-7400 or [kristin@volunteerflorida.org](mailto:kristin@volunteerflorida.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Kristin Mullikin, (850)414-7400 or email: [kristin@volunteerflorida.org](mailto:kristin@volunteerflorida.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).

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: Kristin Mullikin, (850)414-7400 or kristin@volunteerflorida.org.

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The **Governor's Commission on Community Service, Volunteer Florida** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, October 2, 2012, 1:30 p.m. – until business complete

PLACE: Wyndham Jacksonville Riverwalk, 1515 Prudential Drive, Jacksonville, Florida 32207

GENERAL SUBJECT MATTER TO BE CONSIDERED: New Commissioner Orientation workshop.

A copy of the agenda may be obtained by contacting: Kristin Mullikin, (850)414-7400 or kristin@volunteerflorida.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 3 days before the workshop/meeting by contacting: Kristin Mullikin, (850)414-7400, email: kristin@volunteerflorida.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).

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: Kristin Mullikin, (850)414-7400 or kristin@volunteerflorida.org.

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The **State Emergency Response Commission for Hazardous Materials Training Task Force (TTF)** announces a public meeting to which all persons are invited.

DATE AND TIME: October 11, 2012, 9:30 a.m.

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Training Task Force and other hazardous materials training issues.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

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: Division of Emergency Management, (850)413-9970. 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).

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The **Local Emergency Planning Committee (LEPC)** announces a public meeting to which all persons are invited.

DATE AND TIME: October 11, 2012, 1:30 p.m.

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Local Emergency Planning Committee in implementing the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

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: Division of Emergency Management, (850)413-9970. 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).

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The **State Emergency Response Commission for Hazardous Materials (SERC)** announces a public meeting to which all persons are invited.

DATE AND TIME: October 12, 2012, 10:00 a.m.

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the requirements of the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

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: Division of Emergency Management, (850)413-9970. 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).

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### REGIONAL PLANNING COUNCILS

The **Northeast Florida Regional Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: Thursday, October 4, 2012; Planning and Growth Management Committee, 8:30 a.m.; Personnel Budget and Finance Committee, 9:00 a.m.; Full Board of Directors, 10:00 a.m.; Legislative Committee immediately following the Board Meeting

PLACE: 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Meetings.

A copy of the agenda may be obtained by contacting: Sheron Forde, (904)279-0880 or [sforde@nefrfc.org](mailto:sforde@nefrfc.org).

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The **Tampa Bay Regional Planning Council, Regional Planning Advisory Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: October 6, 2012, 1:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: to conduct the regular business of the Regional Planning Advisory Committee.

A copy of the agenda may be obtained by contacting: [avera@tbrpc.org](mailto:avera@tbrpc.org).

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

For more information, you may contact: [avera@tbrpc.org](mailto:avera@tbrpc.org).

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

DATE AND TIME: Monday, October 1, 2012, 10:30 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting. Any Generally Consistent Comprehensive Plan Amendment Review received prior to the meeting; Generally Consistent Comprehensive Plan Amendment reviews for Islamorada (Proposed); Any Generally Inconsistent Comprehensive Plan Amendment Review received prior to the meeting; Meeting on

monthly Council business; Executive Committee Conference Call is scheduled on Wednesday, 2:00 p.m., one week prior to the Council Meeting to which all persons are invited. Conference Call: 1(888)670-3525, Conference Code 2488435943 then #. Council Executive Committee and subcommittees may meet periodically before and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of such committee meetings should call the Council Offices at (954)985-4416 (Broward).

A copy of the agenda may be obtained by contacting: (954)985-4416.

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: (954)985-4416. 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: (954)985-4416.

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The **South Florida Regional Planning Council** announces a public meeting of The State Road 7/US 441 Collaborative Steering Committee to which all persons are invited.

DATE AND TIME: Thursday, October 11, 2012, 2:00 p.m. – 4:00 p.m.

PLACE: Arcola Lakes Library, Conference Room, 8240 Northwest 7th Avenue, Miami, FL 33150, (305)694-2707

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue deliberations regarding economic development, aesthetic improvement and increased intergovernmental cooperation along the corridor.

A copy of the agenda may be obtained online: [www.sfrpc.com/sr7/htm](http://www.sfrpc.com/sr7/htm) or by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

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: South Florida Regional Planning Council, (954)985-4416. If you are hearing or speech impaired, please contact the agency at (954)967-4152, ext. 40 (TDD).

If any person decides to appeal any decision made by the State Road 7/US 441 Collaborative Steering Committee 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: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

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

DATE AND TIME: Friday, October 19, 2012, 10:00 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416

GENERAL SUBJECT MATTER TO BE CONSIDERED: To support the reduction of our nation's dependence on imported oil by discussing and promoting the region's use of alternative fuels and alternative fuel vehicles through the Florida Gold Coast Clean Cities Coalition.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416.

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 1 day before the workshop/meeting by contacting: (954)985-4416. 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: Christine Heshmati, (954)985-4416 or email: [cheshmati@sfrpc.com](mailto:cheshmati@sfrpc.com).

#### WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District**, Projects and Land Committee announces a public meeting to which all persons are invited.

DATE AND TIMES: Monday, October 8, 2012, 9:30 a.m., Site Visit; 12:30 p.m., Keystone Community lunch hosted by Save Our Lakes Organization; 3:30 p.m., Business Meeting.

PLACE: 9:30 a.m. Site Visit starting location:

Camp Immokalee

6765 Immokalee Road

Keystone Heights, Florida

12:30 p.m. Community Lunch:

Camp Immokalee

6765 Immokalee Road

Keystone Heights, Florida

3:30 p.m. Business Meeting:

District Headquarters

4049 Reid Street (Hwy. 100 West)

Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Etonia Chain of Lakes minimum flows and levels, prevention and recovery strategies. The location of the site visit may be changed due to inclement weather or other unforeseen circumstances. Notice of such change will be available by contacting: St. Johns River Water Management District, Attention: Heather Barnes, 4049 Reid Street, Palatka, FL 32177, via email: [hbarnes@sjrwmd.com](mailto:hbarnes@sjrwmd.com) or by phone: (386)329-4347 or (386)937-9717. The Projects and Land Committee Business meeting will discuss agenda items, followed by committee recommendations to be approved by the full Governing Board.

NOTE: In the event a quorum of the Committee is not available for the business meeting at the date, time and place set forth above, the Committee shall meet on Tuesday, October 9, 2012, 8:00 a.m. at District Headquarters, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177. One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: Heather Barnes, 4049 Reid Street, Palatka, FL 32177, via email: [hbarnes@sjrwmd.com](mailto:hbarnes@sjrwmd.com), by phone: (386)329-4347, by visiting the District's website: [www.floridaswater.com](http://www.floridaswater.com).

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: St. Johns River Water Management District, Attention: Heather Barnes, 4049 Reid Street, Palatka, FL 32177, via email: [hbarnes@sjrwmd.com](mailto:hbarnes@sjrwmd.com), by phone: (386)329-4347, by visiting the District's website: [www.floridaswater.com](http://www.floridaswater.com) or via The District Clerk, (386)329-4500.

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

DATE AND TIMES: Tuesday, October 9, 2012, 8:15 a.m., Chair's Meeting; 9:00 a.m., Finance, Administration and Audit Committee; 10:00 a.m., Regulatory Committee followed by Governing Board Meeting

PLACE: District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Kyia Tiffany, 4049 Reid Street, Palatka, FL 32177, (386)329-4101 or by visiting the District's website: floridaswater.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Kyia Tiffany, (386)329-4101. 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: District Clerk, (386)329-4500.

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The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 1, 2012, 3:30 p.m.

PLACE: Southwest Florida Water Management District, Building 4, Conference Room 112 A & B, 2379 Broad Street, Brooksville, Florida 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of task force business for the Hernando County Task Force of the Citrus/Hernando Waterways Restoration Council. Hernando County residents are encouraged to attend and provide suggestions for restoration projects to enhance fish and wildlife habitat.

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida Only), Jennifer Noland, ext. 4378.

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: (352)796-7211 or 1(800)423-1476 (Florida Only), ext. 4702; TDD (Florida Only) 1(800)231-6103 or email: ADACoordinator@swfwmd.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).

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The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 3, 2012, 9:00 a.m.

PLACE: 7601 Hwy. 301 N., Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
 Permit/Application No. and Project Name  
 20004091.014 Bentley-Brahman Ranch, Inc.  
 20005122.005 Whitehurst Cattle Company  
 20007178.006 Oak Run Development  
 20020319.000 Live Oak Enterprises  
 43040738.001 FDOT I-75 (SR 98A) Widening from North of SR 52 to Pasco/Hernando County Line  
 669793 FDOT – SR 93 (I-75) from North of Sumter Boulevard to South of North River Road  
 670119 University Town Center Phase 2A  
 665807 Heritage Harbour Subphase K & Subphase G Modification

A copy of the agenda may be obtained by contacting: Danielle Sailer, (813)985-7481, ext. 4355.

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: SWFWMD, Human Resources Bureau Chief, 1(800)423-1476, ext. 4702; TDD (FL Only) 1(800)231-6103, or email: ADACoordinator@swfwmd.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).

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The **South Florida Ecosystem Restoration Working Group** sponsored Public Workshop on the Central Everglades Planning Project announces a workshop to which all persons are invited.

Public Workshop on Central Everglades Planning Project (CEPP)

DATE AND TIME: October 2, 2012, 9:00 a.m. – 5:00 p.m.

PLACE: SFWMD, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: The next in a series of public workshops for the Central Everglades Planning Project (CEPP) is being sponsored by the South Florida Ecosystem Restoration Working Group to engage the public. The CEPP is a fast-track planning effort for the next generation of Everglades restoration projects being conducted by the U.S. Army Corps of Engineers and the South Florida Water Management District (SFWMD) as part of the Comprehensive Everglades Restoration Plan. The Working Group is sponsoring public workshops to facilitate public participation in the CEPP. The public is advised that it is possible that one or more members of the Water Resources Advisory Commission and Governing Board of the SFWMD may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting our website: [www.sfrestore.org](http://www.sfrestore.org) on September 25, 2012.

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: District Clerk's Office, (561)682-2087. 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: Allyn Childress, (786)350-9403 or Sandy Soto, (954)377-5969.

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**The Water Resource Advisory Committee (WRAC)** Monthly Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: October 4, 2012, 9:00 a.m.

PLACE: SFWMD, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding water resources protection, water supply and flood protection issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Paul Millar, (561)682-6335 or pmillar@sfwmd.gov or at our website: <http://my.sfwmd.gov/wrac.gov>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office, (561)682-2087. 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: Paul Millar, (561)682-6335 or pmillar@sfwmd.gov.

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**The South Florida Water Management District** announces a public meeting to which all persons are invited.

Lake Belt Mitigation Committee

DATE AND TIME: October 16, 2012, 9:00 a.m.

PLACE: SFWMD, Building B-1, 3rd Floor, Storch Room, 3301 Gun Club Road, West Palm Beach, FL 33406; Conference Call: Local (561)682-6700, Nationwide Toll Free: 1(866)433-6299, Meeting ID #: 0822

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Lake Belt Mitigation Committee (LBMC), created pursuant to Section 373.41492, Florida Statutes, to discuss a variety of Lake Belt issues.

A copy of the agenda may be obtained by contacting: Lourdes Elias, (561)682-2706 or <http://www.sfwmd.gov/miamidade> Click on "Task Force and Coordination Teams" in the Related Links section.

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: District Clerk's Office, (561)682-2087. 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: writing: South Florida Water Management District, Attn.: Lourdes Elias, MSC #4110, 3301 Gun Club Road, P. O. Box 24680, West Palm Beach, FL 33416.

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## REGIONAL UTILITY AUTHORITIES

**The Tampa Bay Water Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 15, 2012, 9:00 a.m.

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, FL 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting and a private Attorney/Client briefing session between the Tampa Bay Water Board of Directors and legal counsel pursuant to Section 286.011(8), Florida Statutes, to discuss possible litigation expenditures and/or settlement negotiations in Tampa Bay Water v. HDR Engineering, Inc., et al., now pending in the United States District Court for the Middle District of Florida.

Attorney/Client Briefing Attendees: Board of Directors of Tampa Bay Water; General Manager Gerald Seeber; General Counsel Barrie Buenaventura; Deputy General Counsel Donald D. Conn; Deputy General Counsel Peter M. Dunbar; Special Counsel Richard Harrison, Esquire; and a certified court reporter.

A copy of the agenda may be obtained by contacting: Records Department, (727)796-2355.

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: Records Department, (727)796-2355. 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: Records Department, (727)796-2355.

