

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE NO.: **RULE TITLE:**
1S-2.0001 Designation of Division of Elections as
 Filing Office for Department of State;
 Requirements for Candidate Qualifying
 Papers; Withdrawal of Candidacy

PURPOSE AND EFFECT: This rule is being amended to add section headings, delete an obsolete provision and require that original signatures also be made in ink.

SUBJECT AREA TO BE ADDRESSED: Candidate qualifying; qualifying papers.

RULEMAKING AUTHORITY: 20.05(1)(e), 20.10(3), 97.012(1), 99.061(10), 103.022 FS.

LAW IMPLEMENTED: 20.05(1)(b), 99.061, 99.095, 103.022, 105.031(1), 105.035 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: September 27, 2013, 1:00 p.m.

PLACE: Room 307, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399

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: Diane Wint at (850)245-6536 or diane.wint@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ashley Davis at (850)245-6536 or ashley.davis@dos.myflorida.com
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF STATE

Division of Elections

RULE NO.: **RULE TITLE:**
1S-2.045 Candidate Petition Process

PURPOSE AND EFFECT: To provide for electronic certifications of candidate petitions by supervisors of elections to the Division of Elections. Makes technical changes to incorporated petition form and other updates.

SUBJECT AREA TO BE ADDRESSED: Candidate petition process for qualification.

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 99.095, 99.097(1), 105.035(2) FS.

LAW IMPLEMENTED: 99.095, 99.061, 99.097, 103.021, 105.031, 105.035 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: September 27, 2013, 2:00 p.m.

PLACE: Room 307, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399

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: Diane Wint at (850)245-6536 or diane.wint@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ashley Davis, Assistant General Counsel, at (850)245-6536 or ashley.davis@dos.myflorida.com

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: **RULE TITLE:**
61G4-17.001 Normal Penalty Ranges

PURPOSE AND EFFECT: Increase fines and penalties for unlicensed activities and other disciplinary actions.

SUBJECT AREA TO BE ADDRESSED: Fines and penalties for disciplinary actions.

RULEMAKING AUTHORITY: 455.227, 489.108, 489.129 FS.

LAW IMPLEMENTED: 455.277, 455.2273, 489.129 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Drew Winters, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, (850)487-1395

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

Section II Proposed Rules

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-304.515 Kissimmee River Basin TMDLs

PURPOSE AND EFFECT: The purpose of the rule is to adopt Total Maximum Daily Loads (TMDLs), and their allocations, for certain waters impaired for nutrients and/or dissolved oxygen (DO) in the Kissimmee River Basin. Furthermore, upon paragraph 62-302.531(2)(a), F.A.C., becoming effective, the nutrient TMDLs for Lake Holden, Lake Cypress, Lake Marian, Lake Jackson, and Lake Kissimmee, will constitute site specific numeric interpretations of the narrative nutrient criterion set forth in paragraph 62-302.530(47)(b), F.A.C., that will supersede the otherwise applicable numeric nutrient criteria in paragraph 62-302.531(2)(b), F.A.C., for these particular surface water segments.

SUMMARY: These TMDLs address certain nutrient and DO impairments in the Kissimmee River Basin. Specifically, the nutrient and/or DO TMDL rules being proposed for adoption are for Lake Jackson, Lake Cypress, Lake Holden, Lake Kissimmee, and Lake Marian. These waterbodies were verified for nutrient impairments due to elevated chlorophyll a concentrations and due to low DO for Lake Jackson, using the methodology established in Chapter 62-303, F.A.C., Identification of Impaired Surface Waters. The methodologies used to develop the TMDLs were model simulations using the Hydrological Simulation Program – Fortran (HSPF) model. This rulemaking has been given an OGC case number 11-0653.

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.

One SERC was prepared for the Lake Holden system, an internally drained watershed, and a separate SERC was prepared for Lakes Cypress, Jackson, Marian, and Kissimmee, which are all part of the interconnected Upper Kissimmee River Chain of Lakes. Implementation costs associated with these TMDLs are estimated to be \$715,900 for Lake Holden and \$65,507,218 for Lakes Jackson, Marian, Cypress, and Kissimmee (per year).

Pursuant to paragraph 403.067(6)(c), Florida Statutes, the proposed rule does not require legislative ratification.

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

RULEMAKING AUTHORITY: 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, Watershed Evaluation and TMDL Section, 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:

62-304.515 Kissimmee River Basin TMDLs.

(1) Lake Holden: The nutrient total maximum daily load (TMDL) for Lake Holden is 148 lb/year of total phosphorus (TP), 10,526 lb/year of total nitrogen (TN), and long-term annual average (5-year average) in-lake TN and TP concentrations of 1.46 mg/L and 0.009 mg/L, respectively, and is allocated as follows:

(a) The wasteload allocation (WLA) for wastewater sources is not applicable,

(b) The WLA for discharges subject to the Department's National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permitting Program is a 74.0% reduction of TP based on the year 2000 landuse and a modeling period from 1996 through 2000,

(c) The load allocation (LA) for nonpoint sources is a 74.0% reduction of TP based on the year 2000 landuse and a modeling period from 1996 through 2000, and

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TP and TN has been expressed as the percent reduction 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 restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

(2) Lake Cypress: The nutrient TMDL for Lake Cypress is 1,374,801 lb/year of TN, 51,175 lb/year of TP, and long-term annual average (7-year average) in-lake TN and TP concentrations of 1.07 mg/L and 0.049 mg/L, respectively, and is allocated as follows:

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

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 5.0% reduction of TN and 35.0% reduction of TP based on the year 2000 landuse and a modeling period from 2000 through 2006.

