

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."

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: 69A-38.020
 RULE TITLE: Scope

PURPOSE AND EFFECT: The Department received a Petition for Rulemaking from the Florida Association for Rehabilitation Facilities, Inc., requesting an amendment to subparagraph 69A-38.020(3)(c)2., F.A.C., by changing its application from group home facilities serving five or fewer clients to those serving six or fewer clients. The effect would be to reduce the fire protection requirements for group home facilities currently serving six clients.

SUBJECT AREA TO BE ADDRESSED: Life safety during fire and other emergencies in residential developmental disabilities facilities required to be licensed by the Florida Agency for Persons with Disabilities, pursuant to Section 393.067, F.S.

RULEMAKING AUTHORITY: 633.01(1) FS.

LAW IMPLEMENTED: 633.022(1)(b) 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 15, 2011, 1:00 p.m.

PLACE: Community Room, Jimmy B. Keel Library, 2902 W. Bearss Avenue, Tampa, Florida 33618

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: Jim Goodloe, Chief, Bureau of Fire Prevention, Jim.Goodloe@myfloridacfo.com (850)413-3620. 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: Jim Goodloe, Chief, Bureau of Fire Prevention, Jim.Goodloe@myfloridacfo.com (850)413-3620

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

**Section II
 Proposed Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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REGIONAL UTILITY AUTHORITIES

Tampa Bay Water – A Regional Water Supply Authority

RULE NO.: 49B-2.038
 RULE TITLE: Personnel Rule Manual Incorporated by Reference

PURPOSE AND EFFECT: To repeal the rule's adoption by reference of Tampa Bay Water Authority's Personnel Manual.

SUMMARY: The rule adopting by reference the Personnel Manual is to be repealed. The Personnel Manual is not required to be adopted by rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Agency has determined that this will not have an impact on small business. An 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: 163.01(5) FS.

LAW IMPLEMENTED: 163.01(5)(g) 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: Holly Wells, Manager – HR Department, Tampa Bay Water, 2575 Enterprise Road, Clearwater, Florida 33763, (727)796-2355

THE FULL TEXT OF THE PROPOSED RULE IS:

49B-2.038 Personnel Rule Manual Incorporated by Reference.

~~The Tampa Bay Water "Personnel Rule Manual," dated November 30, 2006, is hereby incorporated by reference into this chapter and is available from Tampa Bay Water upon request.~~

~~Rulemaking Specific Authority 163.01(5) FS. Law Implemented 163.01(5)(g) FS. History--New 7-29-97, Amended 9-17-01, 5-22-07.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
Holly Wells

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Gerald Seeber

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 13, 2010

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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Section III
Notices of Changes, Corrections and Withdrawals

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DEPARTMENT OF CITRUS

RULE NO.: 20-39.003 RULE TITLE: Approved Boxes

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 47, November 24, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

RULE NO.: 69L-7.501 RULE TITLE: Florida Workers' Compensation Reimbursement Manual for Hospitals

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 44, November 6, 2009 issue of the Florida Administrative Weekly has been withdrawn.

Section IV
Emergency Rules

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Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

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WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN THAT on January 10, 2011, the South Florida Water Management District (SFWMD), received a petition for Variance (Application 110110-4) from Avatar Properties, Inc., 201 Alhambra Circle, 12th Floor, Coral Gables, FL 33134, for a project known as Poinciana Parkway, Section 1, located in Polk and Osceola Counties, FL. The petition seeks relief from provisions in Rule 40E-4.321, F.A.C., pertaining to duration of permits.