The **Peace River Manasota Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: October 3, 2012, 9:30 a.m.

PLACE: DeSoto County Administration Building, Commission Chambers, 201 East Oak Street, Arcadia, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will convene to conduct regular business of the Authority. Immediately following the Board of Directors will conduct a workshop to discuss strategic planning.

A copy of the agenda may be obtained by contacting: Peace River Manasota Regional Water Supply Authority, 9415 Town Center Parkway, Lakewood Ranch, Florida 34202, telephone: (941)316-1776 or website: [www.regionalwater.org](http://www.regionalwater.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 2 days before the workshop/meeting by contacting: (941)316-1776. 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: (941)316-1776.

#### DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs** announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 23, 2012, 1:30 p.m. – 3:30 p.m. (EST)

PLACE: Conference Call: 1(888)670-3525, Conference Code: 780-930-7873

GENERAL SUBJECT MATTER TO BE CONSIDERED: Long-Term Care Ombudsman Program, Training Committee Business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, Florida 32399, (850)414-2323 or email: [LTCOPInformer@elderaffairs.org](mailto:LTCOPInformer@elderaffairs.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, Florida 32399, (850)414-2323. 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).

#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: October 3, 2012, 8:00 a.m. – 1:00 p.m.

PLACE: Agency for Health Care Administration, AHCA Conference Room A, 2727 Mahan Drive, Tallahassee, Florida 32308; Conference Call: 1(800)701-0719, Passcode: 459-251-43#: TO ATTEND, please register at: <https://cosspre.reg.btc.com/prereg/key.process?key=PUYQK9A4E>

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Workgroup will be discussing Accelerated Life Benefits for insurance policy holders living in Long-term Care facilities. A copy of the agenda may be obtained by contacting: Danielle Pigott, [Danielle.Pigott@ahca.myflorida.com](mailto:Danielle.Pigott@ahca.myflorida.com).

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

For more information, you may contact: Danielle Pigott, [Danielle.Pigott@ahca.myflorida.com](mailto:Danielle.Pigott@ahca.myflorida.com)

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 3, 2012, 9:00 a.m. – 6:00 p.m.

PLACE: Agency for Health Care Administration (AHCA), 2727 Mahan Drive, Tallahassee, Florida 32308. Any person interested in participating by telephone may dial 1(888)670-3525, Participant Code: 625 643 6859. If you have any difficulty accessing the teleconference, please call: Isabelle Ashe, (850)412-4339.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the community mental health centers and assisted living facilities to discuss issues and roles of each entity including case management. A portion of this meeting, from 1:00 p.m. – 4:00 p.m. will be dedicated for the Behavioral Health ALF Subgroup and its members.

A copy of the agenda may be obtained by contacting: Ron Heredia, by phone: (850)412-4304, email: [Ronald.Heredia@ahca.myflorida.com](mailto:Ronald.Heredia@ahca.myflorida.com). The agenda will also be posted at: <http://ahca.myflorida.com/SCHS/CommitteesCouncils/ALWG/index.shtml> seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Isabelle Ashe, Bureau of Health Facility Regulation, (850)412-4339. 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: Isabelle Ashe, Bureau of Health Facility Regulation, (850)412-4339.

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, October 3, 2012, 2:00 p.m. – 5:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Conference Code: (754)865-7238. If you have difficulty, please contact: Judy Mathews, (850)412-3763, Agency for Health Care Administration, Headquarters, Building 3, 2727 Mahan Drive, Tallahassee, FL 32308

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This conference call will be the fourth meeting of the Child Death Data Review Workgroup. This meeting will be held to consider draft proposals to the Florida Children and Youth Cabinet for legislation that would implement in statute the workgroup’s previous recommendations.

A copy of the agenda may be obtained by contacting: Judy Mathews, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #16, Tallahassee, Florida 32308, (850)412-3763, email: Judy.Mathews@ahca.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Judy Mathews, (850)412-3763. 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: Judy Mathews, (850)412-3763 or judy.mathews@ahca.myflorida.com.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATES AND TIMES: Thursday, October 4, 2012, 8:00 a.m. – 8:00 p.m.; Friday, October 5, 2012, 8:30 a.m. – 8:00 p.m.

PLACE: Agency for Health Care Administration (AHCA), 2727 Mahan Drive, Tallahassee, Florida 32308. Any person interested in participating by telephone may dial: 1(888)670-3525, Participant Code: 625 643 6859. If you have any difficulty accessing the teleconference, please call: Isabelle Ashe, (850)412-4339.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct a meeting of the Assisted Living Workgroup members for examination of the regulation and oversight of assisted living in Florida and develop recommendations to improve the state’s ability to monitor quality and safety in assisted living and ensure the well-being of their residents.

A copy of the agenda may be obtained by contacting: Ron Heredia, by phone: (850)412-4304, email: Ronald.Heredia@ahca.myflorida.com. The agenda will also be posted at: <http://ahca.myflorida.com/SCHS/CommitteesCouncils/ALWG/index.shtml> seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Isabelle Ashe, Bureau of Health Facility Regulation, (850)412-4339. 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: Isabelle Ashe, Bureau of Health Facility Regulation, (850)412-4339.

The **Agency for Health Care Administration**, on behalf of the Low Income Pool (LIP) Council announces a public meeting to which all persons are invited.

DATE AND TIME: All meetings of the LIP Council will be held at the address below. In addition to the physical meeting location, you may also attend any meeting by calling in to the phone number provided:

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL 32308

DATE AND TIME: October 10, 2012, 1:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(866)631-2413, Conference ID# 19168087

DATE AND TIME: November 14, 2012, 10:00 a.m. – 4:00 p.m.

PLACE: Conference Call: 1(866)631-2413, Conference ID#: 19168806

DATE AND TIME: December 4, 2012, 10:00 a.m. – 4:00 p.m.

PLACE: Conference Call: 1(866)631-2413, Conference ID#: 19170244

DATE AND TIME: December 20, 2012, 10:00 a.m. – 4:00 p.m.

PLACE: Conference Call: 1(866)631-2413, Conference ID#: 19170843

DATE AND TIME: January 9, 2013, 10:00 a.m. – 4:00 p.m.

PLACE: Conference Call: 1(866)631-2413, Conference ID#: 19171425

DATE AND TIME: January 22, 2013, 10:00 a.m. – 4:00 p.m.

PLACE: Conference Call: 1(866)631-2413, Conference ID#: 19172540

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Discussion of the LIP program including legislative updates, funding methodology, policies and procedures in accordance with the approved Medicaid Reform Section 1115 Demonstration.

A copy of the agenda may be obtained by contacting: All meeting discussion material, including an agenda, will be posted to the LIP website: [http://ahca.myflorida.com/medicaid/medicaid\\_reform/lip/lip.shtml](http://ahca.myflorida.com/medicaid/medicaid_reform/lip/lip.shtml).

If you need additional information, please contact: Nicole Maldonado, phone: (850)412-4287, email: [Nicole.Maldonado@ahca.myflorida.com](mailto:Nicole.Maldonado@ahca.myflorida.com), with any questions.

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: Nicole Maldonado, phone: (850)412-4287, email: [Nicole.Maldonado@ahca.myflorida.com](mailto:Nicole.Maldonado@ahca.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Nicole Maldonado, (850)412-4287, [Nicole.Maldonado@ahca.myflorida.com](mailto:Nicole.Maldonado@ahca.myflorida.com).

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#### DEPARTMENT OF MANAGEMENT SERVICES

The **Florida Commission on Human Relations** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, September 26, 2012, 9:00 a.m.

**PLACE:** This is a telephonic meeting. Please contact: Casey Snipes, (850)488-7082, ext. 1001 or email: [casey.snipes@fchr.myflorida.com](mailto:casey.snipes@fchr.myflorida.com) for the call in information; 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This meeting will be held to discuss the daily functions and activities of the Commission.

A copy of the agenda may be obtained by contacting: Casey Snipes, (850)488-7082, ext. 1001 or email: [casey.snipes@fchr.myflorida.com](mailto:casey.snipes@fchr.myflorida.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Casey Snipes, (850)488-7082, ext. 1001. 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: Casey Snipes, (850)488-7082, ext. 1001, [casey.snipes@fchr.myflorida.com](mailto:casey.snipes@fchr.myflorida.com).

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Florida Building Commission**, "The Commission" announces a public meeting to which all persons are invited.

**DATES AND TIME:** October 4, 2012 – October 17, 2012 (See below calendar for specific dates.)

**PLACE:** For meeting times and locations, please see calendar below. All meetings to be conducted in person at the listed sites with the exception of the Electrical TAC which will be conducted via Communications Media Technology.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of these meetings is to accept public input and to provide recommendations on the proposed code changes for the 2013 update to the Florida Building Code. Please see listed below all meeting dates, times and locations.

The following Technical Advisory Committees (TAC's)

**PLACE:** Codes and Standards Office, Department of Business and Professional Regulation, Kelly Training Room, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399 (For directions please call: (850)487-1824)

Special Occupancy TAC

**DATE AND TIME:** October 4, 2012, 9:00 a.m. – until completion

**PLACE:** Codes and Standards Office, Department of Business and Professional Regulation, Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399. For directions please call: (850)487-1824.

The Electrical TAC meeting is the only code review meeting to be conducted via Communications Media Technology.

Electrical TAC

**DATE AND TIME:** October 17, 2012, 10:00 a.m. – 12:00 Noon

**PLACE:** Communications Media Technology. Specifically, Teleconference/Webinar: You must access BOTH the teleconference for AUDIO connectivity and you must access the Webinar for VISUAL connectivity. Conference Call: 1(888)670-3525, Access Code: 297 701 3986; Webinar: To join the webinar meeting (Now from mobile devices!)

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1. Go to: <https://suncom.webex.com/suncom/j.php?ED=159822937&UID=1271419357&RT=MmMxMQ%3D%3D>
  2. If requested, enter your name and email address.
  3. If a password is required, enter the meeting password: (This meeting does not require a password.)
  4. Click "Join".

The following Technical Advisory Committees (TAC's) will meet at:

Daytona Ocean Walk Hilton, 100 N Atlantic Avenue, Daytona Beach, Florida 32118.

For guest room reservations please call: (386)254-8200.

Roofing TAC

DATES AND TIMES: October 6, 2012, 9:00 a.m. – until completion, and, if needed; Roofing TAC, October 7, 2012, 8:00 a.m. – until completion; Energy TAC, October 8, 2012, 8:00 a.m. – until completion; Plumbing TAC, October 10, 2012, 8:00 a.m. – 12:00 Noon (or until completion).

Mechanical TAC

DATE AND TIME: October 10, 2012, 1:00 p.m. (or as soon as the Plumbing TAC meeting is concluded) – until completion

DATE AND TIME: Structural TAC, October 11, 2012, 8:00 a.m. – until completion. And, if needed; Structural TAC, October 12, 2012, 8:00 a.m. – until completion

The following Technical Advisory Committees

PLACE: Ocala Hilton, 3600 S.W. 36th Avenue, Ocala, Florida 34474. For guest room reservations please call: (352)854-1400.

Accessibility TAC

DATE AND TIME: October 15, 2012, 8:00 a.m. – 10:00 a.m. (or until completion)

Code Administration TAC

DATE AND TIME: October 15, 2012, 10:00 a.m. (or as soon as the Accessibility TAC meeting has concluded) – until completion

Fire TAC

DATE AND TIME: October 16, 2012, 8:00 a.m. – 12:00 Noon (or until completion)

Swimming Pool TAC

DATE AND TIME: October 16, 2012, 1:00 p.m. (or as soon as the Fire TAC meeting has concluded) – until completion

A copy of the agenda may be obtained by contacting: Ms. Marlita Peters, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or visit the website: [floridabuilding.org](http://floridabuilding.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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or Fax: (850)414-8436. 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: Mr. Mo Madani, Building Codes and Standards Office, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or visit our website: [floridabuilding.org](http://floridabuilding.org).

The **Florida Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: October 2, 2012, 8:30 a.m. or soonest thereafter

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Appraisal Management Company Regulations and to provide clarification to AMCs registered in Florida in complying with Chapter 455, F.S.

A copy of the agenda may be obtained by contacting: Lori Crawford, [lori.crawford@dbpr.state.fl.us](mailto:lori.crawford@dbpr.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: Lori Crawford, [lori.crawford@dbpr.state.fl.us](mailto:lori.crawford@dbpr.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).

The **Florida State Boxing Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: October 11, 2012, 9:30 a.m.

PLACE: Department of Business and Professional Regulation, Board Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399; Conference Call: 1(888)670-3525, Pass Code: 6744892830 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a general business meeting to consider all of Chapters 61K1-1, 61K1-3, 61K1-4, Florida Administrative Code, regarding boxing, kickboxing, and mixed martial arts professional and amateur rules.

