

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

### DEPARTMENT OF ENVIRONMENTAL PROTECTION

#### Beaches and Coastal Systems

RULE NOS.:	RULE TITLES:
62B-36.001	Purpose
62B-36.002	Definitions
62B-36.003	Policy
62B-36.005	Annual Funding Requests
62B-36.006	Project Ranking Procedure
62B-36.007	Project Cost Sharing
62B-36.009	Project Agreements

**PURPOSE AND EFFECT:** Establishes funding request procedures, project ranking criteria, cost sharing procedures and project agreement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Implement the new inlet management priorities and procedures set forth in Section 161.143, F.S., and make other changes to improve program implementation. Further, the amendments to the Chapter will incorporate recommendations made by the Beach Management Working Group.

**RULEMAKING AUTHORITY:** 161.101(21), 161.143(6), 161.161(7) FS.

**LAW IMPLEMENTED:** 161.091(1), (2), (3), 161.101(1), (2), (8), (9), (11), (12), (14), (15), (16), (17), (18), (19), (20), 161.142(1), (2), (4), (5), (6), (7), 161.143(1), (2), (3), (4), (5), 161.161(1), (2), (6) FS.

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

**DATE AND TIME:** December 18, 2012, 9:00 a.m.

**PLACE:** The Florida Department Of Environmental Protection, 4708 Capital Circle, Training Room, Tallahassee, FL, 32304

Participants may register for the live Webinar at <https://www2.gotomeeting.com/register/400983474>. The workshop will also be available via teleconference at: (888)670-3525, PIN 5509213632#.

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 Bureau of Personnel Services at (850)245-2511. 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:** Kamie Carney, Department of Environmental Protection, Mail Station #300, 3900 Commonwealth Blvd., Tallahassee, Florida

32399-3000, (850)488-7816, or [kamie.carney@dep.state.fl.us](mailto:kamie.carney@dep.state.fl.us). The draft is also located online at <http://www.dep.state.fl.us/beaches/rule-dev.htm>

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 MANAGEMENT SERVICES

#### Commission on Human Relations

RULE NO.:	RULE TITLE:
60Y-2.005	General Information

**PURPOSE AND EFFECT:** The proposed rule amendment seeks to delete unnecessary information from rule Title 60Y and clarify other phrases within the rule because it is not necessary to name a particular person as the Clerk of the Commission. The effect will be to eliminate all personal identifications within the rules.

**SUMMARY:** The rule chapter language is being amended to delete unnecessary information and clarify the meaning the rest of the rule.

**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 discussions of the amendment of this rule, and based upon the experience and expertise of the Executive Director, it was determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature.

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:** 760.06(12) FS.

**LAW IMPLEMENTED:** 120.54, 760.06 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cheyanne Costilla, Acting General Counsel, Florida Commission on Human Relations, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301-2009

THE FULL TEXT OF THE PROPOSED RULE IS:

60Y-2.005 General Information.

(1) through (4) No change.

(5) All complaints, petitions and appeals from Commission action may be filed electronically by facsimile or at the Commission’s website found at <http://fchr.state.fl.us>. The original physically signed document shall be sent the same day by U.S. Mail. The party who elects to file a document by electronic transmission shall be responsible for any delay, disruption, or interruption of the electronic signals and must accept full risk that the document may not be properly filed with the Commission as a result. The filing date for an electronically transmitted document shall be the date the Commission receives the complete document. All complaints may be sent by facsimile to ~~the Manager of Customer Service~~ at (850)488-5291. All petitions and appeals from Commission action may be sent by facsimile to ~~the Clerk~~ at (850)487-4957.

(6) Requests for information or any questions are to be directed ~~The Clerk~~ to the Commission ~~at is Violet Crawford, Clerk to the Commission~~, 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301-4857, or call phone number (850)488-7082.

Rulemaking Specific Authority 760.06(12) FS. Law Implemented 120.54, 760.06 FS. History–New 11-2-78, Formerly 22T-6.05, 22T-6.005, Amended 12-31-03, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cheyanne Costilla

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michelle Wilson

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 31, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 30, 2012

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-304.330 RULE TITLE: Pensacola Bay Basin TMDLs

PURPOSE AND EFFECT: The purpose of the rule is to adopt a Total Maximum Daily Loads (TMDL), and its allocations, for nutrients to address low dissolved oxygen in the Pensacola Bay Basin.

SUMMARY: This TMDL addresses certain dissolved oxygen impairments in the Pensacola Bay Basin. Specifically, the TMDL rule being proposed for adoption is for Judges Bayou (freshwater). This waterbody was verified as impaired using the methodology established in Chapter 62-303, F.A.C., Identification of Impaired Surface Waters. The methodology

used to develop these TMDLs was the percent reduction method. This rulemaking has been given an OGC case number 12-1680.

**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.

While Section 120.541, F.S., does not necessitate the preparation of a SERC in such instance, the Department has chosen to prepare a SERC for this proposed TMDL to assist in the determination of whether any costs are incurred as a result of the TMDL, and if so, how much.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs.

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: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jan Mandrup-Poulsen, Division of Environmental Assessment and Restoration, Bureau of Watershed Restoration, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8448

THE FULL TEXT OF THE PROPOSED RULE IS:

62-304.330 Pensacola Bay Basin TMDLs.

(1) through (8) No change.

(9) Judges Bayou (freshwater). The TMDL for the freshwater sections of Judges Bayou is a 74 percent reduction in total nitrogen (TN) to address a dissolved oxygen impairment, and is allocated as follows:

(a) The WLA for wastewater sources is not applicable.

(b) The WLA for discharges subject to the Department’s NPDES Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the TN target which, based on reference stream concentrations for the 2003-2010 period, will require a 74 percent reduction of TN for sources contributing to the dissolved oxygen impairment, and

(c) The LA for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the TN target which, based on reference

stream concentrations from the 2003 to 2010 period, will require a 74 percent reduction of TN for sources contributing to the dissolved oxygen impairment.