(c) The LA for nonpoint sources is a 5.0% reduction of TN and 35.0% reduction of TP based on the year 2000 landuse and a modeling period from 2000 through 2006, and

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TP and TN nutrients 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 restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of the TMDL to abate natural background conditions.

(3) Lake Marian: The nutrient TMDL for Lake Marian is 88,122 lb/year of TN, 6,013 lb/year of TP, and long-term annual average (7-year average) in-lake TN and TP concentrations of 1.14 mg/L and 0.049 mg/L, respectively, and is allocated as follows:

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

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 55.0% reduction of TN and 53.0% reduction of TP based on the year 2000 landuse and a modeling period from 2000 through 2006.

(c) The LA for nonpoint sources is a 55.0% reduction of TN and 53.0% reduction of TP based on the year 2000 landuse and a modeling period from 2000 through 2006, and

(d) The Margin of Safety is implicit.

(e) While the WLA and LA for TN and TP have been expressed as the percent reductions needed to attain the applicable Class III nutrients criteria, it is the combined

reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of the TMDL to abate natural background conditions.

(4) Lake Jackson: The nutrient and dissolved oxygen (DO) TMDL for Lake Jackson is 118,662 lb/year of TN, 5,553 lb/year of TP, and long-term annual average (7-year average) in-lake TN and TP concentrations of 1.20 mg/L and 0.06 mg/L, respectively, and is allocated as follows:

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

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is 20.0% reduction of TN and 25.0% reduction of TP based on the year 2000 landuse and a modeling period from 2000 through 2006.

(c) The LA for nonpoint sources is 20.0% reduction of TN and 25.0% reduction of TP based on the year 2000 landuse and a modeling period from 2000 through 2006, and

(d) The Margin of Safety is implicit.

(e) While the WLA and LA for TN and TP have been expressed as the percent reduction 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 restoration of nutrient condition in the impaired waterbody. However, it is not the intent of the TMDL to abate natural background conditions.

(5) Lake Kissimmee: The nutrient TMDL for Lake Kissimmee is 2,795,484 lb/year of TN, 126,517 lb/year of TP, and long-term annual average (7-year average) in-lake TN and TP concentrations of 1.10 mg/L and 0.044 mg/L, respectively, and is allocated as follows:

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

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 15.0% reduction of TN and 17% reduction of TP based on the year 2000 landuse and a modeling period from 2000 through 2006.

(c) The LAs for nonpoint sources are 15% reduction of TN and 17% reduction of TP based on the year 2000 landuse and a modeling period from 2000 through 2006, and

(d) The Margin of Safety is implicit.

(e) While the WLA and LA for TN and TP have been expressed as the percent reductions needed to attain the applicable Class III nutrients criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. 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 _____.

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: August 25, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 5, 2013

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.: RULE TITLES:
 64B8-6.001 Unlicensed Physician; Definition of
 64B8-6.0015 Fellows; Definition of
 64B8-6.009 Registration Mandatory; Unlicensed Physician

PURPOSE AND EFFECT: The proposed rule amendments are intended to resolve conflicts in the statute with regard to unlicensed physicians and fellows.

SUMMARY: The proposed rule amendments clarify the current rules regarding unlicensed physicians and fellows so that the rules are consistent with the current statutes.

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: 458.309, 458.345 FS.

LAW IMPLEMENTED: 458.345 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: Allison M. Dudley, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-6.001 Unlicensed Physician; Definition of.

An unlicensed physician is a person holding a degree as a medical doctor or its equivalent, but not licensed by the Board of Medicine. For the purpose of administering this rule chapter, such unlicensed physicians shall embrace and include resident physicians, assistant resident physicians, house physicians, interns, or fellows in fellowship training which leads to subspecialty board certification or in fellowship training in a teaching hospital in this state as defined in Section 408.07(45) or Section 395.805(2), Florida Statutes, interns, resident physicians, assistant resident physicians, fellows in fellowship training which leads to subspecialty board certification, and house physicians as these terms are hereinafter defined.

~~Rulemaking Specific~~ Authority 458.309, 458.345 FS. Law Implemented 458.345 FS. History–New 3-31-80, Formerly 21M-23.01, Amended 1-31-90, Formerly 21M-23.001, 61F6-23.001, 59R-6.001, Amended _____.

64B8-6.0015 Fellows; Definition of.

The term “fellow,” as used in Section 458.345, F.S., and this rule chapter, encompasses only persons in fellowship training which leads to subspecialty board certification by a specialty board of the American Board of Medical Specialties, or in fellowship training in a teaching hospital in this state as defined in Section 408.07(45) or Section 395.805(2), Florida Statutes.

~~Rulemaking Specific~~ Authority 458.309, 458.345 FS. Law Implemented 458.345 FS., ~~Section 12, Chapter 89 374, Laws of Florida.~~ History–New 1-31-90, Formerly 21M-23.0015, 61F6-23.0015, 59R-6.0015, Amended _____.

64B8-6.009 Registration Mandatory; Unlicensed Physician.

(1) Every unlicensed physician engaged or employed in the practice of medicine in a hospital in the State of Florida, where such practice is authorized by law, shall apply to be registered by the Department. The Department shall register any applicant the Board certifies as eligible.

