

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-15.035
RULE TITLE: Certification of Road, Bridge, and
Railroad Specialty Contractors

PURPOSE AND EFFECT: The Board proposes the
promulgation and adoption of the new rule to clarify the
requirements for certification of irrigation specialty contractors.

SUBJECT AREA TO BE ADDRESSED: The requirements
for certification of irrigation specialty contractors.

RULEMAKING AUTHORITY: 455.213, 489.108 FS.

LAW IMPLEMENTED: 489.108, 489.115, 489.116 , 489.117,
489.118 FS.

IF REQUESTED IN WRITING AND NOT DEEMED
UNNECESSARY BY THE AGENCY HEAD, A RULE
DEVELOPMENT WORKSHOP WILL BE NOTICED IN
THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE
REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Drew
Winters, Executive Director, Construction Industry Licensing
Board, P. O. Box 5257, Tallahassee, Florida 32399-5257

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-15.038
RULE TITLE: Certification of Demolition Specialty
Contractors

PURPOSE AND EFFECT: The Board proposes the
promulgation and adoption of the new rule to clarify the
requirements for certification of demolition specialty
contractors.

SUBJECT AREA TO BE ADDRESSED: The requirements
for certification of demolition specialty contractors.

RULEMAKING AUTHORITY: 455.213, 489.108 FS.

LAW IMPLEMENTED: 489.108, 489.115, 489.116 , 489.117,
489.118 FS.

IF REQUESTED IN WRITING AND NOT DEEMED
UNNECESSARY BY THE AGENCY HEAD, A RULE
DEVELOPMENT WORKSHOP WILL BE NOTICED IN
THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE
REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Drew
Winters, Executive Director, Construction Industry Licensing
Board, P. O. Box 5257, Tallahassee, Florida 32399-5257

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-18.001
RULE TITLE: Continuing Education Requirements
for Certificateholders and
Registrants

PURPOSE AND EFFECT: The Board proposes the rule
amendment to add new language to clarify requirements for
specialized continuing education courses.

SUBJECT AREA TO BE ADDRESSED: The requirements
for continuing education for certificateholders and registrants.

RULEMAKING AUTHORITY: 455.213(6), 455.2177,
455.2178, 455.2179. 489.108, 489.115 FS.

LAW IMPLEMENTED: 455.2123, 455.213(6). 455.2177,
455.2178, 455.2179, 455.271(6). 489.115, 489.116 FS.

IF REQUESTED IN WRITING AND NOT DEEMED
UNNECESSARY BY THE AGENCY HEAD, A RULE
DEVELOPMENT WORKSHOP WILL BE NOTICED IN
THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE
REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Drew
Winters, Executive Director, Construction Industry Licensing
Board, P. O. Box 5257, Tallahassee, Florida 32399-5257

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

Section II
Proposed Rules

NONE

Section III
Notices of Changes, Corrections and Withdrawals

FINANCIAL SERVICES COMMISSION

FSC – Financial Institution Regulation

RULE NO.: RULE TITLE:
69U-110.031 Powers

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 34, August 24, 2012 issue of the Florida Administrative Register has been withdrawn.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-5.002: Criteria for Approval

NOTICE IS HEREBY GIVEN that on October 12, 2012, the Board of Optometry, received a petition for waiver or variance filed by Tammy Pifer Than, MS, OD, FAAO, from Rule 64B13-5.002(3)(c), F.A.C., with regard to approval of transcript quality continuing education programs. Specifically, the Petitioner, requests a one-time variance/waiver of the requirement of Rule 64B13-5.002(3)(c), F.A.C., that a transcript-quality continuing education program be approved by the Board of Optometry as transcript-quality coursework prior to the time the course was taken. This one-time waiver/variance is requested for the three courses “Expert Consensus in the Management of Ocular Surface disease: What the New Guidelines Mean to Your Practice,” “New Advances in the Management of viral Eye Disease,” and “Corneal Conundrums.”, taught by Paul Karpecki which was offered by Petitioner on August 3-5, 2012.

Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, at the above address, or telephone (850) 245-4355.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-3.001: Licensure as a Physical Therapist by Examination

The Board of Physical Therapy hereby gives notice: of the issuance of an Order regarding the Petition for Variance or Waiver for Seok Hun Kim, PT, PhD., filed on June 18, 2012. The Notice of Petition for Variance and Waiver was published in Volume 38, No. 27, of the July 6, 2012, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on August 3, 2012. The Petitioner was seeking a permanent variance or waiver of Rule 64B17-3.001(3), Florida Administrative Code, and with regards to the requirement that foreign graduates have received a determination that the credentials are equivalent to education required for licensure as a physical therapist in the United States as determined by the Foreign Credentialing Commission on Physical Therapy.

The Board’s Order, filed on September 4, 2012, grants the Petition for Variance or Waiver. The Petitioner has demonstrated that the Petition for Variance and Waiver was in substantial compliance with the provisions of Section 120.542, Florida Statutes, and Chapter 28-104, Florida Administrative Code. Petitioner has demonstrated that he meets the purpose of the underlying statute. Further, Petitioner has demonstrated that application of the rule would cause a substantial hardship and would violate the principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-3.001: Licensure as a Physical Therapist by Examination

NOTICE IS HEREBY GIVEN that on October 01, 2012, the Board of Physical Therapy Practice, received a petition for a variance or waiver of Rule 64B17-3.001, F.A.C., filed by Raphaella Zacche, which requires for foreign graduates to have received a determination that the credentials are equivalent to education required for licensure as a physical therapist in the United States as determined by the Foreign Credentialing Commission on Physical Therapy.

Comments on this petition should be filed with the Board of Physical Therapy Practice at the above address within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation (FDOT) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 1, 2012

Open House: 5:30 p.m.

PLACE: Port Orange Adult Activity Center, 4790 S. Ridgewood Avenue, Port Orange, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 428688-1-52-01

Project Description: Resurfacing and Safety Improvements along S. Ridgewood Avenue (US 1/SR 5)

The FDOT is POSTPONING the above-referenced meeting.

NOTE: This public meeting is being rescheduled for the summer of 2013. The meeting is being rescheduled to accommodate a change in the planned construction date.

A copy of the agenda may be obtained by contacting:

For more information, you may contact: Either Sarah Van Gundy, the FDOT Project Manager at 386-943-5551 or e-mail at sarah.vangundy@dot.state.fl.us AND/OR Boyd G. Jenkins, P.E. at Moffatt & Nichol at (407)562-2030 or email at bjenkins@moffattnichol.com.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2012 at 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting

by contacting: 352.955.2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2012 at 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: 352.955.2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2012 at 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting

by contacting: 352.955.2200. 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.

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District
 The Northwest Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2012, 1:00 p.m. (ET)
 PLACE: District Headquarters, 81 Water Management Drive, Havana, FL 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Governing Board Meeting – to consider District business
 Other Meetings to be held on October 25, 2012:
 11:30 Lands Committee Workshop
 1:05 Public Hearing on Regulatory Matters

A copy of the agenda may be obtained by contacting: Savannah White, NFWFMD, 81 Water Management Drive, Havana, FL 32333, (850) 539-5999 (also available through the Internet: www.nfwfmd.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 72 hours before the workshop/meeting by contacting: Ms. Jean Whitten. 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.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid
 The Agency for Health Care Administration (AHCA) announces a public meeting to which all persons are invited.

DATE AND TIME: October 23, 2012, 1:00 PM to 4:00 PM
 PLACE: AHCA Headquarters, 2727 Mahan Drive, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 This Medical Care Advisory Committee meeting will serve as one of two public workshops being held to solicit verbal and written comments from all interested stakeholders related to potential changes in the state's Medically Needy program.

Please refer to Public Notice # 12148782 for additional information.

A copy of the agenda may be obtained by contacting: Carla Sims, (850) 412-4013, carla.sims@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 24 hours before the workshop/meeting by contacting: Carla Sims, (850)412-4013, carla.sims@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: Carla Sims, (850)412-4013, carla.sims@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board
 The Electrical Contractors' Licensing Board announces a public meeting to which all persons are invited.

DATE AND TIME: November 14, 2012 at 4:00 p.m., November 15, 2012 at 8:30 a.m. and November 16, 2012 at 8:30 a.m.

