

Section I
**Notice of Development of Proposed Rules
and Negotiated Rulemaking**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Professional Engineers

RULE NO.: RULE TITLE:

61G15-22.001 Continuing Education Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendment to add new language to clarify continuing education requirements and to comply with statutory requirements.

SUBJECT AREA TO BE ADDRESSED: Continuing Education requirements.

RULEMAKING AUTHORITY: 455.2177, 471.008, 471.017(3), 471.019, 471.0195 FS.

LAW IMPLEMENTED: 455.2177, 471.017(3), 471.019, 471.0195 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 IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, Florida 32303

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**

Board of Veterinary Medicine

RULE NO.: RULE TITLE:

61G18-10.008 Probable Cause Panel

PURPOSE AND EFFECT: To ensure that the probable cause panel is adequately populated without creating quorum problems at final action proceedings before the Board of Veterinary Medicine, while at the same time ensuring that the subject of any Department investigation receives the benefit of at least one current member of the Board participating on the panel reflecting the current attitude and view point of the

present board members. The probable cause panel is made more robust without the potential for quorum problems at final action.

SUBJECT AREA TO BE ADDRESSED: Composition of the Board's Probable Cause Panel.

RULEMAKING AUTHORITY: 455.225, 474.206 FS.

LAW IMPLEMENTED: 455.225 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 IS: Juanita Chastain, Executive Director, Division of Professions, Board of Veterinary Medicine, 1940 N. Monroe Street, Tallahassee, FL 32399-0783

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Veterinary Medicine

RULE NO.: RULE TITLE:

61G18-15.005 Periodic Inspections

PURPOSE AND EFFECT: The proposed amendment makes clear that the Department shall periodically inspect veterinary premises at a minimum of every two years. The amendment also clarifies what is considered a premise for the purposes of inspections.

SUBJECT AREA TO BE ADDRESSED: Inspection of veterinary premises.

RULEMAKING AUTHORITY: 474.206, 474.215 FS.

LAW IMPLEMENTED: 474.215, 455.243 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 IS: Juanita Chastain, Executive Director, Division of Professions, Board of Veterinary Medicine, 1940 N. Monroe Street, Tallahassee, FL 32399-0783

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

RULE NO.: RULE TITLE:
 61G18-16.003 Continuing Education Standards
 PURPOSE AND EFFECT: This amendment would facilitate the acquisition of continuing veterinary medical education credits by expediting the approval of course work provided by the United States Department of Agriculture.
 SUBJECT AREA TO BE ADDRESSED: Acquisition of continuing education credits.
 RULEMAKING AUTHORITY: 474.206, 474.211 FS.
 LAW IMPLEMENTED: 474.211 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 IS: Juanita Chastain, Executive Director, Division of Professions, Board of Veterinary Medicine, 1940 N. Monroe Street, Tallahassee, FL 32399-0783
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

RULE NO.: RULE TITLE:
 61G18-30.001 Disciplinary Guidelines
 PURPOSE AND EFFECT: The proposed amendment eliminates any possible conflict between the referenced violation and the statute upon which it is based. No change is made in the penalty range.
 SUBJECT AREA TO BE ADDRESSED: Rule language would more accurately reflect the underlying statute.
 RULEMAKING AUTHORITY: 455.2273(1), 474.206 FS.
 LAW IMPLEMENTED: 455.2273, 455.2281, 474.213, 474.214 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 IS: Juanita Chastain,

Executive Director, Division of Professions, Board of Veterinary Medicine, 1940 N. Monroe Street, Tallahassee, FL 32399-0783

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
 64B8-51.002 Licensure by Examination
 PURPOSE AND EFFECT: The Board proposes the rule amendment to provide instruction regarding the application for re-examination.
 SUBJECT AREA TO BE ADDRESSED: Licensure by Examination.
 RULEMAKING AUTHORITY: 478.43(1), (4) FS.
 LAW IMPLEMENTED: 456.017, 478.45 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 IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
 64B8-54.002 Inactive Licensure Status; Reactivating of Licensure, Delinquent Renewal
 PURPOSE AND EFFECT: The Board proposes the rule amendment to provide instruction for changes in status of licensure.
 SUBJECT AREA TO BE ADDRESSED: Request for Inactive or Retired Status License.
 RULEMAKING AUTHORITY: 456.036(15), 478.43(1), (4), 478.50 FS.
 LAW IMPLEMENTED: 456.036(2), (4)(b), (12), 478.50 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 IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8-55.002 Citations

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify language, add a time limit to comply with requirement in provision (4)(m) of the rule, add provision (4)(t) to the rule and update reference to Rule 64B8-51.006, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Citations.