(2) Registration automatically expires after 2 years without further action by the Board or the Department unless an application for renewal is approved by the Board. No person registered under Section 458.345, F.S., shall be employed or utilized by a hospital as a house physician or act as a resident physician, assistant resident physician, intern, or fellow in fellowship training which leads to a subspecialty board certification or in fellowship training in a teaching hospital in this state as defined in Section 408.07(45) or Section 395.805(2), Florida Statutes, ~~by a hospital~~ for more than 2 years unless that person has a valid, active license or has renewed registration pursuant to Section 458.345, F.S.

Rulemaking Specific Authority 458.309, 458.345 FS. Law Implemented 458.345 FS. History—New 3-31-80, Formerly 21M-23.09, Amended 9-11-90, Formerly 21M-23.009, Amended 11-4-93, Formerly 61F6-23.009, 59R-6.009, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Credentials Committee, Board of Medicine
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 26, 2013

Section III
Notice of Changes, Corrections and Withdrawals

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

RULE NOS.:	RULE TITLES:
18-1.002	Definitions
18-1.006	Appraisal Procedures, Report Requirements and Determining Maximum Amounts
18-1.007	Appraiser Eligibility and Selection

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 99, December 28, 2012 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE NOS.:	RULE TITLES:
60L-34.0031	Regular Time and Overtime
60L-34.0043	Regular Compensatory Leave
60L-34.0044	Special Compensatory Leave

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. 39, No. 124, June 26, 2013 issue of the Florida Administrative Register.

As a result of comments received from the Joint Administrative Procedures Committee in a letter dated July 12, 2013 and comments read into record at the July 18, 2013 Rule Hearing, the following changes have been made to the rule:

60L-34.0031 Regular Time and Overtime.

(1) through (3) No change.

(4) In lieu of overtime payment, an employee in an included position who is eligible for overtime, may, if ~~mutually~~ agreed by the employee and the agency, waive cash payment for overtime, and the agency shall ~~credit process the~~ FLSA ~~special~~ compensatory ~~time leave~~ as follows:

(a) At the end of the workweek or extended period, credit all overtime hours designated as FLSA ~~special~~ compensatory ~~time leave~~ ~~credits~~ at the rate of one and one-half hours credit for each hour of overtime worked.

~~(b) Allow the employee to accumulate up to a maximum of 80 hours of credits.~~

~~(b)(e)~~ Allow the employee to use the credits in ~~any~~ increments ~~mutually~~ agreed by the employee and the supervisor. Absent ~~mutual~~ agreement, the supervisor may, with a minimum of five workdays notice, require the employee to use the credits at any time in increments of full workdays.

(c) The agency may allow the accrual and payment of FLSA compensatory leave credits on a biannual or annual basis. The agency shall report in writing to the Department the payment dates they have adopted.

1.(d) An employee accruing and receiving payment biannually shall be allowed to accumulate a maximum of 80 hours of credits. At the close of business on December 31 and June 30 of each year, or two other biannual dates approved by the Department, the agency shall pay the employee for all unused credits at the employee's current straight time regular hourly rate of pay, in accordance with the FLSA.

2. An employee accruing and receiving payment annually shall be allowed to accumulate a maximum of 160 hours of credits. At the close of business on December 31 of each year, or on another annual date approved by the Department, the agency shall pay the employee for all unused credits at the employee's current straight time regular hourly rate of pay, in accordance with the FLSA.

~~(d)~~(e) If the employee separates from the agency or moves to an excluded position with accumulated credits, pay the employee for all unused credits at the employee's current straight time regular hourly rate of pay or the rate in effect when the leave was accrued, whichever is greater, in accordance with the FLSA.

~~(5)(f)~~ Unless otherwise provided in ~~through~~ an applicable collective bargaining agreement, ~~When a Career Service an~~ employee is on-call pursuant to Chapter 60L-32, F.A.C., and is called back to the assigned or other designated work location beyond the employee's scheduled hours of work for that day, the employee shall be credited with actual time worked or a minimum of two hours of work, whichever is greater. Only the actual time worked during the call back shall be ~~Time not worked of the minimum of two hours is not~~ counted as hours worked for the purposes of computing overtime compensation.

Rulemaking Authority 110.1055, 110.201, 110.219(5) FS. Law Implemented ~~110.122~~, 110.219 FS. History—New 1-22-02, Amended (insert date).

60L-34.0043 Regular Compensatory Leave.

(1) through (2) No change.

(3) Leave credits shall not ~~transfer be transferred from the agency where the credits were earned~~ to another agency or pay plan, ~~unless the employee is moving from a career service position to a selected exempt service position.~~ Unused credits shall be forfeited upon separation from the agency or the pay plan.

(4) through (5) No change.

Rulemaking Authority 110.1055, 110.201, 110.219(5) FS. Law Implemented ~~110.122~~, 110.219 FS. History—New 1-1-02, Amended (insert date).

60L-34.0044 Special Compensatory Leave.

(1) When an employee separates from an agency, the agency shall pay the employee for ~~all~~ unused special compensatory leave credits at the employee's current regular hourly rate of pay, unless otherwise provided in an applicable collective bargaining agreement.

(2) Leave credits shall not ~~transfer be transferred from the agency where the credits were earned~~ to another agency or pay plan, ~~unless the employee is moving from a career service position to a selected exempt service position.~~ Upon the employee's transfer to another agency or pay plan, the agency shall pay the employee for unused special compensatory leave credits at the employee's current regular hourly rate of pay, unless otherwise provided in an applicable collective bargaining agreement.