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN has been expressed as the percent reductions needed to attain the applicable Class III dissolved oxygen criterion, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream TN concentration. However, it is not the intent of the TMDL to abate natural background conditions.

Rulemaking Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History—New 6-3-08, Amended 11-14-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Drew Bartlett, Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel Vinyard Jr., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 19, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 23, 2011

#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-304.330  
RULE TITLE: Pensacola Bay Basin TMDLs

PURPOSE AND EFFECT: The purpose of the rule is to adopt Total Maximum Daily Loads (TMDLs), and their allocations, for nutrients based on elevated chlorophyll a concentrations in the Pensacola Bay Basin.

SUMMARY: These TMDLs address certain nutrient impairments in the Pensacola Bay Basin. Specifically, the TMDL rules being proposed for adoption are for Bayou Chico (Marine Portion), Judges Bayou (Marine Portion) and North Escambia Bay. These waterbodies were verified as impaired using the methodology established in Chapter 62-303, F.A.C., Identification of Impaired Surface Waters. The methodology used to develop these TMDLs was the percent reduction method. This rulemaking has been given an OGC case number 12-1359.

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

The Agency has determined that this will 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.

As the actions to restore waterbodies may be dependent upon one another, the estimated costs for Judges Bayou (Marine Portion) and North Escambia Bay were combined into a single SERC.

The Agency has determined that the proposed rule is expected to require legislative ratification based on the statement of estimated regulatory costs.

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: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jan Mandrup-Poulsen, Division of Environmental Assessment and Restoration, Bureau of Watershed Restoration, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8448

THE FULL TEXT OF THE PROPOSED RULE IS:

62-304.330 Pensacola Bay Basin TMDLs.

(1) through (9) No change.

(10) North Escambia Bay and Judges Bayou (marine). The total phosphorus (TP) TMDL for the Pensacola Bay estuary required to restore the marine sections of North Escambia Bay and Judges Bayou is 601,345 lbs/year, a 35 percent reduction in TP from the 2002-2009 period to address nutrient impairments. The existing total nitrogen (TN) loading to the Pensacola Bay estuary is 16,795,853 lbs/year, and no reduction is required. The TMDL is allocated as follows:

(a) The WLA for wastewater sources discharging to the lower Escambia River and areas adjacent to the impaired waters is divided between Gulf Power Company (NPDES permit FL0002275), Pace Water System, Inc (NPDES permit FL0102202), and Ascend Performance Materials LLC (NPDES permit FL0002488). The allocation to Gulf Power Company for TP is 2,852 lbs/year and 21,392 lbs/year for TN. The allocation to Pace Water System, Inc. for TP is 3,852 lbs/year and 32,052 lbs/year for TN. The allocation to Ascend Performance Materials, LLC for TP is 5,147 lbs/year and 73,171 lbs/yr for TN.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the TP and TN targets which, based on modeled concentrations for the 2002 - 2009 period, will require a 35 percent reduction of TP and a 0 (zero) percent reduction in TN for sources contributing to the nutrient impairment, and

(c) The LA for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the TN and TP targets which, based on modeled concentrations from the 2002 to 2009 period, will require a 35 percent reduction of TP and a 0 (zero) percent reduction in TN for sources contributing to the nutrient impairment.

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP have been expressed as the percent reductions or loads needed to attain the applicable Class III nutrient criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream TN and TP concentrations. However, it is not the intent of the TMDL to abate natural background conditions.

(f) The Department will establish the detailed allocation for sources in paragraphs (b) and (c) above, pursuant to paragraph 403.067(6)(b), Florida Statutes.

(11) Bayou Chico (marine). The TMDL for the marine sections of Bayou Chico is a 30 percent reduction in total nitrogen (TN) and a 30 percent reduction for total phosphorus (TP) to address a nutrient impairment, and is allocated as follows:

(a) The WLA for wastewater sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the TN and TP targets which, based on modeled concentrations for the 2002-2009 period, will require a 30 percent reduction of both TN and TP for sources contributing to the nutrient impairment, and

(c) The LA for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the TN and TP targets which, based on modeled concentrations from the 2002 to 2009 period, will require a 30 percent reduction of both TN and TP for sources contributing to the nutrient impairment.

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP have been expressed as the percent reductions needed to attain the applicable Class III nutrient criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream TN and TP concentrations. However, it is not the intent of the TMDL to abate natural background conditions.

Rulemaking Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History—New 6-3-08, Amended 11-14-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Drew Bartlett, Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel T. Vinyard Jr., Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 19, 2012  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 23, 2011

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: 64B16-30.001  
RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the guidelines to provide penalty guidelines for animal control shelters pursuant to legislative changes in Section 828.055, F.S.

SUMMARY: Pursuant to legislative changes to Section 828.055, F.S., penalty guidelines for animal control shelters will be provided.

**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: 456.072, 456.079, 465.005 FS.

LAW IMPLEMENTED: 456.072, 456.079 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mark Whitten, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-30.001 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) No change.

(2) The following disciplinary guidelines shall be followed by the board in imposing disciplinary penalties upon licensees and permittees for violation of the below mentioned statutes and rules. For the purposes of this rule, the descriptions of the violations are abbreviated and the full statute or rule cited should be consulted to determine the prohibited conduct.

PENALTY RANGE		
VIOLATION	MINIMUM	MAXIMUM
(a) through (o) No change.		
<u>(p) Violating 828.055, F.S.</u>		
<u>1. Using drugs for animal euthnization for an improper purpose</u>	<u>Reprimand and a fine of \$250</u>	<u>Revocation</u>
<u>2. Failing to take reasonable precautions against misuse, theft, loss or diversion</u>	<u>Reprimand and a fine of \$250</u>	<u>Revocation</u>
<u>3. Failing to detect or to report a significant loss, theft, or inventory shortage of drugs</u>	<u>Reprimand and a fine of \$250</u>	<u>Revocation</u>
<u>4. Failing to follow the rules of the Board regarding proper storage and handling of drugs</u>	<u>Reprimand and a fine of \$250</u>	<u>Revocation</u>
<u>5. Violating any provision of Section 828.055, chapter 465, chapter 499, F.S., or any rule adopted under those chapters</u>	<u>Reprimand and a fine of \$250</u>	<u>Revocation</u>

(3) through (4) No change.