RULEMAKING AUTHORITY: 456.077(1), (2) FS.

LAW IMPLEMENTED: 456.072(3)(b), 456.077(1), (2), 478.51, 478.52 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 IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

| | |
|------------|---|
| RULE NOS.: | RULE TITLES: |
| 65C-42.001 | Definitions |
| 65C-42.002 | Postsecondary Education Supports and Services |
| 65C-42.003 | Application Procedures for Initial Participation and Re-entry |
| 65C-42.004 | Discharge Procedures and Appeal Process |
| 65C-42.005 | Aftercare Services for Young Adults Formerly in Foster Care |
| 65C-42.006 | Road to Independence Services Documentation Requirements |
| 65C-42.007 | Road to Independence Benefits Due Process Notification |
| 65C-42.008 | Road to Independence Program Budget Management |

PURPOSE AND EFFECT: The purpose of this rule development is to conform to new provisions of Sections: 409.1451 and created Section 39.6251, Florida Statutes, which were amended and created during the 2013 Legislative Session. The effect will be to create a new system of delivering road to independence supports and services.

SUBJECT AREA TO BE ADDRESSED: The creation of this chapter will address the provisions of supports and services to young adults formerly in foster care, as well as those continuing in foster care under Section 39.6251, F.S. This chapter will address the services available to those attending postsecondary educational institutions and the manner in which those services must be provided, including an appeal procedure for program applicants. This chapter will also address delivery of aftercare services.

RULEMAKING AUTHORITY: 39.6251(9), 409.1451(10) FS.

LAW IMPLEMENTED: 409.1451 FS., created section 39.6251, as amended and created by 2013 SB 1036.

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

DATE AND TIME: Thursday, October 17, 2013, 9:00 a.m. – 11:00 a.m.

PLACE: Hilton Orlando, 6001 Destination Pkwy., Orlando, FL 32819

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Carrie Toy, Office of Child Welfare, Department of Children and Families, 1317 Winewood Blvd., Tallahassee, FL 32399, Email: Carrie_toy@dcf.state.fl.us, Telephone: (850)717-4491
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**Section II
Proposed Rules**

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-1.035 Determining Generally Accepted Professional Medical Standards

PURPOSE AND EFFECT: Subparagraph 59G-1.010(166)(a)3., Florida Administrative Code (F.A.C.), provides in part that in order for a diagnostic test, therapeutic procedure, or medical device or technology to be medically necessary it must be consistent with generally accepted professional medical standards, as determined by the Florida Medicaid program, and not be experimental or investigational

as defined in subsection 59G-1.010(84), F.A.C. This new rule specifies Florida Medicaid's process for determining the circumstances under which a diagnostic test, therapeutic procedure, or medical device or technology is consistent with generally accepted professional medical standards.

SUMMARY: Medicaid coverage determinations are made when all criteria of medical necessity are met. As such, Florida Medicaid must determine if a diagnostic test, therapeutic procedure, or medical device or technology is experimental or investigational. This rule provides the guidelines that Florida Medicaid will use when determining the circumstances under which a diagnostic test, therapeutic procedure, or medical device or technology is consistent with generally accepted professional medical standards. This rule also includes the types of information to be considered in the decision-making process and names the person(s) qualified to make the final determination.

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: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will 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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.912, 409.913 FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, October 25, 2013, 10:00 a.m. – 11:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida 32308-5407

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: Ronique Scorsone at the Bureau of Medicaid Services, (850)412-4281. 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 IS: Ronique Scorsone, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4281, e-mail: Ronique.Scorsone@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-1.035 Determining Generally Accepted Professional Medical Standards.

(1) Definitions.