A copy of the agenda may be obtained by contacting: Lina Hurtado, (850)488-8500.

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: Lina Hurtado, (850)488-8500. 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: Lina Hurtado, (850)488-8500.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: September 29, 2012, 11:00 a.m.

PLACE: FAU Harbor Branch Oceanographic Institute, 5600 US 1 North, Ft. Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public presentation of the Central Indian River Lagoon Basin Management Action Plan. The presentation is given as part of National Estuaries Day activities at the Harbor Branch Oceanographic Institute. The presentation will cover the importance of seagrasses in the Indian River Lagoon and how to reduce nutrient loadings to protect them. Total Maximum Daily Loads for the Indian River Lagoon and Banana River Lagoon were adopted in March 2009 and require reductions in the loadings of total nitrogen and total phosphorus sufficient to meet seagrass depth limit targets.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, MS #3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

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: Ms. Mary Paulic, (850)245-8560. 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).

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The **Department of Environmental Protection**, Bureau of Assessment and Restoration Support announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, October 3, 2012, 1:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Conference Code: 7593387652#

Webinar: <https://www2.gotomeeting.com/register/421462626>

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Florida Water Resources Monitoring Council Monitoring Catalog Workgroup to discuss the next steps for the monitoring catalog effort.

A copy of the agenda may be obtained by contacting: Ms. Stephanie Sunderman, Watershed Monitoring Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3525, Tallahassee, Florida 32399, e-mail: Stephanie.Sunderman@dep.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: Ms. Stephanie Sunderman, (850)245-8478 or by email: Stephanie.Sunderman@dep.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).

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The **Department of Environmental Protection**, Bureau of Assessment and Restoration Support announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 9, 2012, 8:30 a.m. – 5:00 p.m.

PLACE: South Florida Water Management District, Headquarters, Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406; The meeting can also be accessed via Conference Call: 1(888)670-3525; Code: 7593387652#; Webinar: <https://www2.gotomeeting.com/register/477962850>

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Statewide Florida Water Resources Monitoring Council (FWRMC) to discuss the workgroups' tasks: coordinate a groundwater salinity network, develop a statewide catalog of existing monitoring efforts, develop a coastal monitoring network, and coordinate Regional Councils to increase opportunities for local monitoring entities' to participate in the FWRMC.

A copy of the agenda may be obtained by contacting: Ms. Stephanie Sunderman, Watershed Monitoring Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3525, Tallahassee, Florida 32399, e-mail: Stephanie.Sunderman@dep.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: Ms. Stephanie Sunderman, (850)245-8478 or by email: Stephanie.Sunderman@dep.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).

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The **Department of Environmental Protection**, Clean Boating Partnership announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, October 10 2012, 9:30 a.m. – 12:00 Noon

PLACE: Country Inn & Suites – Orlando Airport, 5440 Forbes Place, Orlando, FL 32812

GENERAL SUBJECT MATTER TO BE CONSIDERED: Clean Marina Compliance Assistance and Clean Vessel Act Grant Program Workshop for new and existing marine and freshwater marinas, boatyards, and retailers. Participants can learn about main safety measures, regulations, and best management practices. Participants can also learn how to qualify for designation as a clean facility and how to apply for grant funding to install and operate a pumpout at their facility.

A copy of the agenda may be obtained by contacting: Brenda Leonard, 3800 Commonwealth Blvd., MS #30, Tallahassee, FL 32399, (850)245-2847, Brenda.Leonard@dep.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 48 hours before the workshop/meeting by contacting: Brenda Leonard, phone: (850)245-2847, email: Brenda.Leonard@dep.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: Brenda Leonard, (850)245-2847, Brenda.Leonard@dep.state.fl.us.

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The **Department of Environmental Protection**, Clean Boating Partnership announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, October 10, 2012, 1:30 p.m. – 4:30 p.m.; Thursday, October 11, 2012, 8:30 a.m. – 12:00 Noon

PLACE: Country Inn & Suites – Orlando Airport, 5440 Forbes Place, Orlando, FL 32812

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is to review discussion items and recommendations concerning the Department of Environmental Protection's Clean Marina Program and Clean Vessel Act Program.

A copy of the agenda may be obtained by contacting: Brenda Leonard, 3800 Commonwealth Blvd., MS #30, Tallahassee, FL 32399, (850)245-2847, Brenda.Leonard@dep.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 48 hours before the workshop/meeting by contacting: Brenda Leonard, phone: (850)245-2847, email: Brenda.Leonard@dep.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: Brenda Leonard, (850)245-2847, Brenda.Leonard@dep.state.fl.us.

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The **Department of Environmental Protection, Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: October 4, 2012, 4:00 p.m. – 7:00 p.m.

PLACE: Boca Raton Community Center, 201 W. Palmetto Park Road, Boca Raton, FL 33432

GENERAL SUBJECT MATTER TO BE CONSIDERED: Please note: The meeting previously noticed for September 26, 2012, at the Sugar Sand Park Community Center has been rescheduled to October 4, 2012, at the Boca Raton Community Center.

A new Statewide Comprehensive Outdoor Recreation Plan (SCORP) is being developed by the Department of Environmental Protection's Office of Park Planning, in coordination with an inter-agency workgroup, other agency and non-profit partners, and citizens. The Office of Park Planning is seeking comments from the public during these workshops. There is no set schedule. Interested individuals may drop in at anytime during these workshops to learn more about the plan and to provide comments.

Materials will be available at each workshop location. For more information on how to obtain the meeting materials contact: Adam Straubinger, Office of Park Planning, Division of Recreation and Parks, Department of Environmental Protection, 3900 Commonwealth Blvd., MS #525, Tallahassee, Florida 32399-3000. Mr. Straubinger may also be reached by telephone: (850)245-3051 or by email: Adam.Straubinger@dep.state.fl.us.

A copy of the agenda may be obtained by contacting: Adam Straubinger, Office of Park Planning, Division of Recreation and Parks, Department of Environmental Protection, 3900 Commonwealth Blvd., MS #525, Tallahassee, FL 32399-3000, (850)245-3051, Adam.Straubinger@dep.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 48 hours before the workshop/meeting by contacting: Adam Straubinger, Office of Park Planning, Division of Recreation and Parks, Department of Environmental Protection, 3900 Commonwealth Blvd., MS #525, Tallahassee, Florida 32399-3000, phone: (850)245-3051, Adam.Straubinger@dep.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).

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The **Department of Environmental Protection, Division of Recreation and Parks**, Office of Greenways and Trails announces a public meeting to which all persons are invited.

DATE AND TIME: October 4, 2012, 4:00 p.m. – 7:00 p.m.

PLACE: Boca Raton Community Center, 201 W. Palmetto Park Road, Boca Raton, FL 33432

GENERAL SUBJECT MATTER TO BE CONSIDERED: Please note: The meeting previously noticed for September 26, 2012, at the Sugar Sand Park Community Center has been rescheduled to October 4, 2012, at the Boca Raton Community Center.

A new Florida Greenways and Trails System Plan is being developed by the Office of Greenways and Trails in coordination with the Florida Greenways and Trails Council, agency and non-profit partners, and citizens. The Office of Greenways and Trails, within the Florida Department of Environmental Protection, Division of Recreation and Parks, is seeking comments from the public during these open houses. There is no set schedule. Interested individuals may drop in at anytime during these open houses to learn more about the plan and to provide comments. More details are available at [http://www.dep.state.fl.us/gwt/FGTS\\_Plan/default.htm](http://www.dep.state.fl.us/gwt/FGTS_Plan/default.htm).

Materials will be available at each open house location and will be available online: [http://www.dep.state.fl.us/gwt/FGTS\\_Plan/default.htm](http://www.dep.state.fl.us/gwt/FGTS_Plan/default.htm).

A copy of the agenda may be obtained by contacting: Cindy Radford, Office of Greenways and Trails, Division of Recreation and Parks, Department of Environmental Protection, 3900 Commonwealth Blvd., MS #795, Tallahassee, Florida 32399-3000. Ms. Radford may also be reached by telephone: (850)245-2052 or by email: [Cynthia.Radford@dep.state.fl.us](mailto:Cynthia.Radford@dep.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 3 days before the workshop/meeting by contacting: Cindy Radford, Office of Greenways and Trails, Division of Recreation and Parks, Department of Environmental Protection, 3900 Commonwealth Blvd., MS #795, Tallahassee, Florida 32399-3000. Ms. Radford may also be reached by telephone: (850)245-2052 or by email: [Cynthia.Radford@dep.state.fl.us](mailto:Cynthia.Radford@dep.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).

#### DEPARTMENT OF HEALTH

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

DATE AND TIME: Monday, October 29, 2012, 1:30 p.m. – 5:00 p.m. (ET)

PLACE: 4052 Bald Cypress Way, Room 301, Tallahassee, FL 32311; Conference Call: 1(888)670-3525, Participant Code: 4988869308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Statewide Drug Policy Advisory Council Meeting.

A copy of the agenda may be obtained by contacting: Rhonda Brown, Bureau of Family Health Services, (850)245-4444, ext. 2966 or email: [Rhonda\\_Brown@doh.state.fl.us](mailto:Rhonda_Brown@doh.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 48 hours before the workshop/meeting by contacting: Rhonda Brown, (850)245-4444, ext. 2966. 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).

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The **Board of Chiropractic Medicine** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, November 2, 2012, 8:00 a.m.

PLACE: Florida Hotel & Conference Center, 1500 Sand Lake Road, Orlando, Florida 32809, (407)859-1500

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or by accessing the web site: [www.doh.state.fl.us/mqa/chiro/index.html](http://www.doh.state.fl.us/mqa/chiro/index.html).

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: Sherra W. Causey. 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.

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The **Board of Clinical Laboratory Personnel** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, October 30, 2012, 9:00 a.m.

PLACE: Department of Health, 4042 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop/Meeting.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; accessing the web site at: [www.doh.state.fl.us/mqa/clinlab/index.html](http://www.doh.state.fl.us/mqa/clinlab/index.html).

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: Sherra W. Causey, Sherra W. Causey, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin

#C07, Tallahassee, Florida 32399-3257. 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.

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The **Probable Cause Panel** announces a public meeting to which all persons are invited.

DATE AND TIME: September 28, 2012, 12:00 Noon

PLACE: Conference Call: 1(888)670-3525, Participation Code: 7940620467

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Susan Chase, (850)245-4640, ext. 8145 or email her at [susan\\_chase@doh.state.fl.us](mailto:susan_chase@doh.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 10 days before the workshop/meeting by contacting: Susan Chase, (850)245-4640, ext. 8145 or email her at [susan\\_chase@doh.state.fl.us](mailto:susan_chase@doh.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.

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The **Board of Medicine**, Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 11, 2012, 9:00 a.m.

PLACE: Hilton Deerfield Beach/Boca Raton, 100 Fairway Drive, Deerfield, FL 33441. Hotel phone #: (954)427-7700

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site: <http://www.doh.state.fl.us/mqa/medical/index.html> for cancellations or changes to meeting dates or call: Board of Medicine, (850)245-4131 for more information.

A copy of the agenda may be obtained by contacting: Chandra Prine, [chandra\\_prine@doh.state.fl.us](mailto:chandra_prine@doh.state.fl.us), call: (850)245-4135.

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

agency at least 10 days before the workshop/meeting by contacting: Chandra Prine, [chandra\\_prine@doh.state.fl.us](mailto:chandra_prine@doh.state.fl.us), call: (850)245-4135. 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.

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The **Board of Medicine**, Surgical Care/Quality Assurance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 11, 2012, 1:00 p.m.

PLACE: Hilton Deerfield Beach/Boca Raton, 100 Fairway Drive, Deerfield, FL 33441. Hotel phone #: (954)427-7700

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <http://www.doh.state.fl.us/mqa/medical/index.html> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131, for more information.

A copy of the agenda may be obtained by contacting: Crystal Sanford, [crystal\\_sanford@doh.state.fl.us](mailto:crystal_sanford@doh.state.fl.us), (850)245-4131.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Crystal Sanford, [crystal\\_sanford@doh.state.fl.us](mailto:crystal_sanford@doh.state.fl.us) or call: (850)245-4131. 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.

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The **Board of Medicine**, Communication, Education & Information Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 11, 2012, immediately following the Rules/Legislative Committee

PLACE: Hilton Deerfield Beach/Boca Raton, 100 Fairway Drive, Deerfield, FL 33441. Hotel phone #: (954)427-7700

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <http://www.doh.state.fl.us/mqa/medical/index.html> for cancellations or changes to meeting dates or call the Board of Medicine, (850)245-4131, for more information.