Rulemaking Authority 456.072, 456.079, 465.005, 828.055 FS. Law Implemented 456.072, 456.079 FS. History--New 3-1-87, Amended 5-11-88, Formerly 21S-17.001, 21S-30.001, 61F10-30.001, Amended 6-26-95, 1-30-96, Formerly 59X-30.001, Amended 12-3-97, 11-15-98, 5-3-00, 1-2-02, 11-29-06, 9-26-12, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Pharmacy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 9, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 1, 2012

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-14.0302                      RULE TITLE: Military Service

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 71, November 14, 2012 issue of the Florida Administrative Register.

The notice of proposed rulemaking stated that the proposed rule is not expected to require legislative ratification. The purpose of this correction is to clarify that the Agency has determined that the proposed rule will not require legislative ratification.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-14.0302                      RULE TITLE: Military Service

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. 71, November 14, 2012 issue of the Florida Administrative Register.

Paragraph (1)(a) has been amended to read:

6A-14.0302 Credit for Military Service.

(1) College Credit for Military Training and Education Courses. Each Florida College System institution board of trustees shall adopt a policy that enables students who are or were eligible members of the United States Armed Forces to earn appropriate credit for prior learning through military training, experience, and coursework.

(a) The policy shall include:

1. Specification that credit will be granted to students with military training, experience, or coursework that is recognized by the American Council on Education (ACE).

~~2. Utilization of the ACE Guide to the Evaluation of Educational Experiences in the Armed Services in order to determine equivalency and alignment of military coursework with appropriate Florida College System institution programs and/or courses.~~

~~2.3.~~ Specification that if the course to which the military training or coursework is determined equivalent fulfills a general education or major course or degree program requirement, the credit will apply toward the award as such. Otherwise, credit will be granted to the extent elective credits are needed to fulfill program requirements.

3.4. A receiving Florida public postsecondary institution may accept in transfer any military credit that was previously evaluated and awarded by a Florida public postsecondary institution, and that is appropriate to the student's program of study.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: RULE TITLE:  
40D-8.041 Minimum Flows

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 77, November 26, 2012 issue of the Florida Administrative Register.

Subsection (16)(b) of the proposed rule for the Chassahowitzka River System had the wrong percentage in the last sentence. The last sentence should instead read:

The Minimum Flow at any point downstream from this Gage is measured as the previous day's natural flow at that point minus 3%.

In addition, paragraph (16)(c) of the proposed rule had the incorrect duration of time. The sentence should instead read:

The District will reevaluate the Minimum Flow within six years of adoption of this rule.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: RULE TITLE:  
40D-8.041 Minimum Flows

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 77, November 26, 2012 issue of the Florida Administrative Register.

Paragraph (17)(c) of the proposed rule for the Homosassa River System had the incorrect duration of time. The sentence should instead read:

The District will reevaluate the Minimum Flow within six years of adoption of this rule.

**DEPARTMENT OF HEALTH**

**Board of Massage**

RULE NO.: RULE TITLE:  
64B7-25.004 Endorsements

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 20, May 18, 2012 issue of the Florida Administrative Register has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Massage**

RULE NO.: RULE TITLE:  
64B7-28.009 Continuing Education

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 15, April 13, 2012 issue of the Florida Administrative Register has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Massage**

RULE NO.: RULE TITLE:  
64B7-28.0095 Continuing Education for Pro Bono Services

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 15, April 13, 2012 issue of the Florida Administrative Register has been withdrawn.

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**Section IV  
Emergency Rules**

**NONE**

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 21, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Northview Student Housing. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 2.20.4, 2.18.5 and 8.11.2.1.3(cc)(1) & (3) as adopted by 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm 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 (VW2012-378).

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

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 26, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Shell Point village. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 101.2, and 102.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators equipment in machine rooms and installation of electrical equipment and wiring in hoistways and machine rooms 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 2012-381).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 27, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Antioch Manor Apartments. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 303.3d, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators supply line shut off valve 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 2012-384).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 21, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Reitz Union. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by

Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators operations 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 2012-379).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 21, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Orange Park Medical Center. Petitioner seeks an emergency variance of the requirements of ASME A17.1a Section 2.8.4.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators air conditioning operations 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 2012-380).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 21, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Orange Park Medical Center. Petitioner seeks an emergency variance of the requirements of ASME A17.1a Section 2.8.4.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators air conditioning 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 2012-380).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 26, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Sea Coast Garden 3. Petitioner seeks an emergency variance of the requirements of ASME A17.3 Section 3.3.2 and an unspecified Section of ASME A17.1a, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators platform guards 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 2012-382).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 26, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Sea Coast Garden 2. Petitioner seeks an emergency variance of the requirements of ASME A17.3 Section 3.3.2 and an unspecified Section of ASME A17.1a, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators platform guards 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 2012-383).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012, the Department issued a Final Order that was in response to a Petition for Variance from Tropical Suites, filed November 15, 2012, and advertised on November 16, 2012 in Vol. 38, No. 73, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 5.2.1.12, ASME A17.1b, 1998 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators hoistway door locking devices and electric contacts and hoistway access switches because the Petitioner has not demonstrated that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-363).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850) 488-1133.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012, the Department issued a Final Order that was in response to a Petition for Variance from Sierra Grande Condominium, filed September 19, 2012, and advertised on September 28, 2012 in Vol. 38, No. 39, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 2.2.2.5, 2.27.8, and 2.27.1.1.6, ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators sump pump, emergency communications and switch keys because the Petitioner has not demonstrated that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-305).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.



## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012, the Department issued a Final Order that was in response to a Petition for Variance from Millenia Mall Macy's Store, filed September 7, 2012 and advertised on September 21, 2012 in Vol. 38, No. 38, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 6.1.5.3.1(d), ASME A17.1, 1998 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators brake data tag because the Petitioner has not demonstrated why setting the torque would meet intent of the code or that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-297).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012 the Division issued an order. The Final Order was in response to a Petition for a Variance from Sago Cay Apartments, filed November 19, 2012, and advertised on November 21, 2012 in Vol. 38, No. 76, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.18.5, and 8.11.2.1.3(cc)(1)&2), ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators from the requirement of suspension and governor ropes be no less than 9.5mm, 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 2012-372).

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

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012 the Division issued an order. The Final Order was in response to a Petition for a Variance from University of Central Florida, Academic Village II, filed November 8, 2012, and advertised on November 15, 2012 in Vol. 38, No. 72, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 2.24.2.1, ASME A17.1b, 2009 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code from the requirement of the use of a 9.5 mm steel rope and requirement of a metallic sheave 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 2012-359).

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

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012 the Division issued an order. The Final Order was in response to a Petition for a Variance from Boca Entrada I Condominium, filed November 16, 2012 and advertised on November 21, 2012 in Vol. 38, No. 76, of the Florida Administrative Register. 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 Chapter 30, Section 3001.2 Florida Building Code 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 2012-371).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012 the Division issued an order. The Final Order was in response to a Petition for a Variance from St. Vincent's Medical Center, Utility Bldg, filed September 20, 2012, and advertised on October 1, 2012 in Vol. 38, No. 40, of the Florida Administrative Register. 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 Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators for firefighters' emergency operations until August 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 2012-311).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012 the Division issued an order. The Final Order was in response to a Petition for a Variance from St. Vincent's medical Center, Seton Hall, filed September 20, 2012, and advertised on October 1, 2012 in Vol. 38, No. 40, of the Florida Administrative Register. 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 Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires

upgrading the elevators for firefighters' emergency operations until August 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 2012-310).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012 the Division issued an order. The Final Order was in response to a Petition for a Variance from Seascape Condominium, filed November 16, 2012, and advertised on November 21, 2012 in Vol. 38, No. 76, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 303.3d, ASME A17.1a, 1982 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires providing a shut-off valve in the machine room until October 1, 2013 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 2012-370).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012 the Division issued an order. The Final Order was in response to a Petition for a Variance from Mayo Hospital-Main Hospital Building, filed November 9, 2012 and advertised on November 15, 2012 in Vol. 38, No. 72, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.2.2.5, ASME A17.1, 2005 edition, as adopted by Chapter 30, Section

3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators sump without a pump 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 2012-361).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012 the Division issued an order. The Final Order was in response to a Petition for a Variance from Holiday Surf and Racquet Club, filed November 8, 2012 and advertised on November 15, 2012 in Vol. 38, No. 72, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.4.7.1, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators top of car clearance 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 2012-358).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On November 28, 2012 the Division issued an order. The Final Order was in response to a Petition for a Variance from Ft. Pierce Utilities (2), filed November 16, 2012, and advertised on November 21, 2012 in Vol. 38, No. 76, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.3.2,

3.4.5(d), 3.10.4(u), ASME A17.3, 1996 edition, and Rule 106.1c(1), ASME 17.1 1980 edition as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators platform guards, car illumination, illumination of pits and emergency stop switch until November 15, 2013 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 2012-367).

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

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Historical Resources

The Friends of Mission San Luis, Inc announces a public meeting to which all persons are invited.

DATE AND TIME: December 20, 2012, 6:00 p.m.

PLACE: Mission San Luis, 2100 W. Tennessee St., Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will discuss finances, co-sponsorship policy, recognition program, Spain, fundraising and other Friends business.

A copy of the agenda may be obtained by contacting: Cookie.Stevens@dos.myflorida.com.

DEPARTMENT OF LEGAL AFFAIRS

The Florida Commission on the Status of Women announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, December 12, 2012, 10:00 a.m. – 12:00 noon

PLACE: Please Call: (850)414-3300, for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report 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, (800)955-8771 (TDD) or (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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#### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

##### Division of Administration

The Florida Agriculture Center and Horse Park Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 13, 2012, 4:00 p.m. and 5:00 p.m.

PLACE: Holiday Inn Express, 3600 S.W. 38th Avenue, Ocala, Florida 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: The executive committee will meet at 4:00 p.m. to discuss general board business. The entire board will meet at 5:00 p.m. to discuss general board business.

A copy of the agenda may be obtained by contacting: Shawn Doherty, Executive Director, at (352)307-6699, ext 5.

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: Shawn Doherty, Executive Director, at (352)307-6699, ext 5. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800) 955-8770 (Voice).

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#### DEPARTMENT OF EDUCATION

##### Education Practices Commission

The Education Practices Commission announces a hearing to which all persons are invited.

DATES AND TIMES: A Teacher Hearing Panel will begin at 9:00 a.m. or as soon thereafter as can be heard on December 13, 2012. An Administrator Hearing Panel will begin at 8:30

a.m. or as soon thereafter as can be heard on December 14, 2012. A Business Meeting will begin at 9:00 a.m. or as soon thereafter as can be heard on December 14, 2012.

PLACE: Hilton Garden Inn Tallahassee Central, 1330 South Blairstone Road, Tallahassee, Florida 32301; (850)893-8300

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 at (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 at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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: Janice Harris or Kathleen M. Richards at (850)245-0455.

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#### STATE BOARD OF ADMINISTRATION

The Compensation Subcommittee of the Investment Advisory Council (IAC) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 10, 2012, 10:30 a.m. until conclusion of business.