(a) Generally accepted professional medical standards – Standards based on credible scientific evidence published in peer-reviewed scientific literature generally recognized by the relevant medical community or physician specialty society recommendations.

(b) Health technology assessment – A multi-disciplinary policy analysis that examines the medical, economic, social, and ethical implications of the incremental value, diffusion, and use of a medical technology in health care.

(c) Medical Care Advisory Committee (hereafter referred to as Committee) – A committee established in Title 42, Code of Federal Regulations, section 431.12, to advise the Agency for Health Care Administration (Agency) about health and medical care services with respect to policy and planning for the delivery of these services.

(2) In accordance with federal requirements for Title XIX of the Social Security Act and the provisions of state law, the Agency is authorized to make payments for diagnostic tests, therapeutic procedures, or medical devices or technologies (hereafter referred to as health services) furnished by qualified providers to recipients who are determined to be eligible on the dates services were provided. Payment for covered health services is subject to the availability of funding and any limitations or directions provided in the General Appropriations Act or Chapter 216, Florida Statutes (F.S.).

(3) The Division of Medicaid (Medicaid), within the Agency, sets forth coverage, limitation, and exclusion criteria of approved health services in the Florida Medicaid coverage and limitations handbooks and fee schedules, pursuant to the operation of the Administrative Procedure Act (Chapter 120, F.S.).

(4) Health services must meet all required criteria of medical necessity, as defined in Rule 59G-1.010(166), Florida Administrative Code (F.A.C).

(5) Pursuant to the criteria set forth in subparagraph 3. of the medical necessity definition, Medicaid will determine

when health services are consistent with generally accepted professional medical standards and are not experimental or investigational.

(6) Individuals, external to the Agency, must submit a written request for review of a noncovered health service to the Deputy Secretary for Medicaid. The request must include the name, a brief description, and any additional information that supports coverage of the health service, including sources of reliable evidence as defined in Rule 59G-1.010(84)(b), F.A.C.

(7) When reviewing a health service, Medicaid analyzes evidence-based clinical practice guidelines and credible scientific evidence related to the health service, published in peer-reviewed scientific literature generally recognized by the relevant medical community or practitioner specialty society recommendations. Medicaid may request an external assessment of the evidence to be provided by a clinical or technical expert to supplement the analysis of highly complex health services.

(8) Health services consistent with generally accepted professional medical standards, as determined by Medicaid, and with clinical utility not disputed in medical literature, may be considered for coverage without further evaluation or review by the Committee.

(9) Health services that do not meet the criteria in section (8), or the complexity of the evidence exceeds Medicaid staff expertise or capability, require review by the Committee.

(10) Medicaid determines the health service is consistent with generally accepted professional medical standards using the steps as follows:

(a) Medicaid will develop a preliminary report, which includes:

1. The Medicaid analysis of the credible scientific evidence related to the health service.

2. A health technology assessment evaluation.

3. Findings as to whether equally effective and potentially more cost-effective alternatives exist for the requested health service.

4. Any external assessments provided by a clinical or technical expert.

5. Any questions regarding the impact on the Medicaid program, target recipient population, or practitioner or facility qualifications not adequately addressed by evidence.

6. Recommendations as to whether the health service meets generally accepted professional medical standards, and, if so:

a. Whether there should be imposed individually determined or categorical limitations as to coverage beyond general Medicaid eligibility criteria.

b. The criteria upon which such limitations should be based.

(b) The Committee will be provided a copy of the preliminary report and will have an opportunity to provide comments and feedback for the Agency's consideration.

(c) The report, along with any recommendations from the Committee, shall be submitted to the Deputy Secretary for Medicaid (or designee) for review. The Deputy Secretary for Medicaid (or designee) shall make a final determination as to whether the health service is consistent with generally accepted professional medical standards and not experimental or investigational.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.912, 409.913 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ronique Scorsone

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 2, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 15, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
Division of Florida Condominiums, Timeshares and Mobile Homes

| RULE NOS.: | RULE TITLES: |
|-------------|---|
| 61B-17.001 | Developer, Filing; Electronic Filing Required |
| 61B-17.0012 | Declaration; Filing |
| 61B-17.002 | Procedure for Filing |
| 61B-17.003 | Phase Condominium Filing |
| 61B-17.005 | Examination of Documents |
| 61B-17.006 | Filing and Examination of Amendments to Documents |
| 61B-17.011 | Delivery of Documents via Alternative Media |