PLACE: Wyndham Bay Point Resort, 4114 Jan Cooley Drive, Panama City Beach, FL 32407

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 November 14, 2012 at 4:00 p.m. – Probable Cause Panel (portions closed to public), November 15, 2012 at 8:30 a.m. – Discipline & General Business & November 16, 2012 at 8:30 a.m. – General Business

A copy of the agenda may be obtained by contacting: Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399 or call 850-487-1395.

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: Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399 or call 850-487-1395. 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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2012, 9:30 a.m.
 PLACE: South Florida Water Management District Office, 2301 McGregor Boulevard, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a general public meeting of interested stakeholders to discuss issues related to the Everglades West Coast Basin Management Action Plan (BMAP). This meeting will provide an opportunity for the public to provide their comments to the Department of Environmental Protection regarding the Final Draft Everglades West Coast BMAP. The BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs). The primary topic of discussion during this meeting will be the ongoing process of BMAP development.

A copy of the agenda may be obtained by contacting: Beth Alvi, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8559.

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: Beth Alvi at (850)245-8559. 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 ENVIRONMENTAL PROTECTION

The Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: October 24, 2012, 1:30 p.m.

PLACE: South West Florida Regional Planning Council, 1926 Victoria Avenue, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a general public meeting of interested stakeholders to discuss issues related to the Caloosahatchee Estuary Basin Management Action Plan (BMAP). This meeting will provide an opportunity for the public to provide their comments to the Department of Environmental Protection regarding the Final Draft Caloosahatchee Estuary BMAP. The BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs). The primary topic of discussion during this meeting will be the ongoing process of BMAP development.

A copy of the agenda may be obtained by contacting: Beth Alvi, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8559.

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: Beth Alvi at (850)245-8559. 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

Athletic Trainers

The Board of Athletic Training announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 30, 2012 at 10:00 a.m.

PLACE: (850) 245-4474 to inquire about call-in number

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Athletic Training, 4052 Bald Cypress Way, BIN #C08, Tallahassee, FL 32399-3258. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800) 955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850) 245-4474 at least one week prior to meeting date.

DEPARTMENT OF HEALTH

Division of Health Access and Tobacco

The Division of Community Health Promotion, Tobacco Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday November 26, 2012, from 9:00 a.m. to 10:30 a.m.

PLACE: 1-888-670-3525, Conference Code 7946655491

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a telephonic meeting of the Tobacco Advisory Council established by Florida Statute 381.84. The council meets to provide advice to the Department of Health relating to the Comprehensive Tobacco Education and Use Prevention Program.

A copy of the agenda may be obtained by contacting: Haley Allen at (850)245-4444 X2461 or Haley_Allen@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 2 days before the workshop/meeting by contacting: Haley Allen at (850)245-4444 X2461 or Haley_Allen@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).

For more information, you may contact: Haley Allen at (850) 245-4444 X2461 or Haley_Allen@doh.state.fl.us

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-22.001: General Information

65C-22.002: Physical Environment

65C-22.003: Training

65C-22.004: Health Related Requirements

65C-22.005: Food and Nutrition

65C-22.006: Record Keeping

65C-22.007: Evening Child Care

65C-22.008: School Age Child Care

65C-22.009: Gold Seal Quality Care Program

65C-22.010: Enforcement

The Department of Children and Families announces a hearing to which all persons are invited.

DATE AND TIME: 1. November 27, 2012 8:30 a.m. – 10:30 a.m.;

2. November 28, 2012 9:00 a.m. – 11:00 a.m.;

3. November 30, 2012 9:00 a.m. – 11:00 a.m.

PLACE:

1. Early Learning Coalition of Miami-Dade/Monroe, 2555 Ponce de Leon Boulevard, Fifth Floor Board Room, Coral Gables, Florida 33134

2. Institute of Early Childhood Professionals 8413 Laurel Fair Circle, Suite 100 Tampa, Florida 33610

3. Department of Children and Families 1317 Winewood Boulevard Building 4, Tallahassee, Florida 32399-0700

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Children and Families previously cancelled three public hearings due to Tropical Storm Isaac. This notice will serve as notification to the public of the re-scheduled hearing dates/times. The public hearings pertain to the Department's proposed rule changes to Chapter 65C-22 Florida Administrative Code. The proposed rule language reflects revisions to the following areas: food service, indoor square footage, background screening, fire safety/emergency

preparedness, planned activities, crib safety, in-service training, and after-school programs that do not require licensure by the Department.