PLACE: The Hermitage Centre, Conference Room 116, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Organizational meeting of the Compensation Subcommittee of the IAC. The IAC is guiding and overseeing a compensation study to ensure interests are aligned and human capital risk issues prudently are addressed.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration, (850)413-1253 or [diane.bruce@sbafla.com](mailto:diane.bruce@sbafla.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: James Linn, (850)413-1166 or [james.linn@sbafla.com](mailto:james.linn@sbafla.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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## REGIONAL PLANNING COUNCILS

## Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: December 10, 2012, 10:00 a.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 Tampa Bay Regional Planning Council's Annual Meeting.

A copy of the agenda may be obtained by contacting: [www.tbrpc.org](http://www.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 Krahl, (727)570-5151, ext. 22. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, (727)570-5151, ext. 22.

## REGIONAL PLANNING COUNCILS

## South Florida Regional Planning Council

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

DATE AND TIME: Monday, December 17, 2012, 12:00 Noon

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and review the Revolving Loan Fund loan applications.

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: South Florida Regional Planning Council, (954)985-4416. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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: Cheryl Cook at (954)985-4416 or [cherylc@sfrpc.com](mailto:cherylc@sfrpc.com).

## DEPARTMENT OF CORRECTIONS

The Florida Department of Corrections announces a public meeting to which all persons are invited.

DATE AND TIME: December 19, 2012, 10:00 a.m.

PLACE: Florida Department of Corrections Headquarters Building, 501 South Calhoun Street, Tallahassee, Florida, Computer Lab Room G4

GENERAL SUBJECT MATTER TO BE CONSIDERED: Under the authority of the Florida Criminal Justice Standards and Training Commission, Criminal Justice Standards and Training Trust Fund Region XVI, announces a regular schedule meeting of the Region XVI Training Council. The primary business of the meeting will be to discuss training and budget issues.

A copy of the agenda may be obtained by contacting: Florida Department of Corrections, attention Oscar Paz Soldan, Bureau of Staff Development and Training, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.

## DEPARTMENT OF VETERANS' AFFAIRS

The Florida Veterans' Hall of Fame Council announces a public meeting to which all persons are invited.

DATE AND TIME: December 11, 2012, 10:00 a.m. or soon thereafter, until completion.

PLACE: 400 South Monroe Street, The Capitol Building, Room 2107, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to organize the Council and conduct the regular business of the Council.

A copy of the agenda may be obtained by contacting: FDVA's website: <http://www.floridavets.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 5 days before the workshop/meeting by contacting: Fax a written request to Darryl Griffin, FDVA at (850)488-4001. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

For more information, you may contact: Darryl Griffin, FDVA at (850)487-1533, ext. 7713.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

## Florida Building Commission

The Florida Building Commission, "the Commission", Code Administration Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: January 10, 2013, 1:00 p.m. until completion.

PLACE: meetings to be conducted using communications media technology, specifically Webinar/Teleconference. You must log into the Webinar for visual access and the Teleconference for audio access.

TELECONFERENCE NUMBER: (888)670-3525 Code: 2977013986

WEBINAR: To join the online meeting (Now from mobile devices!)

1. Go to <https://suncom.webex.com/suncom/j.php?ED=164746172&UID=1290435632&RT=MIMxMQ%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".
5. Follow the instructions that appear on your screen.

Public point of access: Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss comments received during the Second Comment Period process of the update to the 2013 Florida Building Code and other business for the Commission:

A copy of the agenda may be obtained by contacting: Ms. Marlita Peters, Building Codes and Standards Office, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call (850)487-1824 or visit our website at [www.floridabuilding.org](http://www.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, Department of Community Affairs, 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, (800)955-8771 (TDD) or (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: Ms. Marlita Peters, Building Codes and Standards Office, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or Fax (850)414-8436; website: [www.floridabuilding.org](http://www.floridabuilding.org).

The Department of Environmental Protection, Division of Water Resource Management, announces a workshop to which all persons are invited.

DATE AND TIME: December 14, 2012, 10:00 a.m. (EDT)

PLACE: This workshop will be broadcast via webinar. Parties can register to attend the webinar via their personal computers with audio by telephone (regular long distance telephone charges will apply) or by speakers connected to their computer (no telephone charges will apply). Webinar registration is via <https://www2.gotomeeting.com/register/140650314>.

Alternatively, persons may view the webinar at the following location where staff will be present to accept comments: Department of Environmental Protection, Bob Martinez Bldg., Rm. 609, 2600 Blair Stone Rd., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Environmental Protection (DEP), in coordination with the five Water Management Districts (WMDs), is conducting rulemaking to develop statewide environmental resource permitting (ERP) rules. This rulemaking is authorized under Section 373.4131, F.S. The ERP rules govern the construction, alteration, operation, maintenance, repair, abandonment, and removal of stormwater management systems, dams, impoundments, reservoirs, appurtenant works, or works, including dredging and filling in wetlands and other surface waters, or combinations thereof. The public is invited to provide comments on the proposed Chapter 62-330, F.A.C., "Environmental Resource Permitting," together with its associated forms, fees, and Applicant's Handbook Volumes I and II. The rules rely primarily upon existing rules of DEP and WMDs, which have been combined and revised as necessary to achieve a more consistent, effective, and streamlined approach to implement the ERP program throughout the state.

A copy of the agenda may be obtained by contacting: Alice Heathcock, Department of Environmental Protection at 2600 Blair Stone Rd., MS 2500, Tallahassee, FL 32399-2400, (850) 245-8483, or [alice.heathcock@dep.state.fl.us](mailto:alice.heathcock@dep.state.fl.us). The agenda and workshop information will be posted on the DEP Public Notice Calendar at [http://www.dep.state.fl.us/public\\_notices/default.htm](http://www.dep.state.fl.us/public_notices/default.htm). (OGC #12-1058).

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: Mary VanTassel at (850)245-8474. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

For more information, you may contact: Alice Heathcock. In addition, DEP has established an Internet site (<http://www.dep.state.fl.us/water/wetlands/swerp/index.htm>) to provide information about the rulemaking, including a link to a forum to accept comments from the public. A link to that site also

DEPARTMENT OF ENVIRONMENTAL PROTECTION

exists on the draft rules site at [http://www.dep.state.fl.us/water/rules\\_dr.htm#erp](http://www.dep.state.fl.us/water/rules_dr.htm#erp). Comments also may be submitted to Alice Heathcock at the above mailing or email address.