(3) Upon prior notice, an agency may compel the use of all or part of an employee's accumulated ~~holiday~~ special compensatory leave credits ~~or special compensatory leave credits, or both,~~ based on agency needs, provided such usage requirement is in accordance with any collective bargaining agreement provisions. An agency may also require an employee to use accumulated special compensatory leave credits prior to approving an employee's request to use other types of approved leave, with the exception of sick leave, administrative leave, FLSA compensatory leave and the personal holiday.

(4) ~~All~~ Unused special compensatory leave credits for a Career Service an employee who is laid off shall be paid ~~for~~ in lump-sum, based on the employee's current regular hourly rate of pay; at the time of layoff, unless otherwise provided in an applicable collective bargaining agreement.

(5) At the time of entry into the DROP, an employee electing to participate in the program may request payment of ~~any~~ unused special compensatory leave that was earned within eleven months before entry into the DROP, unless otherwise provided in an applicable collective bargaining agreement.

Rulemaking Authority 110.1055, 110.201, 110.219(5) FS. Law Implemented ~~110.122~~, 110.219 FS. History—New 1-1-02, Amended (insert date).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: 61-35.013 RULE TITLE: Employee Leasing Companies Departmental Forms

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. 39, No. 112, June 10, 2013 issue of the Florida Administrative Register.

The following changes have been made to the materials incorporated within this section:

Forms DBPR ELC 1-5: "(Optional)" was added after all email requests on the application. The instructions inform the applicant that email addresses are public record.

Forms DBPR ELC 2-5: The rule "61G7-.10.002" was removed from the footer of the applications.

Forms DBPR ELC 2, page 13 and DBPR ELC 3, page 14: "Contract Provisions Checklist" reference to Rule 61G7-12.001, FAC. was added and the column heading "Statute Provision" was changed to "Statute/ Rule Provision"

The effective date on all the forms is August 2013, the month/year the final version of the form is completed.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

NONE

Section VI
Notice of Meetings, Workshops and Public
Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER
SERVICES

The Florida State Fair Authority Board, Marketing Committee
announces a public meeting to which all persons are invited.

DATE AND TIME: September 30, 2013, 9:00 a.m.

PLACE: Florida State Fairgrounds in Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Old and New Business.

A copy of the agenda may be obtained by contacting: Sonia
Velez at (813)627-4221.

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: Sonia Velez at (813)627-4221. 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: Sonia Velez at
(813)627-4221.

DEPARTMENT OF AGRICULTURE AND CONSUMER
SERVICES

The Florida State Fair Authority Board, Finance Committee
announces a public meeting to which all persons are invited.

DATE AND TIME: September 30, 2013, 10:00 a.m.

PLACE: Florida State Fairgrounds in Tampa

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Old and New Business.

A copy of the agenda may be obtained by contacting: Sonia
Velez at (813)627-4221.

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: Sonia Velez at (813)627-4221. 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).

DEPARTMENT OF AGRICULTURE AND CONSUMER
SERVICES

The Florida State Fair Authority Board, Long Range Planning
Committee announces a public meeting to which all persons
are invited.

DATE AND TIME: September 30, 2013, 11:00 a.m.

PLACE: Florida State Fairgrounds in Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Old and New Business.

A copy of the agenda may be obtained by contacting: Sonia
Velez at (813)627-4221.

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: Sonia Velez at (813)627-4221. 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: Sonia Velez at
(813)627-4221.

DEPARTMENT OF AGRICULTURE AND CONSUMER
SERVICES

The Florida State Fair Authority Board, Nominating
Committee announces a public meeting to which all persons
are invited.

DATE AND TIME: September 30, 2013, 12:45 p.m.

PLACE: Florida State Fairgrounds in Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Old and New Business.

A copy of the agenda may be obtained by contacting: Sonia
Velez at (813)627-4221.

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: Sonia Velez at (813)627-4221. 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: Sonia Velez at (813)627-4221.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida State Fair Authority Board announces a public meeting to which all persons are invited.

DATE AND TIME: September 30, 2013, 1:00 p.m.

PLACE: Florida State Fairgrounds in Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Sonia Velez at (813)627-4221.

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: Sonia Velez at (813)627-4221. 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: Sonia Velez at (813)627-4221.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 10, 2013, 9:00 a.m. – 10:00 a.m.

PLACE: Conference call number (888)670-3525, passcode (7923533220#)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Evaluation Committee, Evaluation Committee Business and Topics.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.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 7 days before the workshop/meeting by contacting: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.org. 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: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.org.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 2, 2013, 9:00 a.m. – 11:00 a.m.

PLACE: Conference call (888)670-3525, passcode (7923533220#)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Executive Committee, General Executive Business

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.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 7 days before the workshop/meeting by contacting Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.org. 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: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.org.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 8, 2013, 9:00 a.m. – 11:00 a.m.

PLACE: Conference call (888)670-3525, pass code (7923533220#)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Legislative Committee, General Legislative Committee Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.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 7 days before the workshop/meeting by contacting: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.org. 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: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.org.

DEPARTMENT OF EDUCATION

University of South Florida

The Florida Covering Kids & Families State Coalition at USF announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2013, 10:00 a.m. – 2:00 p.m.

PLACE: University of South Florida, The Lawton and Rhea Chiles Center, Bilirakis Conference Room 108, Tampa, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED: Membership, Florida KidCare program partner updates, Committee activities, Budget and Strategic Planning
A copy of the agenda may be obtained by contacting Jodi A. Ray at jray@health.usf.edu.

DEPARTMENT OF TRANSPORTATION

The Commercial Motor Vehicle Review Board announces a public meeting to which all persons are invited.