A copy of the agenda may be obtained by contacting: Crystal Sanford, crystal\_sanford@doh.state.fl.us, (850)245-4131.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Crystal Sanford, crystal\_sanford@doh.state.fl.us or call: (850)245-4131. 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.

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The **Board of Medicine**, Full Board announces a public meeting to which all persons are invited.

DATE AND TIME: October 12, 2012, 7:00 a.m.

PLACE: Hilton Deerfield Beach/Boca Raton, 100 Fairway Drive, Deerfield, FL 33441. Hotel phone #: (954)427-7700

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site: www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131, for information.

A copy of the agenda may be obtained by contacting: Rebecca Hewett, Rebecca\_Hewett@doh.state.fl.us, (850)245-4131, ext. 3517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Rebecca Hewett, Rebecca\_Hewett@doh.state.fl.us or call: (850)245-4131, ext. 3517. 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.

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The Florida **Board of Nursing**, Central Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 28, 2012, 2:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)670-3525, Code: 9638257208

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

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: The Board, (850)245-4125. 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.

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The **Board of Nursing and Council on Certified Nursing Assistants** announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday – Friday, October 3-5, 2012

PLACE: Holiday Inn & Suites Conference Center, 2725 Graves Road, Tallahassee, FL 32303, (850)536-2000

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Wednesday, 8:30 a.m. CNA Council meets to discuss general business.

Wednesday, 2:00 p.m. Credentials Committee.

Wednesday, 2:00 p.m. Education Committee.

Thursday, 8:30 a.m. CNA discipline

Thursday, 1:00 p.m. RN, LPN, ARNP discipline and general business

Friday, 8:30 a.m. General business.

To view the public agenda materials visit: <http://www.doh.state.fl.us/mqa/nursing/nur-meeting.html>.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Florida Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252.

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: The Board, (850)245-4125. 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.

The **Board of Orthotists & Prosthetists** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 26, 2012, 9:00 a.m.

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Boulevard, Tampa, Florida 33609, (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Orthotists & Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or accessing the web site: [www.doh.state.fl.us/mqa/orthpros/index.html](http://www.doh.state.fl.us/mqa/orthpros/index.html).

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: Sherra W. Causey. 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.

The **Board of Podiatric Medicine**, Probable Cause announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, October 25, 2012, 8:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Participant Passcode: 9238150597; Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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: Sherra W. Causey. 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.

The **Florida Biomedical Research Program** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, September 26, 2012, 2:00 p.m. – 4:30 p.m.

PLACE: Conference Call: 1(888)670-3525, Participant Code: 8338411399

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Council business pertaining to the James and Esther King Biomedical Research Program and the Bankhead-Coley Cancer Research Program. Agenda and meeting materials located at [www.floridabiomed.com](http://www.floridabiomed.com).

A copy of the agenda may be obtained by contacting: Nicole E. Joens, Administrator, (850)245-4527.

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: Nicole E. Joens, Administrator, (850)245-4527. 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: Nicole E. Joens, Administrator, (850)245-4527.

#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Council on Homelessness** announces a series of conference call meetings of its respective committees to which all interested parties are invited to participate:

Committee: Executive

DATES AND TIME: Monday, October 1, 2012; Monday, November 5, 2012; Monday, December 3, 2012, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Participant Code: 9798513235, then #

Committee: Data Collection

DATES AND TIME: Thursday, October 11, 2012; Wednesday, November 7, 2012; Wednesday, December 5, 2012, 2:00 a.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Participant Code: 9798513235, then #

Committee: Legal and Law Enforcement

DATES AND TIME: Friday, November 2, 2012, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Participant Code: 9798513235, then #

Committee: Continuum of Care

DATES AND TIMES: Wednesday, October 10, 2012; Wednesday, November 14, 2012, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Participant Code: 9798513235, then #

Committee: Affordable Housing

DATES AND TIME: Wednesday, October 17, 2012; Wednesday, December 19, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Participant Code: 9798513235, then #

Committee: Veterans

DATES AND TIME: Tuesday, October 9, 2012; Tuesday, November 13, 2012, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Participant Code: 9798513235, then #

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** These conference calls will address the committees' continued development of policy recommendations and work tasks to address the Council's Annual Report on recommendations to end homelessness in Florida.

A copy of the agenda for any of the conference calls may be obtained by contacting: Office on Homelessness, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700, (850)922-4691.

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: Office on Homelessness, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700, (850)922-4691.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to access these meetings who may be in need of special assistance should contact: Office on Homelessness, (850)922-4691, at least 48 hours in advance of the meeting.

The **Department of Children and Families**, Council on Homelessness announces a meeting of the state's Council on Homelessness to which all interested persons are invited:

DATE AND TIME: Wednesday, October 17, 2012, 9:30 a.m. – 3:00 p.m.

PLACE: Southwood Office Complex, Betty Easley Conference Center, Room 180, 4075 Esplanade Way, Tallahassee, FL; Conference Call: 1(888)670-3525, Conference Code: 9798513235

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Council will receive reports and recommendations from its committees for proposals to be included in its 2013 Report.

A copy of the agenda for the meeting can be obtained from the Office on Homelessness by calling (850)922-4691.

For more information, you may contact: Office on Homelessness, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, (850)922-4691.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to access these meetings who may be in need of special assistance should contact: Office on Homelessness, (850)922-4691 at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

## FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: October 9, 2012, 10:00 a.m. (Tallahassee Local Time)

PLACE: The Offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to provide financing for the refunding of bonds previously issued to finance the acquisition, construction or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Deer Meadow Apartments, a 200-unit multifamily residential rental development located on or about 8859 Old Kings Road, Jacksonville, Duval County, Florida. The owner and operator of the development is Deer Meadow Associates, Ltd., 703 Waterford Way, Suite 800, Miami, FL 33126-4677 or such successor in interest in which Marcliff Montgomery, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is CAPREIT Residential Management, LLC, 11200 Rockville, MD 20852. The tax-exempt bond amount is not to exceed \$7,250,000.

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.

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), October 8, 2012, and should be addressed: Attention: Len Stirrat, Multifamily Bond Administrator. 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.

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: Len Stirrat, Multifamily Bond Administrator, Florida Housing Finance Corporation, (850)488-4197. 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.

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### **FISH AND WILDLIFE CONSERVATION COMMISSION**

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

DATE AND TIME: October 9, 2012, 7:00 p.m. – 9:00 p.m.

PLACE: Holopaw Community Center, 8801 Community Center Road, Holopaw, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to present an overview of the proposed Shooting Park for FWC's Triple N Ranch Wildlife Management Area and receive public comments.

A copy of the agenda may be obtained by contacting: FWC, Hunter Safety and Public Shooting Range Section, 620 S. Meridian Street, Tallahassee, FL 32399, (850)413-0085.

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: The ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FWC, Hunter Safety and Public Shooting Range Section, 620 S. Meridian Street, Tallahassee, FL 32399, (850)413-0085.

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

DATE AND TIME: October 18, 2012, 2:00 p.m.

PLACE: Teleconference and Bryant Building, Room 329, 620 South Meridian Street, Tallahassee, FL 32399-1600

GENERAL SUBJECT MATTER TO BE CONSIDERED: Initial evaluation of the FY 12-13 Florida's Wildlife Legacy Initiative's State Wildlife Grant project proposals for living shorelines.

A copy of the agenda may be obtained by contacting: Andrea Alden, Fish and Wildlife Conservation Commission, Fish and Wildlife Research Institute, 100 Eighth Avenue, S.E., St. Petersburg, Florida 33701; Marine Wildlife Legacy Biologist, (727)896-8626.

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: The ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Andrea Alden, Fish and Wildlife Conservation Commission, Fish and Wildlife Research Institute, 100 Eighth Avenue, S.E., St. Petersburg, Florida 33701; Marine Wildlife Legacy Biologist, (727)896-8626.

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### **DEPARTMENT OF FINANCIAL SERVICES**

The **Department of Financial Services, Division of State Fire Marshal**, Bureau of Fire Prevention announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday September 27, 2012, 2:00 p.m.

PLACE: State Fire Marshal Conference Room, Third Floor, Atrium, 325 John Knox Road, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Florida Fire Safety Board.

Anyone wishing to attend may attend in person or by telephone conference call. Those attending by telephone Conference Call: (850)413-1591, (SC) 293-1591. (Cisco VoIP Internal callers may reach the conference call by dialing 11591.) Once you have dialed the initial number you will be prompted to enter the Conference ID which is 736082. The connection will be available 5 to 10 minutes before 2:00 p.m.

A copy of the agenda may be obtained by contacting: Donald Rollins, Division of State Fire Marshal, Bureau of Fire Prevention, Regulatory Licensing Section, 200 East Gaines Street, Tallahassee, FL 32399-0342 or by calling him at (850)413-3628.

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: Donald Rollins, (850)413-3628. 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).

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### **FINANCIAL SERVICES COMMISSION**

The **Office of Insurance Regulation** announces a hearing to which all persons are invited.



DATE AND TIME: October 23, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-137.001, Florida Administrative Code, published on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly. A Notice of Change regarding the adoption of Actuarial Guideline 38 was published on September 21, 2012, in Vol. 38, No. 38 of the Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz, email: [Kerry.Krantz@flor.com](mailto:Kerry.Krantz@flor.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: Kerry Krantz, email: [Kerry.Krantz@flor.com](mailto:Kerry.Krantz@flor.com).

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The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 23, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-138.001, Florida Administrative Code, published on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz, email: [Kerry.Krantz@flor.com](mailto:Kerry.Krantz@flor.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: Kerry Krantz, email: [Kerry.Krantz@flor.com](mailto:Kerry.Krantz@flor.com).

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The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 23, 2012, 9:00 a.m. during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed repeal of Rule 690-142.011, Florida Administrative Code, published on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Debra Seymour, [Debra.Seymour@flor.com](mailto:Debra.Seymour@flor.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: Debra Seymour, email: [Debra.Seymour@flor.com](mailto:Debra.Seymour@flor.com).

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The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 23, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed repeal of Rule 690-143.045, Florida Administrative Code, published on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Debra Seymour, [Debra.Seymour@flor.com](mailto:Debra.Seymour@flor.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: Debra Seymour, email: [Debra.Seymour@flor.com](mailto:Debra.Seymour@flor.com).

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The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 23, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-149.003, Florida Administrative Code, published on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Tom Zutell, email: [Tom.Zutell@flor.com](mailto:Tom.Zutell@flor.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: Tom Zutell, email: [Tom.Zutell@flor.com](mailto:Tom.Zutell@flor.com).

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The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 23, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-149.022, Florida Administrative Code, published on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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For more information, you may contact: Tom Zutell, email: [Tom.Zutell@flor.com](mailto:Tom.Zutell@flor.com).

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The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 23, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed repeal of Rule 69O-164.030, Florida Administrative Code, published on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz, email: [Kerry.Krantz@flor.com](mailto:Kerry.Krantz@flor.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: Kerry Krantz, email: [Kerry.Krantz@flor.com](mailto:Kerry.Krantz@flor.com).

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The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 23, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed repeal of Rule 69O-170.012, Florida Administrative Code, published on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Debra Seymour, [Debra.Seymour@flor.com](mailto:Debra.Seymour@flor.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: Debra Seymour, email: [Debra.Seymour@flor.com](mailto:Debra.Seymour@flor.com).

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The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 23, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed repeal of Rule 69O-198.003, Florida Administrative Code, published on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Debra Seymour, [Debra.Seymour@flor.com](mailto:Debra.Seymour@flor.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: Debra Seymour, [Debra.Seymour@flor.com](mailto:Debra.Seymour@flor.com).

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#### DEPARTMENT OF ECONOMIC OPPORTUNITY

The **Florida Film & Entertainment Advisory Council** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 24, 2012, 11:00 a.m., then every third Monday of the month, 11:00 a.m. (EST)

PLACE: Conference Call: 1(888)670-3525, Conference Code: 4091758923

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues concerning the film and entertainment industry, general administrative matters of the Advisory Council and hear public input and advisement.

A copy of the agenda may be obtained by contacting: Florida Office of Film and Entertainment, (850)717-8990.

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: Florida Office of Film and Entertainment, (850)717-8990. 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: Florida Office of Film and Entertainment, (850)717-8990.

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#### ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: October 11, 2012, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Joe Wallace, (407)282-3944.

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#### FLORIDA INSTITUTE OF PHOSPHATE RESEARCH

The **Florida Industrial and Phosphate Research Institute** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 5, 2012, 9:30 a.m.

PLACE: Florida Industrial and Phosphate Research Institute, Education Building, Conference Room, 1855 W. Main Street, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider funding of research proposals and other business pertaining to the operation of the FIPR Institute.