DEPARTMENT OF HEALTH

Board of Respiratory Care

The Department of Health, Board of Respiratory Care announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 11, 2013, 8:30 a.m. E.S.T. or soon thereafter.

PLACE: By Conference Call: (888)670-3525. After dialing the meet me number, when prompted, insert the participant code 6808029433 followed by the # sign in order to join the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Department of Health, Respiratory Care, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255; by calling the board office at (850)245-4373, ext 3476, or by visiting our website at [www.doh.state.fl.us/mqa](http://www.doh.state.fl.us/mqa).

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 office at (850)488-0595. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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 HEALTH

Division of Health Access and Tobacco

RULE NO.: RULE TITLE:

64I-6.002: Program Components

The Florida Department of Health announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 22, 2013, 2:00 p.m. – 4:00 p.m.

PLACE: Conference call number (888)670-3525; participant passcode: 5488072525 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: To identify objectives and obligations of the Physician Workforce Ad Hoc Committee.

A copy of the agenda may be obtained by contacting: [Debbie\\_Reich@doh.state.fl.us](mailto:Debbie_Reich@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 7 days before the workshop/meeting by contacting: [Debbie\\_Reich@doh.state.fl.us](mailto:Debbie_Reich@doh.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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: [Debbie\\_Reich@doh.state.fl.us](mailto:Debbie_Reich@doh.state.fl.us).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES  
Refugee Services

The Miami-Dade Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2012, 10:00 a.m. – 12:00 noon

PLACE: Miami-Dade College, Wolfson Campus, 500 NE 2nd Avenue, Room 3208-9, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Miami-Dade Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947.

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: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

For more information, you may contact: Adria Dilme-Bejel at (305) 377-7518 or Lourdes Dysna-Leconte at (305)376-1947.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES  
Refugee Services

The Orlando Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 12, 2012, 10:00 a.m. – 12:00 Noon

PLACE: TBD

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Orlando Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Pedro Padua at (407)317-7336 or Taddese Fessehayat at (407)317-7335.

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: Pedro Padua at (407)317-7336 or Taddese Fessehayat at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800) 955-8770 (Voice).

For more information, you may contact: Pedro Padua at (407)317-7336 or Taddese Fessehayat at (407)317-7335.

#### DEPARTMENT OF ECONOMIC OPPORTUNITY

The Department of Economic Opportunity (f/k/a the Agency for Workforce Innovation), Reemployment Assistance Claims and Benefits Information System, Executive Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 12, 2012. 10:30 a.m. – 12:00 noon

PLACE: Caldwell Building, Conference room B-49, 107 E. Madison Street, Tallahassee, Florida 32399 or by conference call: (888)670-3525, passcode 1188081993 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular recurring meeting to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/calendar>.

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: Tameka Hudson at (850)921-3324. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

#### GULF CONSORTIUM

The Gulf Consortium, Committee of the Eight Disproportionately Affected Counties announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2012, 12:00 Noon – 1:00 p.m.(CST), or upon completion of the agenda.

PLACE: Walton County Coastal Branch Library, 437 Greenway Trail, Santa Rosa Beach, FL 32459

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Gulf Consortium has formed the Committee of the Eight Disproportionately Affected Counties consisting of a representative from each of the following counties: Wakulla, Franklin, Gulf, Bay, Walton, Santa Rosa, Okaloosa, and Escambia. The purpose of the Committee is to develop an agreed-upon formula by consensus of the Committee members for allocating monies from the Federal RESTORE Act that are not subject to a federal formula but are directed to the Affected Counties. This notice announces the first meeting of the Committee to organize itself and to begin developing the formula.

Please note that some of the members of the Gulf Consortium Committee of the Eight Disproportionately Affected Counties may also be members of the Commission on Oil Spill Response Coordination (the "Commission"). It is possible that Committee members and members of the Commission may discuss items of mutual interest at meetings of either group. The Commission has a scheduled meeting at 9:00 a.m. on December 7, 2012 at the Walton County- South Annex Branch Office, 31 Coastal Centre Blvd, Santa Rosa, FL 32459. The Committee meeting will take place during the lunch break of the Commission Meeting. Notice of the Commission meeting was published in the Florida Administrative Weekly on various dates, including the September 21, 2012 edition. For information on the Commission meetings, contact Amber Siegel at [amber.siegel@tetrattech.com](mailto:amber.siegel@tetrattech.com).

A copy of the agenda may be obtained by contacting: Doug Darling, [DDarling@fl-counties.com](mailto:DDarling@fl-counties.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 3 days before the workshop/meeting by contacting: Doug Darling, [DDarling@fl-counties.com](mailto:DDarling@fl-counties.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

#### CITIZENS PROPERTY INSURANCE CORPORATION

The Citizens Property Insurance Corporation Board of Governors announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2012, 9:00 a.m. – 12:00 Noon

PLACE: The Peabody Orlando, 9801 International Drive, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: financial and committee updates.



A copy of the agenda may be obtained by contacting: our website, [www.citizensfla.com](http://www.citizensfla.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: Barbara Walker at (800)807-7647. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

**CITIZENS PROPERTY INSURANCE CORPORATION**

The Audit Committee of Citizens Property Insurance Corporation announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday December 13, 2012, 12:00 Noon

**PLACE:** Peabody Hotel, International Drive, Orlando.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** as per the agenda.

A copy of the agenda may be obtained by contacting: Betty Veal at (904)407-0440 or the website [www.citizensfla.com](http://www.citizensfla.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: Betty Veal. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

For more information, you may contact: Betty Veal.

**SUNSHINE STATE GOVERNMENTAL FINANCING COMMISSION**

The Sunshine State Governmental Financing Commission announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, December 10, 2012, 9:00 a.m.