DATE AND TIME: October 10, 2013, 8:30 a.m.

PLACE: Embassy Suites, 10220 Palm River Road, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or persons under the provisions of Chapter 316, Florida Statutes, relating to weights imposed on the highway by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations.

A copy of the agenda may be obtained by contacting: Katherine Becker, Executive Assistant, Commercial Motor Vehicle Review Board, 605 Suwannee Street MS 90, Tallahassee, FL 32399.

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: Katherine Becker. 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).

DEPARTMENT OF TRANSPORTATION

Florida Seaport Transportation and Economic Development Council

The Florida Seaport Transportation and Economic Development Council (FSTED) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 2, 2013, 10:30 a.m. – 2:30 p.m.

PLACE: Hyatt Regency Orlando International Airport, Orly/Gatwick Ballroom, 9300 Jeff Fuqua Boulevard, Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Toy Keller in the Florida Ports Council offices at (850)222-8028.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 48 hours before the workshop/meeting by contacting: Toy Keller in the Florida Ports Council offices at (850)222-8028. 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: Toy Keller in the Florida Ports Council offices at (850)222-8028.

DEPARTMENT OF TRANSPORTATION

Florida Seaport Transportation and Economic Development Council

The Seaport Environmental Management Committee (SEMC) of the Florida Transportation Economic Development Council (FSTED) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 2, 2013, 8:00 a.m. – 10:30 a.m.

PLACE: Hyatt Regency Orlando International Airport, Orly/Gatwick Ballroom, 9300 Jeff Fuqua Boulevard, Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Toy Keller in the Florida Ports Council Offices at (850)222-8028.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Toy Keller in the Florida Ports Council Offices at (850)222-8028. 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: Toy Keller in the Florida Ports Council Offices at (850)222-8028.

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

RULE NO.: RULE TITLE:

18-1.002: Definitions

The Board of Trustees of the Internal Improvement Trust Fund announces a hearing to which all persons are invited.

DATE AND TIME: Notice of Cancellation for September 16, 2013, 11:00 a.m.

PLACE: Notice of Cancellation for Conference Room A, Douglas Building, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice of Cancellation. Adoption of the proposed rule related to appraisals published in the Florida Administrative Register on December 28, 2012, as amended by notices published on February 22, 2013, March 13, 2013, and April 8, 2013.

A copy of the agenda may be obtained by contacting: Reagan Russell, Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000, (850)245-2242.

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: Thursday, September 19, 2013, 3:00 p.m. until conclusion of business

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Compensation Subcommittee of the IAC to (1) approve the incentive compensation non-financial/qualitative measures relating to the ED/CIO; (2) review the specific financial and non-financial/qualitative measures that will determine the amount of the award for other incentive-eligible positions; and (3) receive an update on the base pay adjustments.

A copy of the agenda may be obtained by contacting: Diane Bruce, (850)413-1253 or 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. 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).

REGIONAL PLANNING COUNCILS

Southwest Florida Regional Planning Council

The Southwest Florida Regional Planning Council/Glades-Hendry LCB announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 2, 2013, 10:30 a.m.

PLACE: Hendry County Administration Offices – Conference Room 1, 640 South Main Street, LaBelle

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Glades-Hendry Joint Local Coordinating Board for the Transportation Disadvantaged will be taking action on the 5 year update of the TDSP and other pertinent issues.

A copy of the agenda may be obtained by contacting: Nichole Gwinnett at ngwinnett@swfrpc.org or (239)338-2550, ext. 232.

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 Nichole Gwinnett at ngwinnett@swfrpc.org or (239)338-2550, ext. 232. 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 visit the SWFRPC's website at www.swfrpc.org.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The South Florida Local Emergency Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 20, 2013, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the LEPC's ongoing regional hazardous materials training and planning activities for FY13-14. A copy of the agenda may be obtained by writing to the South Florida Regional Planning Council, at 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), visiting the LEPC website (www.sfrpc.com/lepc.htm), or by calling (954)985-4416 in Broward or (800)985-4416 toll-free statewide.

A copy of the agenda may be obtained by contacting: The South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: (954)985-4416. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (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: celam@sfrpc.com or call (954)985-4416 in Broward or (800)985-4416 toll-free statewide.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-103.002: Inmate Grievances – Terminology and Definitions

33-103.005: Informal Grievance

33-103.006: Formal Grievance – Institution or Facility Level

33-103.007: Appeals and Direct Grievances to the Office of the Secretary

33-103.011: Time Frames for Inmate Grievances

33-103.014: Reasons for Return of Grievance or Appeal Without Processing

33-103.015: Inmate Grievances – Miscellaneous Provisions

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

DATE AND TIME: September 27, 2013, 10:00 a.m.

PLACE: Florida Department of Corrections, Carlton Building, 1st Floor, Room 118, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Pursuant to a request for a hearing, the hearing is being held to hear public comments on Proposed Rules 33-103.002, 33-103.005, 33-103.006, 33-103.007, 33-103.011, 33-103.014, and 33-103.015 F.A.C.

A copy of the agenda may be obtained by contacting: LaDawna Fleckenstein, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500, (850)717-3268.

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: Martie Taylor, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500, (850)717-3907. 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).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: Monday, September 30, 2013, 6:00 p.m. – 8:00 p.m.