A copy of the agenda may be obtained by contacting: Marie Wilmot, Office Manager, (863)534-7160.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Marie Wilmot, (863)534-7160. 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: Please visit our website: [www.fipr.state.fl.us](http://www.fipr.state.fl.us).

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#### FLORIDA LOCAL GOVERNMENT FINANCE COMMISSION

The **Florida Local Government Finance Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: October 5, 2012, 10:30 a.m.

PLACE: 2502 Rocky Point Drive, Suite 1060, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting of the Commission will be for the purposes of reviewing the statewide pooled commercial paper loan program for Florida governmental entities. The Commission is an unincorporated, nonprofit association whose members are comprised of Brevard County, Florida, Charlotte County, Florida, Collier County, Florida, Lee County, Florida, Osceola County, Florida and Sarasota County, Florida.

A copy of the agenda may be obtained by contacting: Anna Doughty, Florida Association of Counties, 100 South Monroe Street, Tallahassee, Florida 32301.

**HARDEE COUNTY ECONOMIC DEVELOPMENT AUTHORITY**

The **Hardee County Economic Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: September 25, 2012, 8:30 a.m.

PLACE: 412 W. Orange Street, Room 102, Wauchula, Florida 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: Budget for FY 2012/2013 to be approved and grant award agreement.

A copy of the agenda may be obtained by contacting: Sandy Meeks, (863)773-9430.

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: Sandy Meeks, (863)773-9430. 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: Sandy Meeks, (863)773-9430.

**PROTEAN DESIGN GROUP**

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

DATE AND TIME: Thursday, September 27, 2012, 5:00 p.m. – 6:00 p.m. (CDT)

PLACE: East Brent Baptist Church, Fellowship Hall, 4801 North Davis Highway, Pensacola, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: FDOT proposes to resurface the existing travel lanes, perform minor drainage improvements, construct sidewalk and pedestrian upgrades, reconstruct curb ramps to meet current Americans with Disability Act requirements, and install new signs and pavement markings to Davis Highway in Escambia County, FL. The department will receive bids for construction on the 2.5 mile project in April 2015. No right-of-way is required to construct the improvements. There will be no formal presentation.

A copy of the agenda may be obtained by contacting: Donald Rogers, FDOT, Project Manager, Toll-Free, 1(888)638-0250, ext. 487 or via e-mail: donald.rogers@dot.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 7 days before the workshop/meeting by contacting: Donald Rogers at the contact information above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has received the petition for declaratory statement from Robert K. Eddy, Esq., filed on August 24, 2012. The petition seeks the agency’s opinion as to the applicability of Section 489.105(3)(n), Florida Statutes, as it applies to the petitioner.

The Petitioner seeks the Board to interpret Section 489.105(3)(n), Florida Statutes, and whether the proposed related to water, sewer, and storm water collection services as set forth in the attached bid contracts requires an underground utility and excavation license. Comments on this petition should be filed with the Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257, within 14 days of publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Alfonso Fernandez-Fraga, P.E. on behalf of Initial Engineers on May 21, 2012. The following is a summary of the agency’s disposition of the petition:

The petition was granted and in response to Petitioner’s question regarding Level 2 alterations, the answer is that in accordance with Section 709.1, Florida Building Code, Existing Building (2010), all reconfigured spaces of the project in question that are intended for occupancy must be provided with natural or mechanical ventilation or exhaust in accordance

with the 2010 Florida Building Code, Mechanical, unless otherwise approved by the code official pursuant to Section 101.5 Exception of the Florida Building Code, Existing Building, that it is a limited structural alteration as defined in Section 807.4.3.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203.

Please refer all comments to: April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000.

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NOTICE IS HEREBY GIVEN that the Florida Building Commission has declined to rule on the petition for declaratory statement filed by Rick's A/C, Inc. on May 4, 2012. The following is a summary of the agency's declination of the petition:

The petition was denied for failing to state any facts specific to Petitioner's particular set of circumstances and requested a statement of general applicability.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203.

Please refer all comments to: April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000.

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NOTICE IS HEREBY GIVEN that the Florida Building Commission has declined to rule on the petition for declaratory statement filed by Lorraine A. Ross on behalf of the Dow Chemical Company on March 12, 2012. The following is a summary of the agency's declination of the petition:

The petition sought clarification of a conflict contained within the Florida Building Code, Energy Conservation (2010) that has subsequently been corrected. Therefore, the petition was denied because issuance of a declaratory statement would be moot.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203.

Please refer all comments to: April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000.

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NOTICE IS HEREBY GIVEN that the Florida Building Commission has declined to rule on the petition for declaratory statement filed by Larry M. Schneider, AIA, for North Broward Hospital District on June 28, 2012. The following is a summary of the agency's declination of the petition:

The petition was denied because it requested a statement that determines the conduct of a local agency on actions that had already occurred.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203.

Please refer all comments to: April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000.

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## Section VIII Notices 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:**

Hilton T. Meadows vs. South Florida Water Management District; Case No.: 12-2833RP; Rule Nos.: 40E-1.021, 40E-2.091

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Sabal Palms Condominiums of Pine Island Ridge Association, Inc., on its own behalf, and on behalf of all owners of condominiums one through and including eleven of Sabal Palm Condominiums of Pine Island Ridge vs. Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares and Mobile Homes; Case No.: 12-2812RP; Rule Nos.: 61B-50.1265 and 61B-80.1165

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Florida Institute for Neurologic Rehabilitation vs. State of Florida, Department of Health; Case No.: 12-2877RX; Rule No.: 64I-1.005(1)(b)

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Redlands Christian Migrant Association, Inc., d/b/a RCMA Smith Brown Child Development Center vs. Department of Children and Families; Case No.: 12-2816RX; Rule No.: 65C-22.009(2)(b)(1)

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Columbia Southern University and Matthew Adams, Individually vs. Department of Financial Services, Division of State Fire Marshal; Case No.: 12-2480RX; Rule No.: 69A-37.084

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Florida Hospital Association, Inc. vs. Department of Financial Services, Division of Workers' Compensation; Case No.: 12-2814RP; Rule No.: 69L-7.501

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Senator Arthenia L. Joyner, American Civil Liberties Union of Florida and National Council of La Raza vs. Secretary of State of Florida; Case No.: 12-2295RU

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North Broward Hospital District, d/b/a Broward Health Medical Center, Broward Health North, Broward Health Imperial Point, and Broward Health Coral Springs vs. Agency for Health Care Administration; Case No.: 12-2587RU

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Bayfront Medical Center, Inc., Cape Memorial Hospital, Inc., d/b/a Cape Coral Hospital; CGH Hospital, Ltd., d/b/a Coral Gables Hospital; Delray Medical Center, Inc., d/b/a Delray Medical Center; Lee Memorial Health System; et al vs. Agency for Health Care Administration; Case No.: 12-2757RU

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Radhakrishna K. Rao and Bay Regional and International Institute of Neurology vs. Agency for Health Care Administration; Case No.: 12-2813RU

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Robert Wood, P.E. vs. The Florida Board of Professional Engineers and the Florida Department of Business and Professional Regulation; Case No.: 12-2900RU

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Florida Automobile Dealers Association vs. Department of Highway Safety and Motor Vehicles; Case No.: 12-2914RU

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**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

Karen Peek, Beth Weatherstone and Florida Education Association vs. State Board of Education and Department of Education; Case No.: 12-1111RP; Rule No.: 6A-5.030; Invalid

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Patrina Williams, as Mother and Next Friend for Tramika Williams vs. Agency for Health Care Administration; Case No.: 12-1073RP, Rule No.: 59G-8.400; Withdrawal

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Florida Wildlife Federation, Inc.; Sierra Club, Inc.; Conservancy of Southwest Florida, Inc.; Environmental Confederation of Southwest Florida, Inc.; and St. Johns Riverkeeper, Inc. vs. Department of Environmental Protection, (Respondent), and Florida League of Cities; James Sartori; Clay County Utility Authority; Florida Pulp & Paper Association Environmental Affairs, Inc.; Destin Water Users, Inc.; South Walton County Utility Co., Inc.; Emerald Coast Utilities Authority; South Florida Water Management District; The Florida Electric Power Coordinating Group, Inc.; Florida Fruit and Vegetable Association; Florida Sugar Cane League; and Florida Stormwater Association, Inc. (Intervenors); Case No.: 12-0157RP; Rule No.: 62-302.530(47)(b); Valid

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Florida Wildlife Federation, Inc.; Sierra Club, Inc.; Conservancy of Southwest Florida, Inc.; Environmental Confederation of Southwest Florida, Inc.; and St. Johns Riverkeeper, Inc. vs. Department of Environmental Protection, (Respondent), and Florida League of Cities; James Sartori; Clay County Utility Authority; Florida Pulp & Paper Association Environmental Affairs, Inc.; Destin Water Users, Inc.; South Walton County Utility Co., Inc.; Emerald Coast Utilities Authority; South Florida Water Management District; The Florida Electric Power Coordinating Group, Inc.; Florida Fruit and Vegetable Association; Florida Sugar Cane League; and Florida Stormwater Association, Inc. (Intervenors); Case No.: 11-6137RP; Rule No.: 62-302.530(47)(b); Valid

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City of Largo vs. Department of Environmental Protection; Case No.: 10-1190RP; Rule No.: 62-304.600; Withdrawal

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Pinellas County vs. Department of Environmental Protection; Case No.: 10-1191RP; Rule No.: 62-304.600; Withdrawal

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City of St. Petersburg vs. Department of Environmental Protection; Case No.: 10-1230RP; Rule No.: 62-304.600; Withdrawal

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Hillsborough County vs. Department of Environmental Protection; Case No.: 10-1232RP; Rule No.: 62-304.600; Withdrawal

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Pasco County vs. Department of Environmental Protection; Case No.: 10-1231RP; Rule No.: 62-304.610; Withdrawal

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Wiregrass Ranch, Inc. vs. Department of Environmental Protection; Case No.: 10-1233RP; Rule No.: 62-304.610; Withdrawal

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City of Tampa vs. Department of Environmental Protection; Case No.: 10-1234RP; Rule No.: 62-304.610; Withdrawal

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CF Industries, Inc. vs. Department of Environmental Protection; Case No.: 10-1193RP; Rule No.: 62-304.610(11); Withdrawal

Okaloosa County, Florida, and Nassau County, Florida (Petitioners) and Bay County and Pinellas County (Intervenors) vs. Department of Juvenile Justice (Respondent) and Miami-Dade County (Intervenor); Case No.: 12-0891RX; Rule Nos.: 63G-1.011, 63G-1.013, 63G-1.016, 63G-1.017; Invalid

Disability Rights Florida, Inc. vs. Agency for Persons with Disabilities; Case No.: 12-1550RP; Rule No.: 65G-2.016; Withdrawal

Peter R. Brown Construction vs. Department of Financial Services; Case No.: 12-1357RX; Rule No.: 69I-40.103; Invalid

Teamsters Local Union No. 2011 vs. Department of Corrections; Case No.: 12-1122RU; Dismissed

Premier Group Insurance Company vs. Office of Insurance Regulation and the Financial Services Commission; Case No. 12-1201RU; Invalid

Renaissance Charter School, Inc. vs. Leon County School Board; Case No.: 12-2071RU; Dismissed

Orlando Health Inc. vs. Agency for Health Care Administration; Case No. 11-0441RU; Dismissed

Citizens for Pets in Condos, Inc.; and M.B.F. vs. Florida Commission on Human Relations; Case No.: 11-6398RU; Dismissed

**Section IX**  
**Notices 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**

**NOTICE OF CHANGE**

Pre Qualification Criteria and Public Bid of an 800-Bed  
Dormitory Project at FAMU

Project #BR FM326 – Construction Budget 40 Million Dollars

**SUMMARY**

It is the intent of the University to employ a professional construction firm which will accept the existing conditions, provide a competitive bid for completion, propose the most qualified staff, be prepared to schedule the project out to completion, manage all aspects of the project up to project finalization and ready for student occupancy. Any items listed above should be clearly and thoroughly explained so that the University Review Staff has all of your pertinent information to make an informed decision as to the LOWEST and BEST QUALIFIED firm.

The University reserves the right to waive minor technicalities which appear to be in the best interest of the project and the University.

**I. Bid Instructions**

**1. Date and Time**

- The bid shall be submitted in a separate envelope and marked "BID" at the same time as the RFQ.
- 2. The bid and RFQ are due on October 23, 2012, 2:00 p.m., Office of FAMU Facilities, Suite 100, 2400 Wahnish Way, Tallahassee, Florida.**

**3. Location:**

- All bids will be opened and read aloud in Conference Room 214C, Office of Procurement Services, FAMU, 2400 Wahnish Way, Tallahassee, FL 32307-6400.