**PLACE:** Law Offices of Bryant Miller Olive, 1 SE 3rd Avenue, SunTrust International Center, Suite 2200, Miami, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Board of Directors Meeting.

A copy of the agenda may be obtained by contacting: Richard C. Dowdy, Program Administrator, [ssgfc@embarqmail.com](mailto:ssgfc@embarqmail.com) or [www.ssgfc.com](http://www.ssgfc.com).

**Section VII  
Notices of Petitions and Dispositions  
Regarding Declaratory Statements**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Julie Rawson, Petitioner, In Re: Destin West Beach & Bay Resort Bayside Property Owners Association, Inc., Docket No. 2012036348 on August 20, 2012. The following is a summary of the agency's declination of the petition:

The Division declined to issue a Declaratory Statement because one of the association's members is a commercial condominium association and the Division does not have jurisdiction over commercial condominiums.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

**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**

DEPARTMENT OF EDUCATION

Florida International University

NOTICE TO PROFESSIONAL CONSULTANTS

The Florida International University Board of Trustees announces that Professional Services in the discipline of LANDSCAPE ARCHITECTURE will be required for Continuing Services projects at FIU.

Project Location: Modesto A. Maidique Campus (MMC), Biscayne Bay Campus (BBC), Engineering Center (EC) and other properties in South Florida managed by FIU.

Project Description: This is a Continuing Services Contract to provide professional landscape architecture services for new work, renovations, alterations and additions that have a basic construction budget estimated to be \$2,000,000 or less, or studies for which the fee for professional services is \$200,000 or less. One contract will be awarded to one firm.

Term of Contract: Any contract resulting from the selection of a professional consultant (or consultants) to provide these services shall require the consultant to be available on an as-needed basis for the Fiscal Year, July 1st – June 30th. One (1) contract will be awarded. This contract will be awarded for an initial period of one year with Owner’s option to renew the contract, at its sole discretion, for additional one-year periods, however, in no event to exceed a total of five successive years.

Instructions:

Firms desiring to apply for consideration shall submit a letter of application. The letter of application should have attached:

1. A completed “Florida International University Professional Qualifications Supplement (FIUPQS).” The official FIUPQS forms must be downloaded from the project web site at <http://facilities.fiu.edu/projects/FIULAConsultant.htm>. Applications on any other form will not be considered.

2. A copy of the applicant's current Professional Registration Certificate from the appropriate Governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit nine (9) bound copies of the required proposal data and one CD copy in Adobe Acrobat PDF format of the requested qualifications to: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555 S.W. 17th St., Room CSC142, Modesto A. Maidique Campus, Miami, Florida 33199.

Applications that do not comply with the above instructions will not be considered. Application material will not be returned. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent.

GENERAL REQUIREMENTS: The plans and specifications prepared by the Design Professional are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant 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 consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

FIU HAS CREATED STANDARD CONTRACT FORMS AND STANDARD INSURANCE REQUIREMENTS APPLICABLE TO A/E’S FOR A/E SERVICES TO PROVIDE FOR AN EFFICIENT AND EFFECTIVE PROCESS. THESE FORMS ARE AVAILABLE FOR REVIEW AND CAN BE FOUND AT <http://facilities.fiu.edu/formsandstandards.htm>

ALL APPLICANTS SHOULD REVIEW THE APPLICABLE FIU CONTRACT FORM AND STANDARD INSURANCE REQUIREMENTS CAREFULLY PRIOR TO MAKING A DECISION AS TO WHETHER OR NOT TO RESPOND TO THIS ADVERTISEMENT.

The Project Fact Sheet, describes the selection process schedule for this Project and additional information regarding the Project scope, and may be obtained from the project web site <http://facilities.fiu.edu/projects/FIULAConsultant.htm>

In order to minimize the possibility of unethical pressures or influences on the recommendations of the Selection Committee, direct contact with the committee members is not permitted. Requests for meetings by individual firms will not be granted. Committee members and selection schedule milestone dates can be found in the Project Fact Sheet.

Any question or explanation desired by an applicant regarding the project or any part of the process must be requested in writing to [griffith@fiu.edu](mailto:griffith@fiu.edu) (CC: [mazorras@fiu.edu](mailto:mazorras@fiu.edu)). Responses to questions and requests for information will be posted on the project web site. An effort will be made to respond to all applicant questions; however, the University is not obligated to and may choose not to answer every question. The last day questions or inquiries will be considered prior to final interviews for this project is Friday, February 8th, 2013 at 12:00 p.m.

Should a change in schedule become necessary, updated information will be posted on the project web site <http://facilities.fiu.edu/projects/FIULAConsultant.htm>. All future notices will be posted on the web site. Applicants should check the web site daily.

Submittals must be received between 8:30 a.m. and 12:30 noon or 1:30 p.m. and 4:00 p.m. local time, Thursday, January 10th, 2013. Submittals will not be accepted before or after the times and date stated above. Facsimile (FAX) submittals are not acceptable and will not be considered.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

##### Bid No. 2013031C Fisherman's Wharf Outfall Improvements NOTICE OF INVITATION TO BID

The Department of Environmental Protection is soliciting formal competitive bids from certified or registered contractors licensed to work in the jurisdiction for the project listed below:

**PROJECT NAME:** Fisherman's Wharf Outfall Improvements

**SCOPE OF WORK:** The Contractor will provide all equipment, materials, supplies, and labor necessary to construct stormwater improvements for the Fisherman's Wharf Outfall Improvements in accordance with the specifications contained in the bid documents and any related documents including the plan set; FDOT maintenance agreement; local,

State, and Federal laws, rules, and guidelines; and, generally accepted construction practices. This project will include the removal of existing asphalt parking area, concrete piping an existing concrete retaining wall, with the installation of temporary concrete barrier walls and erosion control. The new work will include the installation a hydraulic separation system, 36" concrete piping, manhole, junction box, replacement of demolished paving with stabilized sub-grade, asphaltic paving, curb and gutter, pavement striping and landscaping. In addition, the Contractor will provide all equipment, materials, supplies, and labor following the conclusion of construction activities needed to repair erosion, or damage to the surrounding parking facilities caused by the construction activities. Pursuant to Executive Order 07-126 and Section 255.252(3), F.S. the Department requires the proposed project be designed and constructed in accordance with green building standards where applicable.