PLACE: Southwest Florida Water Management District Tampa Service Office (Governing Board Room), 7601 U.S. Highway 301, Tampa, Florida 33637-6759

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The SWFWMD has scheduled a public workshop to solicit stakeholder input on the Annual Update of the District's Minimum Flows and Levels Priority List and Schedule. The Priority List and Schedule identifies water bodies for which the District plans to establish minimum flows and levels and also identifies planned water reservations pursuant to the requirements of Section 373.042, Florida Statutes.

Note: Members of the District's Governing Board may attend this Workshop.

A copy of the agenda may be obtained by contacting: Doug Leeper, Chief Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, Florida, 34604-6899 or doug.leeper@watermatters.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: the SWFWMD Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899; telephone (352)796-7211, ext. 4702 or (800)423-1476 (FL only), ext. 4702; TDD (FL only) (800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

The Agency for Health Care Administration announces a hearing to which all persons are invited.

DATE AND TIME: October 6, 2013, 2:00 p.m. – 3:00 p.m.

PLACE: Agency for Health Care Administration, Conference Room "D", 2727 Mahan Drive, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Pursuant to Section 120.54(7)(b), Florida Statutes, the Agency announces a public hearing to consider comments regarding a Petition to Initiate Rulemaking filed by Dayspring Village, Inc. The petition asks the Agency to initiate rulemaking regarding the Agency's process for surveying assisted living facilities including the Agency's survey process, documents utilized, standards for Agency surveyors, standards for determining compliance, and standards related to the determination of direct threat during a survey. The petition alleges the Agency relies on unadopted rules in the administration of its survey duties.

For more information or a copy of the petition, you may contact: Shaddrick Haston, Esq. at Shaddrick.Haston@ahca.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Shaddrick Haston, Esq. at (850)412-4304. 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).

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE NO.: RULE TITLE:

60L-34.0031: Regular Time and Overtime

60L-34.0043: Regular Compensatory Leave

60L-34.0044: Special Compensatory Leave

The Department of Management Services announces a public meeting to which all persons are invited.

DATE AND TIME: September 24, 2013, 9:00 a.m.

PLACE: The Florida Capitol, Room LL-03, 400 S. Monroe St., Tallahassee, FL 32399-0001

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to Section 110.219(5), F.S., the Administration Commission will review, for approval, proposed amendments to Rules 60L-34.0031, 60L-34.0043 and 60L-34.0044, F.A.C., as provided in a Notice of Change published in the F.A.R., Vol. 39, No. 178, on September 12, 2013.

A copy of the agenda may be obtained by contacting: Ms. Mailea Adams at mailea.adams@dms.myflorida.com or (850)413-9503.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Mailea Adams at mailea.adams@dms.myflorida.com or (850)413-9503. 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).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: September 27, 2013, 9:00 a.m. – 12:00 Noon

PLACE: Marathon Government Center, Board Meeting Room, 2798 Overseas Highway, Marathon, FL 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to update the members of the WQPP Canal Restoration Advisory Subcommittee on the progress of ongoing projects and to discuss future actions. The meeting is open to the public.

A copy of the agenda may be obtained by contacting: Gus Rios, Department of Environmental Protection, 2796 Overseas Highway Suite 221, Marathon, FL 33050; (305)289-7081; gus.rios@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Gus Rios, Department of Environmental Protection, 2796 Overseas Highway Suite 221, Marathon, FL 33050; (305)289-7081; gus.rios@dep.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).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-304.645: Springs Coast Basin TMDLs

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

DATE AND TIME: Friday, September 27, 2013, 1:30 p.m.

PLACE: City of Crystal River, City Hall, 123 US 19, Crystal River, Florida 34428

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public comments on 1) draft total maximum daily loads (TMDLs) for the impaired waters in the Springs Coast Basin, to be adopted in Rule 62-304.645, F.A.C., and 2) having these nutrient TMDLs, if adopted, constitute site specific numeric interpretations of the narrative nutrient criterion set forth in paragraph 62-302.530(47)(b), F.A.C., that would replace the otherwise applicable numeric nutrient criteria in subsection 62-302.531(2) for these particular waters, upon paragraph 62-302.531(2)(a), F.A.C., becoming effective. The TMDLs to be presented at the public workshop are for Kings Bay WBID 1341 [Nutrients (Algal Mats)], Hunters Spring WBID 1341C [Nutrients (Algal Mats)], House Spring WBID 1341D [Nutrients (Algal Mats)], Idiots Delight Spring WBID 1341F [Nutrients (Algal Mats)], Tarpon Spring WBID 1341G [Nutrients (Algal Mats)], and Black Spring WBID 1341H [Nutrients (Algal Mats)]. The draft TMDL documents for these impaired waters will be placed on the Department's TMDL website (<http://www.dep.state.fl.us/water/tmdl/>) by Wednesday, September 18, 2013, and will be provided upon request to

interested parties by mail or via e-mail distribution. The Department will accept written comments on the draft TMDLs, as well as the establishment of these nutrient TMDLs as site specific interpretations of the narrative nutrient criterion, through October 18, 2013. Written comments should be directed to: Richard Hicks, PG Administrator, Ground Water Management Section, Florida Department of Environmental Protection, Mail Station 3575, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, email: richard.w.hicks@dep.state.fl.us.

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Water Quality Evaluation and TMDL Program, MS 3575, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, FL 32399-2400 or by calling (850)245-8449.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Pat Waters, (850)245-8449. 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).

DEPARTMENT OF HEALTH

Division of Environmental Health

The Radiologic Technologist Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 18, 2013, 10:30 a.m.

PLACE: 2585 Merchant Row, Tallahassee Blvd., FL 32399, Conference Room #105

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Certification Unit of EMT/Paramedic/RadTech, (850)245-4910.