**4. Plans & Specifications:**

- Will be available on September 21, 2012, DAG Architects, Inc., 612 S. Copeland Street, Tallahassee, Florida 32304.
- Deposit on a full set of plans and specifications is \$750.00 per set with a maximum of (2) sets per General Contractor. All plans and specifications returned in good condition within (10) days after receipt of bids will be eligible for a full refund.

**II. Pre-Qualifications of Construction Team Submitting Qualified Bids.**

- 1. All bidders must comply with the criteria for the 800 Bed University Student Housing Project per the requirements outlined in the RFQ below.**
- 2. All bidders must have completed at a minimum a 400 Bed University Dormitory Student Housing Project.**
- 3. All bidders must provide required documents specifically but not limited to:**

- a. Proof of compliance with Board of Governor’s (BOG) regulation 14.021.
- b. Proof of Insurance.
- Liability
- Workers Comp
- Ability to obtain Builder’s Risk.
- Letter from a bonding entity (rated A or better by AM Best) stating its agreement to bond your submitted bid proposal.
- Your company’s ability to manage the tax free savings purchases that are applicable should the University decide to use this method.
- Ability to obtain payment and performance bond.
- 4. In addition to the mandatory site visit, all perspective bidders may visit the site prior to submitting a bid and acknowledge acceptance of all existing conditions. Acceptance will be in the written form and certified to by the appropriate management of the submitting company.
- 5. A mandatory site walk thru will be on October 2, 2012, at 2:00 p.m. Any additional individual walk thru may be requested in writing to the Owner’s Representative and scheduled at the Owner’s discretion. It must be understood that certain portions of the work have already been performed and it is the University’s desire that the company’s visiting the site give clear definition in their response to the RFQ of their understanding and acceptance of the work in place as it exists.
- 6. A total staffing outline shall be submitted in the proposal identifying by name the staff that will be utilized on the facility outlining their relative experience, length of time with the company, names of previous projects with name and telephone numbers of the applicable Owners. Please be comprehensive in the staff which you identify (superintendents, foreman, in and out of office management, project managers, etc.).
- 7. Bidders must provide all proposed sub-contractors in a separate sealed envelope.

Proposed Schedule

- Mandatory Pre-Bid Conference: October 2, 2012, 2:00 p.m., at Project Site, corner of Gamble and Perry Streets, Tallahassee, Florida.
- Deadline to submit Bids: Tuesday, October 23, 2012, 2:00 p.m. (EST)
- All bids and RFQ’s should be to the attention of Craig Talton, Office of Facilities Planning and Construction, FAMU, 2400 Wahnish Way, Suite 100, Tallahassee, FL 32307-6400. Bid opening will immediately follow in Conference Room.
- Open Bids: Tuesday, October 23, 2012, 2:15 p.m., 2380 Wahnish Way, Suite 214, Conference Room 214C, Tallahassee, FL 32307.
- The University will open the submitted bids, read them

aloud and go into a review process to determine the lowest and best proposal.

MISCELLANEOUS

1. Local vendors, joint partner minority ventures and disadvantage and women owned are encouraged.
2. Any significantly skewed low bids will be further reviewed and the University reserves the right NOT to consider those bids.
3. Bidders are NOT allowed to have any communication with any entities associated with the University unless it is in writing. Any vendor having contact with University personnel associated with this project that is not in writing will be subject to disqualification. All inquiries shall be in writing and a written response shall be submitted to all plan and specification holders.

Construction Management – Continuing Services

NOTICE TO PROFESSIONAL CONSULTANTS

Florida Atlantic University, on behalf of its Board of Trustees, announces that Professional Services in the discipline of Construction Management will be required for minor projects.

Project (s): All Construction Minor Projects

Project (s) Location: All Florida Atlantic University Campuses

The construction manager will be a single point of responsibility for performance of multiple construction contracts up to \$2,000,000.00 individually, functioning as an independent contractor, publicly bidding trade contracts. Six construction management contracts will be awarded, for an initial period of one year with an option to renew for two additional one year extensions.

Selection of finalists for interview will be made on the basis of Construction Manager qualifications including experience and ability; record keeping; project administration; scheduling; cost estimating; cost control; quality control; and qualification of the firm’s personnel. Finalists will be provided with a copy of a list of the final interview evaluation criteria, and a copy of the standard Florida Atlantic University construction manager agreement for minor projects. The final ranking for each category shall be determined based on the oral presentation and references.

The selection committee may reject all proposals and stop the selection process at any time.

INSTRUCTIONS:

The university’s Sole Point of Contact for this project is Mr. Henry Kraft, Facilities Planning Project Manager, phone: (561)297-2869, Fax: (561)297-2260, email: ekraft2@fau.edu. From the date of issuance of this Notice until a final selection of a Construction Manager is made or a notice of cancellation is posted, the Construction Manager must not make available or discuss its proposal, or any part thereof, with any member of the Selection Committee, unless permitted by the Sole Point of Contact, in writing, for purposes of clarification only, as set



forth herein. Any individual associated with a Construction Manager who contacts members of the Selection Committee, regarding any aspect of this project, whether such contact be in person, telephone, or through electronic or written correspondence, may be determined to have violated the terms and conditions of this solicitation. If that determination is made, any proposal received from such an individual OR their company may be rejected as non-responsive and not subject to evaluation. If there are any changes or additions to the Sole Point of Contact information at any time in the process, participating Construction Manager's will be notified via an addendum to the Notice.

Questions regarding the Notice and/or process should be submitted via fax or email to the Sole Point of Contact. No oral communications shall be considered as a change to the Notice. FAU may respond to questions deemed by the University to be material in nature via a written addendum to the Notice. Interpretation of the wording of this document shall be the responsibility of FAU and that interpretation shall be final.

All postings referred to in this Notice will be posted electronically on the FAU Facilities website: <http://fau.edu/facilities/uavp/AE-CM-advertise-home.php>. At all times it shall remain the responsibility of the Construction Manager participating in this solicitation to check the website for postings of addenda, short lists, and award decisions. No further notice will be given.

The Selection Committee may reject all proposals and stop the selection process at anytime. The Construction Manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Firms desiring to provide Construction Management services for the project shall submit a letter of application and a completed "Florida Atlantic University Construction Manager Qualification Supplement" (FAUCMPQS Revised January 2004). Proposals must not exceed 40 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals that do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a Construction Management firm 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 Management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of

\$20,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Six (6) bound sets of the required proposal data shall be submitted and addressed to: Office of Facilities Planning, Florida Atlantic University, 777 Glades Road, Campus Operations Building #69, Room 101, Boca Raton, Florida 33431 by 5:00 p.m., Thursday, October 25, 2012. Facsimile (FAX) submittals are not acceptable and will NOT be considered.

**PROJECT FACT SHEET  
CONSTRUCTION MANAGEMENT FOR MINOR  
PROJECTS**

Florida Atlantic University

**PROJECT DESCRIPTION**

The construction manager will be the single point of responsibility for performance of multiple construction contracts up to \$2,000,000 individually, functioning as an independent contractor, publicly bidding trade contracts. Up to six Construction Management teams may be selected to provide continuing services for all FAU campuses, for an initial period of one year with an option to renew for two additional one year extensions.

**SELECTION CRITERIA**

Firms will be evaluated in the following areas: experience and ability; record-keeping, project administration ability, scheduling; cost estimating; cost control; quality control; and qualification of the firm's personnel.

Experience and ability scores will be based on the following criteria:

1. Experience with projects of similar size and scope.
2. Experience in working with Universities.
3. Ability to manage the projects efficiently.

**SELECTION COMMITTEE:**

Tom Donaudy, University Architect & Vice President for Facilities

Azita Dashtaki Dotiwala, Associate Vice President for Facilities

Jim Baker, Director of Engineering & Utilities

Robert Richman, Director of Facilities Planning

Scott Baruch, Associate Director of Facilities Planning (Northern Campuses)

Vince Cucchiella, Associate Director of Facilities Planning (Broward Campuses)

**SELECTION SCHEDULE:**

The anticipated schedule for selection, award, and negotiation is as follows:

Submittal Due: Thursday, October 25, 2012

Shortlist Meeting: TBD

Final Interviews: TBD

Contract Negotiation: TBD

**GENERAL INFORMATION**

1. The University is not liable for any costs incurred by the Applicants prior to the issuance of an executed contract.
2. In order to minimize the possibility of unethical pressures or influences on the recommendation of the Selection Committee, no verbal or written communication is permitted between the applicants and the members of the Selection Committee. Any questions or requests for project information must be in writing to (Sole Point of Contact: Henry Kraft, Florida Atlantic University, Boca Raton Campus, Phone: (561)297-2869, Fax: (561)297-2260 and email: ekraft2@fau.edu).
3. All applicants will be notified of the results of the shortlist in writing. Finalists will be informed of the interview date and time and will be provided with additional project information, if available.
4. The Selection Committee will make a recommendation to the President of the University. All finalists will be notified in writing of the President’s action. Upon approval by the President, negotiations will be conducted in accordance with Section 287.055, Florida Statutes.

**DEPARTMENT OF MANAGEMENT SERVICES**

**PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES CONTINUING CONTRACTS FOR ASBESTOS, LEAD, INDOOR AIR QUALITY, MOLD AND INDUSTRIAL HYGIENE CONSULTING SERVICES  
CENTRAL FLORIDA REGION**

The State of Florida, Department of Management Services (DMS), Division of Real Estate Development and Management, requests qualifications from asbestos licensed consulting firms that are also accredited to provide lead, indoor air quality, mold and industrial hygiene consulting services primarily in the Central Florida Region. These services may be used for projects anywhere in the State of Florida, however, it is anticipated that the firms selected during this process will be activated for projects in the Central part of the State. The Central Region is defined as all counties south of Levy, Marion, and Volusia and all counties north of Charlotte, Glades, Palm Beach, Martin, and St. Lucie. Projects will vary in size up to \$2,000,000.00 for (construction) and up to \$200,000.00 for (planning or study fees). Firms considered for selection must have a professional engineer licensed to do business in Florida on staff.

Response Due Date: Tuesday, October 23, 2012, by 4:00 p.m. (Local Time)

Please visit the Department’s website: [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu) and click on “Search Advertisements” – “Division of Real Estate Development and Management” Look for “Opportunities for Design and Construction Firms” and click on link.

**PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES CONTINUING CONTRACTS FOR ASBESTOS, LEAD, INDOOR AIR QUALITY, MOLD AND INDUSTRIAL HYGIENE CONSULTING SERVICES  
NORTHEAST FLORIDA REGION**

The State of Florida, Department of Management Services (DMS), Division of Real Estate Development and Management, requests qualifications from asbestos licensed consulting firms that are also accredited to provide lead, indoor air quality, mold and industrial hygiene consulting services primarily in the Northeast Florida Region. These services may be used for projects anywhere in the State of Florida, however, it is anticipated that the firms selected during this process will be activated for projects in the Northeast part of the State. The Northeast Region is defined as all counties north of and including Levy, Marion and Volusia and east of Taylor and Madison. Projects will vary in size up to \$2,000,000.00 for (construction) and up to \$200,000.00 for (planning or study fees). Firms considered for selection must have a professional engineer licensed to do business in Florida on staff.

Response Due Date: Wednesday, October 24, 2012, by 4:00 p.m. (Local Time)

Please visit the Department’s website [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu) and click on “Search Advertisements” – “Division of Real Estate Development and Management” Look for “Opportunities for Design and Construction Firms” and click on link.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Notice of Application Period for**

**Preapproved Advanced Cleanup Program (PAC)**

The Department of Environmental Protection announces, in accordance with Section 376.30713, F.S., that it will accept PAC applications submitted between November 1, 2012 and on or before 5:00 p.m. on December 31, 2012. Public opening of timely submitted applications shall be on January 4, 2013, 9:00 a.m., Department of Environmental Protection, 2600 Blair Stone Road, Room 458N, Tallahassee, Florida. The required application form and instructions for the PAC Program may be obtained at the following internet site: <http://www.dep.state.fl.us/waste/categories/pcp/pages/pac.htm> or by contacting: Roger Rook, Program Administrator, Department of Environmental Protection, Division of Waste Management, Bureau of Petroleum Storage Systems, 2600 Blair Stone Road, MS #4575, Tallahassee, Florida 32399-2400, (850)245-8822.