**PROJECT BUDGET:** \$300,000.00

**PROJECT LOCATION:** The Fisherman's Wharf Outfall Improvement project is located at 206 Harbor Blvd (Hwy 98) in the waterfront commercial district of the City of Destin, Okaloosa County, Florida.

**MINORITY BUSINESS REQUIREMENT:** The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

**PREQUALIFICATION:** When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489, or 633 Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 - June 30) of odd numbered years in accordance with 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

**INSTRUCTIONS:** Any firm desiring plans for this project may obtain a copy at <ftp://ftp.dep.state.fl.us/pub/BP-Bids/Fisherman's%20Wharf/> or by contacting Jim Reynolds with the Procurement Section at (850)245-2361 or [james.reynolds@dep.state.fl.us](mailto:james.reynolds@dep.state.fl.us).

**ADA REQUIREMENTS:** Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact Jim Reynolds with the Procurement Section at (850)245-2361 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling (800)955-8771 (TDD) or (800)955-8770 (Voice).

**PRE-BID MEETING/SITE VISIT:** a MANDATORY pre-bid meeting and site visit will be held on Thursday, December 6, 2012 at 10:00 a.m. (CT) beginning at the Destin City Hall, 4200 Indian Bayou Trail, Destin, FL 32541. Directions may be obtained by calling (850)837-4242. The initial meeting at the Destin City Hall will be followed with visit to the project site. Directions to the project site will be provided at the initial meeting.

**BID SUBMITTAL DUE DATE:** No later than 2:30 p.m. (ET), Thursday, December 27, 2012 to the following address: Florida Department of Environmental Protection, Procurement Section, Room 235, 3800 Commonwealth Boulevard, MS # 93, Tallahassee, Florida 32399-3000, attention Jim Reynolds, OMC Manager, (850)245-2361. The Department reserves the right to reject any or all bids.

**BID AWARD POSTING DATE:** No later than 8:30 a.m. (ET), Wednesday January 2, 2013 unless extended by the Department for good cause.

**NOTICE OF RIGHTS:** Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Procurement Section, Department of Environmental Protection, 3800 Commonwealth Boulevard, MS #93, Carr Building, Room 235, Tallahassee, Florida 32399-3000, during

the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

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#### 11TH JUDICIAL CIRCUIT

RFP2012-01 Batterer's Intervention Program (BIP) Service Providers

#### ADVERTISEMENT NOTICE

The Eleventh Judicial Circuit of Florida ("Circuit") seeks sealed proposals from qualified entities ("Proposers") to provide, as a batterers' intervention program ("BIP") service provider ("BIP Service Provider"), services to address domestic violence issues in Miami-Dade County, Florida. Such services will include, but are not limited to: (i) helping batterers take responsibility for their acts of violence; (ii) emphasizing alternative behaviors by teaching skills to control violent and abusive behavior; and (iii) collaborating with other community-based providers to facilitate substance abuse treatment, educational, and employment opportunities for batterers.

In view of the high incidence of domestic violence related crimes in Miami-Dade County and the need to have qualified BIP Service Providers to provide certain services in an effort to reduce the incidence of such crimes, the Circuit, along with local justice system and social service agencies developed the "Batterers' Intervention Program ("BIP") Service Provider Application" and the "Batterers' Intervention Program ("BIP") Minimum Certification Standards" that comprise the Request for Proposals for Batterers' Intervention Program ("BIP") Service Providers ("RFP #2012-01").

RFP #2012-01 will be available November 16, 2012 on the Eleventh Judicial Circuit's website at [www.jud11.flcourts.org](http://www.jud11.flcourts.org) under the heading "RFP #2012-01 Batterers' Intervention Program ("BIP") Service Providers." Deadline for receipt of sealed proposals is December 14, 2012.

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## Section XII Miscellaneous

### DEPARTMENT OF HEALTH

#### Board of Massage

##### Notice of Emergency Action

On November 28, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Eddy E. Tapia, L.M.T., License # MA 63583. 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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### DEPARTMENT OF HEALTH

#### Board of Nursing

##### Notice of Emergency Action

On November 28, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Margarete Gourdet, L.P.N, License # PN 1192381. 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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### DEPARTMENT OF HEALTH

#### Board of Nursing

##### Notice of Emergency Action

On November 28, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Kathy Sue Barnes Siano, L.P.N, License # PN 1026301. 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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### DEPARTMENT OF HEALTH

#### Board of Nursing

##### Notice of Emergency Action

On November 28, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Taquita L. Watson, C.N.A., License # CNA 48481. 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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DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On November 28, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Mildred Kay Crane, R.N., License # RN 3049882. 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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NAVIGATION DISTRICTS

Florida Inland Navigation District

Final Report on the Economic Compliance review of Rules

RULE NO.: RULE TITLE:

66B-1.001: Purpose

Enhanced Biennial Rule Review

The Florida Inland Navigation District ("FIND") has published a Notice of Publication of Final Report and Certification pursuant to Section 120.745(5)(d) and (e), F.S. The Notice can be accessed at: [http://www.aicw.org/2011\\_Rule\\_review](http://www.aicw.org/2011_Rule_review). Questions or comments should be directed to: Florida Inland Navigation District, Attn: Executive Director, 1314 Marcinski Road, Jupiter, FL 33477-9498; fax (561)624-6480, email: [droach@aicw.org](mailto:droach@aicw.org).

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Section XIII  
Index to Rules Filed During Preceding Week

**NOTE: The above section will be published on Tuesday beginning October 2, 2012.**

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