

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-12.002	General Methods of Taking Game; Prohibitions
68A-12.003	Protection of Certain Deer and Turkey; Tagging of Deer and Turkey; Evidence of Sex Required
68A-12.004	Possession or Sale of Birds or Mammals; Taxidermy Operations and Mounting Requirements
68A-12.007	Hunting Dogs; Molesting Game in Closed Season; Training; Field Trials; Prohibited for Certain Hunting

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development are to establish or revise rule provisions, during calendar year 2011, associated with general methods of taking game, protection of certain deer and turkey, tagging of deer and turkey, possession or sale of birds or mammals, taxidermy operations and mounting requirements, and the use of dogs for taking game.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include general methods of taking game, protection of certain deer and turkey, tagging of deer and turkey, possession or sale of birds or mammals, taxidermy operations and mounting requirements, and the use of dogs for taking game.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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

Yaun, Deputy General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF FINANCIAL SERVICES

Division of Risk Management

RULE NO.: 69H-2.007
RULE TITLE: Loss Prevention Programs

PURPOSE AND EFFECT: The proposed rule will amend the Loss Prevention Evaluation Survey Form DFS-D0-860. The purpose of the survey is to promote loss prevention by reducing claim costs and lost productivity for state agencies and universities.

Section 284.50(1), F.S., provides "[t]he Department of Financial Services shall provide appropriate training to the safety coordinators to permit them to effectively perform their duties within their respective departments." Each year, the Loss Prevention Section of the Division of Risk Management surveys the State's agencies and universities to learn the details of loss prevention activities within each agency and university. The survey responses assist the Loss Prevention Section in carrying out its mission to provide targeted, appropriate training to the safety coordinators of each state agency and university. The survey has been updated to take advantage of new knowledge in the field to better assist the agencies and universities in promoting loss prevention.

SUBJECT AREA TO BE ADDRESSED: The update of Form DFS-D0-860.

RULEMAKING AUTHORITY: 284.39 FS.

LAW IMPLEMENTED: 284.50(1), 284.50(2) 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: Tuesday, February 1, 2011, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines 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: Geroge Rozes, (850)413-4754 or George.Rozes@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: George Rozes, Senior Management Analyst II, Division of Risk

Management, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0336, (850)413-4754

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

**Section II
Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Water Policy

RULE NO.: 5M-5.002 RULE TITLE: Approved Citrus BMPs

PURPOSE AND EFFECT: The purpose of this rulemaking is to revise the existing rule to allow flatwoods citrus producers outside of the Peace River Manasota Basin Area the opportunity to enroll in approved citrus best management practices.

SUMMARY: This rulemaking establishes a procedure for flatwoods citrus producers to enroll voluntarily in the adopted Best Management Practices for Citrus Groves in the Peace River and Manasota Basin (October 2004) manual. Eligible producers can submit a Notice of Intent to implement agricultural water quality and quantity best management practices (BMPs) applicable to the operation covered by the NOI. Submittal of the NOI to the Florida Department of Agriculture and Consumer Services and implementation of identified BMPs that have been verified effective by the Florida Department of Environmental Protection provides a presumption of compliance with state water quality standards and release from the provisions of Section 376.307(5), Florida Statutes, for those pollutants addressed by the practices.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A statement of estimated regulatory cost 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: 403.067(7)(c)2., 570.07(10), (23) FS.

LAW IMPLEMENTED: 403.067(7)(c)2. 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: Bill Bartnick, Environmental Administrator, Office of Agricultural Water Policy, 1203 Governors Square Blvd., Suite 200, Tallahassee, Florida 32301, (850)617-1705 or FAX (850)617-1701

THE FULL TEXT OF THE PROPOSED RULE IS:

BEST MANAGEMENT PRACTICES (BMPs) FOR THE PEACE RIVER MANASOTA BASIN AREA AND CITRUS GROWN IN OTHER FLATWOODS SOILS

5M-5.002 Approved Citrus BMPs.

The document titled *Best Management Practices for Citrus Groves in the Peace River and Manasota Basins (October 2004)* is hereby incorporated and adopted by reference in this rule for DeSoto, Hardee, Sarasota, Manatee and that part of Charlotte County within the jurisdictional boundaries of the Southwest Florida Water Management District, as well as citrus grown on flatwood soils in other counties or parts of counties that are not included in another Florida Department of Agriculture and Consumer Services, Citrus Best Management Practices manual. Copies of the document may be obtained from the Peace River Manasota Basins Citrus BMP Steering Committee, c/o Peace River Valley Citrus Growers Association, 10 East Oak Street, Suite B, Arcadia, Florida 34266, or at <http://www.floridaagwaterpolicy.com/BestManagementPractices.html>.

Rulemaking Authority 403.067(7)(c)2., ~~570.07(10), (23)~~ FS. Law Implemented 403.067(7)(c)2. FS. History—New 2-27-05, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Richard J. Budell, Director, Office of Agricultural Water Policy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles H. Bronson, Commissioner, Department of Agriculture and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 17, 2010

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.:	RULE TITLES:
6A-6.03312	Discipline Procedures for Students with Disabilities
6A-6.0333	Surrogate Parents
6A-6.0361	Contractual Agreements With Nonpublic Schools and Residential Facilities

PURPOSE AND EFFECT: Rule 6A-6.03312, F.A.C., is amended to align the rule with Section 1003.571, Florida Statutes, and the federal regulations at 34 CFR §300.530(e)(1).