**FLORIDA HOUSING FINANCE CORPORATION**

**Request for Proposals 2012-03 – Investment Manager Services**  
The Florida Housing Finance Corporation invites all qualified entities wishing to act as investment managers and to perform services for and on behalf of Florida Housing Finance Corporation to submit proposals for consideration. Florida

Housing plans to select one or more providers for these services. Proposals shall be accepted until 2:00 p.m. (Eastern Time), Tuesday, October 23, 2012, to the Attention: Sherry Green, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact: Sherry Green, (850)488-4197 or [sherry.green@floridahousing.org](mailto:sherry.green@floridahousing.org). To obtain a copy of the Request for Proposals, which outlines selection criteria and offeror's responsibilities, please submit your request to the attention of Sherry Green, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site: <http://www.floridahousing.org/Home/BusinessLegal/Solicitations/RequestForProposals.htm>.

Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

#### RFP 2012-04 Extremely Low Income Households

The Florida Housing Finance Corporation invites all qualified Applicants to submit proposals for consideration in accordance with the terms and conditions set forth in Request for Proposals 2012-04.

Florida Housing is soliciting sealed proposals from qualified Applicants that commit to set aside additional units for ELI Households by converting units at or above the 50 percent Area Median Income (AMI) committed to in their LURA or EUA down to the ELI AMI level in accordance with the terms and conditions of this RFP, applicable laws, rules, and regulations, and Florida Housing's generally applicable construction and financial standards.

Florida Housing expects to have up to \$20,000,000 of uncommitted SAIL monies for the SAIL program. The monies resulted from SAIL interest and principal payments on SAIL loans, and earnings from the investment of SAIL funds. Earlier this year, the Legislature passed a bill that the Governor signed into law authorizing SAIL funding to preserve existing Guarantee Program developments that meet the following criteria;

- (1) The Guarantee Program mortgage note was executed and recorded not later than September 30, 2003;
- (2) The development must commit to provide additional units for extremely-low-income persons; and
- (3) The shareholders, members, or partners of the project owner must have funded deficits in an amount that is not less than 20 percent of the State Apartment Incentive Loan not later than the closing of any financing under this RFP.

The legislation also provided a funding priority for Guarantee Program developments approved by the Board to provide additional units for extremely-low-income persons in calendar year 2011 and a maximum amount of \$2.5 million in new SAIL ELI funding per development.

Proposals shall be accepted until 2:00 p.m., Eastern Time, on Monday, October 8, 2012, to the Attention: Sherry Green, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact: Sherry Green, (850)488-4197 or [sherry.green@floridahousing.org](mailto:sherry.green@floridahousing.org). To obtain a copy of the Request for Proposals, which outlines selection criteria and applicant's responsibilities, please submit your request to the attention of Sherry Green, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site: [http://apps.floridahousing.org/StandAlone/FHFC\\_ECM/AppPage\\_LegalRFPs.aspx](http://apps.floridahousing.org/StandAlone/FHFC_ECM/AppPage_LegalRFPs.aspx).

Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

## Section XII Miscellaneous

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

#### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Garia, Inc., intends to allow the establishment of Jeffrey-Allen, Inc., as a dealership for the sale of low-speed vehicles manufactured by Garia A/S (line-make GARI) at 4401 US Highway 301 North, Tampa (Hillsborough County), Florida 33610, on or after October 21, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Jeffrey-Allen, Inc., are dealer operator(s): Benjamin R. Sverdlow, 4401 US Highway 301 North, Tampa, Florida 33610; principal investor(s): Benjamin R. Sverdlow, 4401 US Highway 301 North, Tampa, Florida 33610.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Henrik Hansen, Garia, Inc., 18838 Stone Oak Parkway, Suite 201, San Antonio, Texas 78258.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Sunny Powersports, Inc., intends to allow the establishment of TWK Industries, LLC, d/b/a Go Green Motors as a dealership for the sale of motorcycles manufactured by Cixi Kingring Motorcycle Co. Ltd. (line-make CIXI) at 5410 McIntosh Road, Sarasota (Sarasota County), Florida 34233, on or after October 21, 2012.

The name and address of the dealer operator(s) and principal investor(s) of TWK Industries, LLC, d/b/a Go Green Motors are dealer operator(s): Thom Kench, 5410 McIntosh Road, Sarasota, Florida 34233 and Wes Kench, 5410 McIntosh Road, Sarasota, Florida 34233; principal investor(s): Thom Kench, 5410 McIntosh Road, Sarasota, Florida 34233 and Wes Kench, 5410 McIntosh Road, Sarasota, Florida 34233.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Lei Lu, Sunny Powersports, Inc., 12851 Reservoir Street, Chino, California 91710.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Garia, Inc., intends to allow the establishment of Victory Lane, LLC, as a dealership for the sale of low-speed vehicles manufactured by Garia A/S (line-make GARI) at 10491 Corkscrew Commons Drive, Estero (Lee County), Florida 33928, on or after October 21, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Victory Lane, LLC, are dealer operator(s): Steve Parker, 10491 Corkscrew Commons Drive, Estero, Florida 33928; principal investor(s): David Parker, 10491 Corkscrew Commons Drive, Estero, Florida 33928.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Henrik Hansen, Garia, Inc., 18838 Stone Oak Parkway Suite 201, San Antonio, Texas 78258.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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**AGENCY FOR HEALTH CARE ADMINISTRATION**

**NOTICE OF BATCHED APPLICATION RECEIPT AND  
NOTICE OF TENTATIVE PUBLIC HEARINGS**

The Agency for Health Care Administration has received and accepted the following Certificate of Need applications for review in the batched Hospital Beds and Facilities review cycle with an application due date of September 5, 2012.

County: Bay District: 2  
 CON # 10156 Application Receipt Date: 9/5/2012  
 Facility/Project: Gulf Coast Medical Center  
 Applicant: Bay Hospital, Inc.  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Leon District: 2  
 CON # 10157 Application Receipt Date: 9/5/2012  
 Facility/Project: Capital Regional Medical Center  
 Applicant: Tallahassee Medical Center, Inc.  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Alachua District: 3  
 CON # 10158 Application Receipt Date: 9/5/2012  
 Facility/Project: North Florida Regional Medical Center  
 Applicant: North Florida Regional Medical Center, Inc.  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 24 beds

County: Marion District: 3  
 CON # 10159 Application Receipt Date: 9/5/2012  
 Facility/Project: Kindred Hospital Ocala  
 Applicant: Kindred Hospitals East, LLC  
 Project Description: Establish a 31-bed replacement long-term care hospital

County: Clay District: 4  
 CON # 10160 Application Receipt Date: 9/4/2012  
 Facility/Project: Orange Park Medical Center  
 Applicant: Orange Park Medical Center, Inc.  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 24 beds

County: Pasco District: 5  
 CON # 10161 Application Receipt Date: 9/5/2012  
 Facility/Project: Regional Medical Center Bayonet Point  
 Applicant: HCA Health Services of Florida, Inc.  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 24 beds

County: Polk District: 6  
 CON # 10162 Application Receipt Date: 9/5/2012  
 Facility/Project: HealthSouth Rehabilitation Hospital of Polk County, LLC  
 Applicant: HealthSouth Rehabilitation Hospital of Polk County, LLC

Project Description: Establish a comprehensive medical rehabilitation hospital of up to 50 beds

County: Polk District: 6  
 CON # 10163 Application Receipt Date: 9/5/2012  
 Facility/Project: Heart of Florida Regional Medical Center  
 Applicant: Haines City HMA, LLC  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Polk District: 6  
 CON # 10164 Application Receipt Date: 9/5/2012  
 Facility/Project: Lakeland Regional Medical Center  
 Applicant: Lakeland Regional Medical Center, Inc.  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 32 beds

County: Highlands District: 6  
 CON # 10165 Application Receipt Date: 9/5/2012  
 Facility/Project: Highlands Regional Medical Center  
 Applicant: Sebring Hospital Management Associates, LLC  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Brevard District: 7  
 CON # 10166 Application Receipt Date: 9/5/2012  
 Facility/Project: Wuesthoff Medical Center-Melbourne  
 Applicant: Melbourne HMA, LLC  
 Project Description: Establish a Level II NICU of up to 10 beds

County: Orange District: 7  
 CON # 10167 Application Receipt Date: 9/4/2012  
 Facility/Project: Nemours Children's Hospital  
 Applicant: The Nemours Foundation  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 10 beds

County: Brevard District: 7  
 CON # 10168 Application Receipt Date: 9/5/2012  
 Facility/Project: Wuesthoff Medical Center – Rockledge  
 Applicant: Rockledge HMA, LLC  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Osceola District: 7  
 CON # 10169 Application Receipt Date: 9/5/2012  
 Facility/Project: Osceola Regional Medical Center  
 Applicant: Osceola Regional Medical Center, Inc.

Project Description: Establish a comprehensive medical rehabilitation unit of up to 32 beds

County: Osceola District: 7  
 CON # 10170 Application Receipt Date: 9/5/2012

Facility/Project: Oglethorpe of Orlando, Inc.

Applicant: Oglethorpe of Orlando, Inc.

Project Description: Establish an adult inpatient psychiatric hospital of up to 28 beds

County: Osceola District: 7  
 CON # 10171 Application Receipt Date: 9/5/2012

Facility/Project: Oglethorpe of Orlando, Inc.

Applicant: Oglethorpe of Orlando, Inc.

Project Description: Establish an adult substance abuse hospital of up to 14 beds

County: Broward District: 10  
 CON # 10172 Application Receipt Date: 9/5/2012

Facility/Project: Northwest Medical Center

Applicant: Northwest Medical Center, Inc.

Project Description: Establish a comprehensive medical rehabilitation unit of up to 25 beds

Also, IF REQUESTED, tentative public hearings have been scheduled as follows:

District 2  
 PROPOSALS: CONs #10156-10157  
 DATE/TIME: Wednesday, October 24, 2012, 1:30 p.m. – 4:30 p.m.

PLACE: Bay County Chamber of Commerce  
 Board Room  
 235 West 5th Street  
 Panama City, FL 32401

District 3  
 PROPOSAL: CON #10158  
 DATE/TIME: Monday, October 22, 2012, 8:30 a.m. – 10:00 a.m.

PROPOSAL: CON #10159  
 DATE/TIME: Monday, October 22, 2012, 10:30 a.m. – 12:00 Noon

PLACE for both: WellFlorida Council  
 1785 N.W. 80th Blvd.  
 Gainesville, FL 32606

District 4  
 PROPOSAL: CON #10160  
 DATE/TIME: Tuesday, October 23, 2012, 10:30 a.m. – 12:00 Noon  
 PLACE: Health Planning Council of Northeast Florida, Inc.  
 Conference Room  
 100 N. Laura Street, Suite 801  
 Jacksonville, FL 32202

District 5  
 PROPOSAL: CON #10161  
 DATE/TIME: Wednesday, October 24, 2012, 10:00 a.m. – 11:30 a.m.  
 PLACE: Suncoast Health Council, Inc.  
 9600 Koger Blvd.  
 Madison Building, Conference Room,  
 Second Floor  
 St. Petersburg, FL 33702

District 6  
 PROPOSALS: CONs #10162-10165  
 DATE/TIME: Wednesday, October 24, 2012, 1:00 p.m. – 5:00 p.m.  
 PLACE: Health Council of West Central Florida  
 9600 Koger Blvd.  
 Madison Building, Conference Room,  
 Second Floor  
 St. Petersburg, FL 33702

District 7  
 PROPOSALS: CONs #10167-10169  
 DATE/TIME: Friday, October 26, 2012, 8:30 a.m. – 12:00 Noon

PROPOSAL: CON #10166  
 DATE/TIME: Friday, October 26, 2012, 1:00 p.m. – 2:30 p.m.

PROPOSALS: CONs #10170 & 10171  
 DATE/TIME: Friday, October 26, 2012, 3:00 p.m. – 4:30 p.m.

PLACE for all: Health Council of East Central Florida, Inc.  
 Conference Room  
 2461 West SR 426, Suite 2041  
 Oviedo, FL 32765

District 10  
 PROPOSAL: CON #10172  
 DATE/TIME: Friday, October 26, 2012, 2:00 p.m. – 4:00 p.m.  
 PLACE: Broward Regional Health Planning Council, Inc.  
 200 Oakwood Lane, Suite 100  
 Conference Rooms B and D  
 Hollywood, FL 33020

Public hearing requests must be in writing and be received at the Agency for Health Care Administration, CON Office, 2727 Mahan Drive, Mail Stop #28, Tallahassee, Florida 32308, Attention: James B. McLemore, by 5:00 p.m., October 5, 2012. In lieu of requesting and attending a public hearing, written comments submitted to the agency relative to the merits of these applications will become part of the official project application file. Pursuant to subsection 59C-1.010(3), F.A.C., written comments must be received by October 10, 2012.

#### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Notice of Receipt of Applications for Permit Coverage under the State's Generic Permit for MS4's

The Department of Environmental Protection announces receipt of the application listed below for permit coverage under the Generic Permit for Stormwater Discharge from Phase II Municipal Separate Storm Sewer Systems from Charlotte County, City of Palm Bay and Town of Indilantic. The applications are being processed and are available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection in Tallahassee, Florida. Any comments related to noticed application or objections to the use the Generic Permit by any of the noticed applicants must be received by the Department within 14 days from the date of this notice. Comments may be mailed to the following address: Ms. Kathleen Downey, NPDES Stormwater Section, Department of Environmental Protection, 2600 Blairstone Road, MS #2500, Tallahassee, FL 32399-2400.

#### **NOTICE OF INTENT TO GRANT VARIANCE**

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of paragraph 62-4.244(5)(c), F.A.C., to Pinellas County and DEP Division of Recreation and Parks, 0249602-008-BV to allow an expanded mixing zone of 300 meters offshore and 1000 meters downcurrent for the restoration site. The associated Honeymoon Island Beach Restoration Phase II project 0249602-006-JC, consists of the construction of three low profile T-head groins and a beach restoration project along the shoreline of Honeymoon Island

State Park, in order to extend the improvements from Phase I north across the north parking lot. The project will place approximately 100,000 cubic yards of fill material extending from DEP control monument R-8 to approximately R-10 on Honeymoon Island. The sand will be dredged from the ebb shoal of Hurricane Pass, which is located adjacent to an improved navigational channel. The Department received the petition for variance on July 19, 2011. The Department is granting the variance because the applicant has demonstrated there is no practicable means known or available for the adequate control of the pollution involved. The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, 4708 Capital Circle N.W., Tallahassee, Florida 32303, Telephone: (850)245-2242.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000.

Mediation under Section 120.573, F.S. is not available.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the agency action or even a denial of the application. If a sufficient petition for an administrative hearing or request for an extension of time to file a petition is timely filed, this agency action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Accordingly, the applicant is advised not to commence construction or other activities in accordance with this variance until the deadlines noted below for filing a petition for an administrative hearing, or request for an extension of time has expired.

Under subsections 28-106.111(3) and 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a

motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

In the event that a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Any intervention will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with subsection 28-106.111(2) and subparagraph 62-110.106(3)(a)4., F.A.C., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; and (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

This variance constitutes an order of the Department. The applicant has the right to seek judicial review of the order under Section 120.68, Florida Statutes, by the filing of a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

#### NOTICE OF INTENT TO GRANT

##### A WATER QUALITY CRITERIA EXEMPTION

The Department of Environmental Protection gives notice of its intent to grant an exemption from the Class G-II ground water standard for sodium pursuant to Rule 62-520.500, Florida Administrative Code (F.A.C.), as part of industrial wastewater (IWW) Permit Number FLA017047 to the Tampa Electric Company Big Bend Power Station located in Hillsborough County at 13031 Wyandotte Rd., Apollo Beach, Florida 33572. The maximum contaminant level for sodium is 160 mg/L. An alternative ground water concentration for sodium was not requested in the petition and is not being proposed because the sodium levels in the receiving brackish and Class III marine surface waters are as much as 10 times greater than the sodium levels in the discharge to ground water. The exemption is for the permitted discharge of treated IWW to Class G-II ground water. The exemption is granted for the duration of the current Big Bend Power Station IWW Permit Number FLA017047, which expired on July 9, 2012, and has been administratively extended, and for the duration of the IWW renewal permit upon issuance. Any future exemptions must be petitioned for by the applicant in conjunction with any future renewal of IWW Permit Number FLA017047.

A person whose substantial interests are affected by the Department's proposed exemption decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes (F.S.). The petition must contain the information set forth below and must be filed (received)



with the Agency Clerk in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, within 21 days of publication of this notice. The petitioner must mail a copy of the petition to the applicant Mr. Stanley M. Kron, Manager, Land and Water Programs, Post Office Box 111, Tampa, FL 33601, at the time of filing.

The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will only be at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the Department's action is based must contain the following information, as required by Rule 28-106.201, F.A.C.

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including specific facts the petitioner contends warrant reversal or modification of the Department action;
- (f) A statement of the specific rules and statutes the petitioner contends requires reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise contain the same information as set forth above, as required by Rule 28-106.201, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department on the petition have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available for this proceeding.

The application is available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at the Department's Tallahassee Office, 2600 Blair Stone Road, Room 572F, Tallahassee, Florida 32399-2400; telephone Mr. David James, P.G., (850)245-8648.

#### NOTICE OF INTENT TO GRANT VARIANCE

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of paragraph 62-4.244(5)(c), F.A.C., which establishes the size of mixing zones. The Department is issuing the variance to the West Coast Inland Navigational District, 0298106-003-BV, to allow an expanded mixing zone of 250 meters offshore and 750 meters downcurrent for the beach placement site and a maximum allowable turbidity level of 29 NTUs above background at the edge of the mixing zone. The Department received the petition for variance on September 2, 2011. This temporary variance shall only be valid during the construction activities authorized in Permit No.: 0298106-002-JC, Venice Inlet Flood Shoal Sand Trap and Snake Island Stabilization Project. The location of the proposed activities is from 30 feet north of R-116 to 110 feet north of R-117. The Department is granting the variance because the applicant has demonstrated there is no practicable means known or available for the adequate control of the pollution involved. The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 4708 NW Capital Circle, Tallahassee, Florida 32304, Telephone: (850)488-7708.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the

Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000.

Mediation under Section 120.573, F.S. is not available.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the agency action or even a denial of the application. If a sufficient petition for an administrative hearing or request for an extension of time to file a petition is timely filed, this agency action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Accordingly, the applicant is advised not to commence construction or other activities in accordance with this variance until the deadlines noted below for filing a petition for an administrative hearing, or request for an extension of time has expired.

Under subsections 28-106.111(3) and 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

In the event that a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Any intervention will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with subsection 28-106.111(2) and subparagraph 62-110.106(3)(a)4., F.A.C., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled

to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; and (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.S. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

This variance constitutes an order of the Department. The applicant has the right to seek judicial review of the order under Section 120.68, Florida Statutes, by the filing of a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

#### NOTICE OF INTENT TO GRANT VARIANCE

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of paragraph 62-346.302(1)(c), subsection 62-302.700(1) and sub-subparagraph 62-4.242(2)(a)2.b., F.A.C., to the U.S. Army Corps of Engineers, Mobile District, Attn.: Curtis M. Flakes, Chief, Planning and Environmental Division, P. O. Box 2288, Mobile, Alabama 36628, (File No.: 19-0270106-002-EV), to allow the disposal of dredged material within Class II waters (designated for shellfish harvesting) adjacent to the existing Eastpoint breakwaters, and from the provisions of the Antidegradation sub-subparagraph 62-4.242(2)(a)2.b., F.A.C. to allow turbidity levels at the edge of the mixing zones within Outstanding Florida Waters (OFWs) to exceed background levels within St. George Sound, a Class II OFW restricted for shellfish harvesting. The petition for variance was received on August 6, 2012. The Department intends to grant the proposed variance because there are no practicable means known or available for the adequate control of the pollution and turbidity involved. The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, 160 W. Government Street, Pensacola, Florida 32502, Telephone: (850)595-8300.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the

Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000.

Mediation under Section 120.573, F.S., is not available.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the agency action or even a denial of the application. If a sufficient petition for an administrative hearing or request for an extension of time to file a petition is timely filed, this agency action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Accordingly, the applicant is advised not to commence construction or other activities in accordance with this variance until the deadlines noted below for filing a petition for an administrative hearing, or request for an extension of time has expired.

Under subsections 28-106.111(3) and 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

In the event that a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Any intervention will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with subsection 28-106.111(2) and paragraph 62-110.106(3)(a), F.A.C., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled

to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; and (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

This variance constitutes an order of the Department. The applicant has the right to seek judicial review of the order under Section 120.68, Florida Statutes, by the filing of a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

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#### Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at: <http://approd.dep.state.fl.us/clearinghouse/>. For information, call: (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

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#### DEPARTMENT OF HEALTH

On September 6, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Thomas P. Floyd, DMD. License #DN 8006. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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#### Notice of Emergency Action

On September 11, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Patricia A. Ashby, R.N., License RN #9279931. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to

Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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On September 6, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Ivory L. Estes, CNA. License #CNA 98849. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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On September 6, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Cathi L. Kilian, LPN. License #PN 5168979. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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On September 6, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Whitney B. Routh-Schmucker, CNA. License #CNA 164310. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State

Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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Notice of Emergency Action

On September 10, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Katrina Lynn Baker, R.Ph., License #PS 39520. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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On September 6, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Latoya S. Sneed, R.P.T. License # RPT 21655. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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Notice of the Availability of

The 2012 Trauma Center Letter of Intent

NAME OF AGENCY: Department of Health (DOH)

PACKAGE TITLE: Florida Trauma Center Letter of Intent

**PURPOSE AND EFFECT:** The Department of Health is mandated by Section 395.4025(2)(a), Florida Statutes, to notify Florida licensed acute care hospitals of their right to submit a Letter of Intent, DH Form 1840, to apply to become a trauma center.

**ELIGIBILITY:** Florida licensed acute care hospitals are eligible to apply.

**AUTHORITY:** Section 395.4025(2)(a), Florida Statutes. Rule 64J-2.012, Florida Administrative Code.

**TO OBTAIN A PACKAGE:** You may request a Letter of Intent package by telephone, fax, mail, or visit the Office of Trauma's website: <http://doh.state.fl.us/demo/Trauma/index.html> "Letter of Intent 2012"

Telephone: (850)245-4444, ext. 2756 or Suncom: 205-4440.

Fax: (850)488-2512.

Mail request to: Florida Department of Health, Division of Emergency Operations, Office of Trauma, 4052 Bald Cypress Way, and Bin #C-18 Tallahassee, FL 32399-1738.

**DEADLINE:** Letters of Intent must be postmarked between September 1, 2012, and midnight, October 1, 2012.

**CONTACTS:** Bernadette Behmke, (850)245-4444, ext. 2756, or Susan McDevitt, (850)245-4444, ext. 2760, or Suncom: 205-4440.

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## **FINANCIAL SERVICES COMMISSION**

### **NOTICE OF FILINGS**

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a written withdrawal of the following application:

#### **APPLICATION WITHDRAWN**

Application to Acquire Control

Financial Institution to be Acquired: Chipola Community Bank, Marianna, Florida

Proposed Purchasers: Mr. Steven D. Smith, Quincy, Florida and PanAmerican Capital, Inc., Miami, Florida

Received: June 15, 2012

Withdrawn: September 10, 2012

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**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN September 4, 2012  
 and September 7, 2012

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF STATE**

1-1.008	9/7/12	10/1/12	38/32	
1-1.009	9/7/12	10/1/12	38/32	
1-1.010	9/7/12	10/1/12	38/32	
1-1.011	9/7/12	10/1/12	38/32	

**DEPARTMENT OF CORRECTIONS**

33-601.713	9/4/12	9/24/12	38/31	
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33-601.732	9/4/12	9/24/12	38/31	
33-601.830	9/4/12	9/24/12	38/28	
33-602.211	9/4/12	9/24/12	38/28	

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

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40E-3.021	9/6/12	9/26/12	38/22	38/30
40E-3.038	9/6/12	9/26/12	38/22	38/30
40E-3.101	9/6/12	9/26/12	38/22	38/30
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40E-3.517	9/6/12	9/26/12	38/22	38/30
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Architecture and Interior Design**

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61G1-17.001	9/4/12	9/24/12	38/31	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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61G1-21.006	9/4/12	9/24/12	38/31	
61G1-24.004	9/4/12	9/24/12	38/31	

**Board of Veterinary Medicine**

61G18-11.002	9/6/12	9/26/12	38/26	
61G18-15.0022	9/6/12	9/26/12	38/26	
61G18-15.0025	9/6/12	9/26/12	38/26	

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

64B16-30.001	9/6/12	9/26/12	38/4	38/32
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**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

64E-28.011	9/4/12	9/24/12	38/31	
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**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

69A-37.085	9/5/12	9/25/12	38/23	
69A-37.086	9/5/12	9/25/12	38/23	
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**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Community Development**

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73C-49.002	9/6/12	9/26/12	38/30	

LIST OF RULES AWAITING LEGISLATIVE APPROVAL  
 PURSUANT TO (CHAPTER 2010-279, LAWS OF  
 FLORIDA)

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

62-304.300	3/2/11	*****	38/3	
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**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Workers' Compensation**

69L-7.020	10/24/11	*****	37/24	37/3
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