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: Certification Unit of EMT/Paramedic/RadTech, (850)245-4910. 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: Certification Unit of EMT/Paramedic/RadTech, (850)245-4910.

DEPARTMENT OF HEALTH

Office of Statewide Research

RULE NO.: RULE TITLE:

64H-2.002: Institutional Review Board Applications

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

DATE AND TIME: October 2, 2013, 9:00 a.m. – 11:30 a.m.

PLACE: Capital Circle Office Complex, Building 2585, Conference Room 320P Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct review of new research studies involving human participants, modifications to existing studies, and continuing review of ongoing research to make sure research studies comply with regulations and the Department's ethical standards.

A copy of the agenda may be obtained by contacting: Donna West, Assistant Administrator, Institutional Review Board, (850)245-4034.

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: Donna West, Assistant Administrator, Institutional Review Board (850)245-4034. 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: Donna West, Assistant Administrator, Institutional Review Board, (850)245-4034.

DEPARTMENT OF HEALTH

Office of Statewide Research

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

DATE AND TIME: Thursday, September 26, 2013, 8:00 a.m. – 10:00 a.m.

PLACE: Conference call: (888)670-3525, conference code 2922384719

GENERAL SUBJECT MATTER TO BE CONSIDERED: Biomedical Research Advisory Council meeting pertaining to the James and Esther King Biomedical Research Program and the Bankhead-Coley Cancer Research Program.

A copy of the agenda may be obtained by contacting: Sarah Hofmeister, Public Health Research Unit, (850)245-4444, ext. 3591.

For more information, you may contact: Sarah Hofmeister, Public Health Research Unit, (850)245-4444, ext. 3591.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NO.: RULE TITLE:

5J-17.052: Minimum Technical Standards: Specific Survey, Map, and Report Requirements

NOTICE IS HEREBY GIVEN that the Board of Professional Surveyors and Mappers, Division of Consumer Services, Department of Agriculture and Consumer Services, State of Florida has received the petition for declaratory statement from Michael J. Sweeney on September 10, 2013. The Agency Clerk number is A85359. The petition seeks the agency's opinion as to the applicability of Rule 5J-17.052, F.A.C., as it applies to the petitioner.

The Petitioner seeks the Board's opinion regarding whether sub-subparagraph 5J-17.052(2)(b)2.d., F.A.C., permits a licensed surveyor for Firm "A" to sign and seal the Survey Map using a boundary marker cap stamped with the LB number for Firm "B" and list both firm's LB numbers in the Survey Report, when "Firm "A" has subcontracted another licensed surveying business, Firm "B", to perform the field work under the supervision of the licensed surveyor for Firm "A."

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Agriculture and Consumer Services, 407 S. Calhoun Street, Mail Stop M12, Tallahassee, FL 32399-0800.

Please refer all comments to: Tracy J. Sumner, Board Counsel, Board of Professional Surveyors and Mappers, Division of Consumer Services, Department of Agriculture and Consumer Services, 2005 Apalachee Parkway, Tallahassee, FL 32301, (850)410-3834.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-3.002: Definitions

61G20-3.005: Product Evaluation and Quality Assurance for State Approval

61G20-3.008: Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from EFCO Corporation. The petition seeks the agency's opinion as to the applicability of Rule 3.002, 3.005 & 3.008, F.A.C. as it applies to the petitioner.

Petitioner seeks clarification of whether the above rules allow test reports by an approved test lab for tests performed at the manufacturer's in-house testing facility for non-HVHA product approval by either the test report or evaluation report approval method.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe, Tallahassee, Florida 32399, (850)487-1824, mo.madani@myfloridalicense.com.

April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000, (850)487-1824, april.hammonds@myfloridalicense.com.

Responses, motions to intervene, or requests for a hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF HEALTH

Board of Dentistry

Notice is hereby given that the Board of Dentistry has received a Petition for Declaratory Statement filed by Chris P. Farrugia, DDS, on September 5, 2013. The Petitioner seeks a Declaratory Statement from the Board with regard to Chapter 466.003, F.S., and seeks the agency's opinion as it applies to the petitioner. The petitioner is seeking the Board's interpretation as to whether it is in the scope and practice of a Dentist to:

1. Use testing devices (such as the Eccovision Rhinometer/Pharyngometer) to screen medically undiagnosed sleep disordered breathing (SDB) patients for dentists trained in their use and licensed in the State of Florida (Chapter 466, F.S.);

2. Provide their patients who have been identified as at risk of SDB by medical history, oral evaluation, and screening protocol with Home Sleep Test equipment and in turn provide the collected data to a qualified medical practitioners for interpretation and diagnosis;

3. Utilize these types of devices (Rhinometry, Pharyngometry and Home Sleep Test) to assist in determining the initial amount of mandibular advancement, titrating an oral

appliance, and to monitor treatment efficacy during the course of treatment for Obstructive Sleep Apnea (OSA) with Oral Appliance Therapy (OAT);

4. Use Expiratory Positive Airway Pressure (EPAP), either alone or in combination with OAT; and

5. Does the fabrication of snore appliances for these patients by dentists licensed in the State of Florida (Chapter 466, F.S.) meet the standard of care set forth in Chapter 466, F.S., without first screening for SDB by thorough medical history, oral evaluation, and when indicated, referral to either the patients primary care physician or sleep lab for evaluation and diagnosis for suspected SDB?

The board will address this at the next available board meeting.

Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Susan Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 or by email at info@floridasdentistry.gov within 14 days of publication of this notice.

Comments on this petition should be filed with the Board of Dentistry within 14 days of publication of this notice.

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

NONE

Section IX

Notice 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**

HILLSBOROUGH COUNTY BOCC

Design, Build, Operate and Finance a Passenger Ferry System in Tampa Bay

**HILLSBOROUGH COUNTY
BUSINESS AND SUPPORT SERVICES DEPARTMENT
(PROCUREMENT)**

REQUESTS FOR PROPOSALS

Hillsborough County will receive sealed bids and/or proposals for the following, until the stated date and time when they will be publicly opened.

Invitation To Submit Proposals for
RFP-C-0246-0-2013/JH,
Passenger Ferry Service

Hillsborough County has received a proposal from a private entity to design, build, operate and finance a passenger ferry system in Tampa Bay, with principal service between South Hillsborough County and MacDill Air Force base and downtown Tampa. The general outline of this proposal was announced on May 22, 2013. It has received significant media and public attention. The proposed project is generally described at www.TampaBayHighSpeedFerry.com. Available government studies related to this potential service can be found at <http://www.tampabayhighspeedferry.com/resources.asp>. It will be asserted that the specifics of the documents received by Hillsborough County as of the date of this notice are exempt from disclosure under both Fla. Stat. 288.075 and Fla. Stat. Chapter 688.

Hillsborough County provides this notice pursuant to Fla. Statute 287.05712(4)(b) of its intent to consider the development of an interim and/or comprehensive public private partnership agreement for the purposes of implementing a high speed passenger ferry service in Tampa Bay and invites interested private parties to submit other proposals. Proposals must be submitted by 5 p.m. on October 2, 2013.

Proposers must meet the following minimum qualifications:

- 1) Compliance with the applicable provisions of the Jones Act, 46 USC § 50101;
- 2) At least ten years of successful experience operating high speed passenger ferries;
- 3) At least ten years of experience managing, designing and constructing ferry terminals and ancillary amenities;
- 4) Demonstrated capacity to maintain and repair high-speed passenger ferries;
- 5) Demonstrated experience and capacity to provide transportation service to secured military installations;
- 6) Holding a Document of Compliance (DOC) and/or a Safety Management Systems (SMS) certificate as defined by the International Safety Management Code.

Proposals must include:

- 1) Identification for specific terminal locations and ferry route(s);
- 2) Plans for multi-modal connections to ferry terminals;
- 3) Ownership interests in or acquisition strategies to secure proposed vessels and terminals locations;
- 4) Operating plan and budgets;
- 5) Capital plan and budgets;
- 6) Financing plans for the development and implementation of the project;
- 7) General environmental assessments of proposed terminal locations and ferry route(s);
- 8) Estimated time frames for project development and commencement of revenue operation;
- 9) A description of the distribution of risk between the public and private sector;
- 10) A description of the Public Purpose – Proposals will be evaluated on the extent to which they accomplish the following public purposes:
 - a. Public asset serves developments beyond the project site.
 - b. Proposal enhances the community’s economic base.
 - c. Other public benefits identified by the proposer.

Interested proposers shall submit 4 printed copies and a PDF of the proposal to:

John Hollingshead, Division Director - Procurement
 Business & Support Services/Operations
 601 E Kennedy Blvd., 18th Floor
 Tampa, Florida 33602

The proposal will be evaluated based upon its compliance with the requirements and goals set out in F.S. §287.05712. Hillsborough County reserves the right to reject all proposals to this solicitation at any point when in its sole discretion the public benefit of the proposal is inadequate. Information on these and other Requests for Bids, along with

Bid/Proposal results may be accessed at www.hillsboroughcounty.org/procurementservices.

Minority and women owned firms will be afforded a full opportunity to participate in these matters and will not be subject to discrimination on the basis of race, sex, color or national origin.

Questions regarding the above projects may be directed to Hillsborough County Board of Commissioners, Business and Support Services Department (Procurement), 601 E. Kennedy Blvd., 18th FL, County Center, Tampa Florida 33602, (813)272-5790, during regular business hours.

Section XII Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Recreational Trails Program Grant Application

Submission Period

The Department of Environmental Protection has announced that grant applications for the Recreational Trails Program will be accepted October 17 through October 31, 2013. This is a competitive matching grant program which provides financial assistance to agencies of city, county, state or federal governments, state and federal recognized Indian tribal governments, and nonprofit organizations approved by the State for the development of recreational trails. The Department currently has approximately \$2,330,420 available. The grant funds shall be allocated as follows: (i) \$889,215 must be used for motorized recreational trails, (ii) \$527,218 must be used for nonmotorized recreational trails, and (iii) \$913,987 must be used for mixed use recreational trails. The maximum grant award for each motorized project is \$500,000. The maximum grant award for each nonmotorized and mixed use project is \$75,000.

Application packets may be obtained from the Office of Greenways and Trails, Department of Environmental Protection, Mail Station 795, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; (850)245-2052. Applications are also available at www.floridagreenwaysandtrails.com. Applications must be postmarked no later than October 31, 2013.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On September 10, 2013, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the

license of Vanessa Francois, C.N.A., CNA # 266130. This Emergency Restriction 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.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On September 10, 2013, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Carmiel Butler, C.N.A., CNA # 267019. This Emergency Restriction 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.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On September 10, 2013, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Tracy Ann Thomas Chastain, R.N., RN # 1636442. This Emergency Restriction 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.

Section XIII

Index to Rules Filed During Preceding
Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