A copy of the agenda may be obtained by contacting: Child Care Regulation Program Office, 1317 Winewood Boulevard, Building 6, 3rd Floor, Tallahassee, Florida 32399-0700, (850) 488-4900.

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: Child Care Regulation Program Office, 1317 Winewood Boulevard, Building 6, 3rd Floor, Tallahassee, Florida 32399-0700, (850)488-4900. 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: Dinah Gallon (850)488-4900. The Department will receive comments through close of business December 7, 2012. Comments may be sent to the following email address: dinah_gallon@dcf.state.fl.us

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

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

DATE AND TIME: October 29, 2012, 9:00 a.m.

PLACE: 620 S. Meridian St., Tallahassee, FL, Room 329

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Wildlife Legacy meeting to discuss goal focused projects that will be submitted for technical review.

A copy of the agenda may be obtained by contacting: Stasey Whichel, State Wildlife Grant Program Coordinator at 850/488-3831.

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 at (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).

CENTER FOR INDEPENDENT LIVING OF SOUTH FLORIDA, INC.

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

DATE AND TIME: Saturday, November 17, 2012, 12:00 Noon - 2:00 p.m.

PLACE: 6660 Biscayne Boulevard, Miami, FL 33138

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting of the Board of Directors of the Center for Independent Living of South Florida, Inc. The Finance Committee and other ad hoc committees will meet 11:00 a.m. – 12:00 Noon, prior to the Board Meeting.

If alternative format (Braille, large print, electronic or audiotape), ASL interpreter, or other accommodation is required, please request at least 14 days in advance of the meeting date. RSVP to: Mary@soflacil.org or call: (305)751-8025, (TDD) (305)751-8891.

A copy of the agenda may be obtained by contacting: Mary@soflacil.org or call (305)751-8025, ext. 110.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

NONE

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:

NONE

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

NONE

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

NONE

Section XII
Miscellaneous

DEPARTMENT OF ECONOMIC OPPORTUNITY
 Division of Community Development
 Final Order No. DEO-12-129

DEPARTMENT OF ECONOMIC OPPORTUNITY
 In re: A LAND DEVELOPMENT REGULATION
 ADOPTED BY ISLAMORADA, VILLAGE OF
 ISLANDS, FLORIDA, ORDINANCE NO.12-07

FINAL ORDER

APPROVING ISLAMORADA ORDINANCE NO. 12-07

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and 380.0552(9), Fla. Stat. (2012), approving land development regulations adopted by Islamorada, Village of Islands, Florida, Ordinance No. 12-07 (the “Ordinance”).

FINDINGS OF FACT

1. The Florida Keys Area is designated by § 380.0552, Fla. Stat., as an area of critical state concern. Islamorada, Village of Islands, is a local government within the Florida Keys Area.

2. The Ordinance was adopted by Islamorada, Village of Islands, on July 12, 2012, and rendered to the Department on August 16, 2012.

3. The Ordinance amends Chapter 30, Land Development Regulations, Article II Rules of Construction and Definitions, Section 30-32 Specific Definitions, and Article V Schedule of District Use and Development Standards, Division 4 Accessory Uses and Structures, by permitting accessory uses and structures on adjacent parcels of land, and providing that U.S. 1 and canals destroy adjacency.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. §§ 380.05(6) and (11) and § 380.0552(9), Fla. Stat.

5. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations adopted by the Ordinance are land development regulations.

6. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that

area. §§ 380.05(6) and 380.0552(9), Fla. Stat. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in § 380.0552(7), Fla. Stat.

7. The Ordinance is consistent with the Principles for Guiding Development as a whole, and specifically furthers the following Principle:

(a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.

8. The Ordinance is consistent with Objective 1-4.2 and Policy 1-4.2.1 of the Islamorada, Village of Islands, Comprehensive Plan.

WHEREFORE, IT IS ORDERED that Islamorada, Village of Islands, Ordinance No. 12-07 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/

J. THOMAS BECK, AICP
Director, Division of Community Development
Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY’S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR

PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT

REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON STREET, MSC 110
TALLAHASSEE, FLORIDA 32399-4128.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 15th day of October, 2012.

_____/s/_____
Miriam Snipes, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128
Telephone: 850-717-8531

Edward Koconis, Director
Planning and Development Services
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

Debra E. Eastman, MMC
Village Clerk
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

By U.S. Mail:

Honorable Michael Reckwerdt
Mayor, Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

By Hand Delivery or Interagency Mail:

Rebecca Jetton, ACSC Administrator, DEO Tallahassee
Sherry A. Spiers, Assistant General Counsel, DEO Tallahassee

Section XIII
Index to Rules Filed During Preceding Week

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**RULES FILED BETWEEN October 8, 2012
 and October 12, 2012**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF REVENUE

Division of Ad Valorem Tax

12D-1.009	10/12/12	11/1/12	38/14	
12D-1.010	10/12/12	11/1/12	38/14	
12D-2.001	10/12/12	11/1/12	38/14	
12D-5.004	10/12/12	11/1/12	38/14	
12D-5.014	10/12/12	11/1/12	38/14	
12D-7.0055	10/12/12	11/1/12	38/14	38/21
12D-7.006	10/12/12	11/1/12	38/14	
12D-7.013	10/12/12	11/1/12	38/14	
12D-7.0142	10/12/12	11/1/12	38/14	
12D-7.0143	10/12/12	11/1/12	38/14	
12D-7.019	10/12/12	11/1/12	38/14	38/21
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12D-16.001	10/12/12	11/1/12	38/14	
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12D-17.005	10/12/12	11/1/12	38/14	
12D-17.006	10/12/12	11/1/12	38/14	
12D-18.012	10/12/12	11/1/12	38/14	

REGIONAL PLANNING COUNCILS

Treasure Coast Regional Planning Council

29K-2.006	10/9/12	10/29/12	38/31	
29K-3.001	10/9/12	10/29/12	38/31	

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

40D-21.275	10/10/12	10/30/12	38/34	
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AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid Program Office

59G-6.020	10/10/12	10/30/12	38/29	
59G-6.030	10/10/12	10/30/12	38/29	

DEPARTMENT OF MANAGEMENT SERVICES

Division of Administrative Hearings

60Q-6.102	10/11/12	10/31/12	38/32	
60Q-6.103	10/11/12	10/31/12	38/32	
60Q-6.104	10/11/12	10/31/12	38/32	
60Q-6.106	10/11/12	10/31/12	38/32	
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60Q-6.125	10/11/12	10/31/12	38/32	
60Q-6.126	10/11/12	10/31/12	38/32	
60Q-6.127	10/11/12	10/31/12	38/32	

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

61C-1.001	10/12/12	11/1/12	38/34	
61C-1.008	10/12/12	11/1/12	38/35	
61C-4.0161	10/12/12	11/1/12	38/29	

Board of Architecture and Interior Design

61G1-13.001	10/8/12	10/28/12	38/35	
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FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

68D-24.164	10/8/12	10/28/12	38/16	38/37
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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LIST OF RULES AWAITING LEGISLATIVE APPROVAL
PURSUANT TO (CHAPTER 2010-279, LAWS OF
FLORIDA)

FINANCIAL SERVICES COMMISSION

Financial Institution Regulation

69U-105.206	10/9/12	10/29/12	38/27	
69U-120.004	10/9/12	10/29/12	38/27	
69U-120.009	10/9/12	10/29/12	38/27	
69U-140.008	10/9/12	10/29/12	38/27	
69U-140.015	10/9/12	10/29/12	38/27	

Finance

69V-160.025	10/9/12	10/29/12	38/27	
69V-560.802	10/9/12	10/29/12	38/27	

Securities

69W-500.004	10/9/12	10/29/12	38/27	
69W-500.007	10/9/12	10/29/12	38/27	
69W-500.013	10/9/12	10/29/12	38/27	
69W-600.001	10/9/12	10/29/12	38/27	
69W-600.004	10/9/12	10/29/12	38/27	
69W-600.008	10/9/12	10/29/12	38/27	
69W-700.019	10/9/12	10/29/12	38/27	
69W-800.001	10/9/12	10/29/12	38/27	

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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