PURPOSE AND EFFECT: This rule amendment is for the purpose of updating these rules to conform to Chapter 2013-122, LOF, which changes the starting point of developer action trigger points from the recording of the declaration of condominium to recording the certificate of a surveyor and mapper, or the recording of an instrument that transfers title to a unit in the condominium which is not accompanied by a recorded assignment of developer rights in favor of the grantee of such unit. The rule amendment also allows a developer to seek approval to extend the time to complete a phased condominium project from 7 to 10 years. These rules will accommodate the filing of recorded documents for division

review. The rule amendment also incorporates division forms into various sections of this rule chapter.

SUMMARY: This rule amendment addresses the filing and examination of documents by the division and incorporates division forms.

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: the economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 718.501(1), 718.502(1)(c) FS.

LAW IMPLEMENTED: 718.103(14), 718.104(4)(i), (f), 718.202, 718.301, 718.403, 718.502, 718.503, 718.504, 718.505 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: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

THE FULL TEXT OF THE PROPOSED RULE IS:

61B-17.001 Developer, Filing; Electronic Filing Required.

(1)(a) Except in the case of a reservation program, a developer of a residential condominium shall file with the Division one copy of each document required by Sections 718.502(5), 718.503, and 718.504, Florida Statutes. The filing shall occur prior to any offering of a condominium unit to the public. The developer shall submit with the filing a Developer/Condominium Filing Statement, DBPR Form CO 6000-2, incorporated herein by reference and effective 10-16-13 ~~referenced in Rule 61B-15.0012, F.A.C.~~ When each

subsequent phase is filed, the developer shall submit DBPR Form CO 6000-3, Filing Statement for Subsequent Phases, incorporated herein by reference and effective 12-23-02 ~~as referenced in Rule 61B-15.0012, F.A.C.~~ A copy of both of these forms may be obtained by contacting the Division of Florida Condominiums, Timeshares, and Mobile Homes, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-1030.

(b) No change.

(2) No change.

(3) Upon recording the declaration of condominium pursuant to Section 718.104(2), Florida Statutes, or amendments adding phases pursuant to Section 718.403, Florida Statutes, the developer shall file the recording information with the Division within 120 working days on DBPR Form CO 6000-1, NOTICE OF CONDOMINIUM RECORDING INFORMATION, incorporated herein by reference and effective 8-15-05 ~~as referenced in Rule 61B-15.0012, F.A.C.~~ A copy of this form may be obtained by contacting the Division of Florida Condominiums, Timeshares, and Mobile Homes, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-1030. If the recorded documents have not already been filed, reviewed, and approved by the Division in accordance with subsection (1) of this rule and Sections 718.502(5), 718.503, and 718.504, Florida Statutes, prior to recording, then a complete copy of the recorded documents must be submitted with DBPR Form CO 6000-1, NOTICE OF CONDOMINIUM RECORDING INFORMATION. If the recorded documents have been previously filed, reviewed, and approved by the Division, then only the form need be filed.

(4) Frequently Asked Questions and Answers Sheet. Each developer shall submit with its filing a completed Frequently Asked Questions and Answers Sheet substantially conforming to DBPR Form CO 6000-4, FREQUENTLY ASKED QUESTIONS AND ANSWERS SHEET, incorporated herein by reference and effective 12-23-02 ~~as referenced in Rule 61B-15.0012, F.A.C.~~ A copy of this form may be obtained by contacting the Division of Florida Condominiums, Timeshares, and Mobile Homes, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-1030. The answers to the questions may be summary in nature, in which case the answers shall refer to identified portions of the condominium documents.

(5) through (7)(g) No change.

Rulemaking Specific Authority 718.501(1)(f), 718.502(1)(c) FS. Law Implemented 718.103(14), 718.104, 718.403, 718.502, 718.504(20) FS. History—New 11-15-77, Amended 7-22-80, 7-6-81, 8-31-83, 10-1-85, Formerly 7D-17.01, Amended 1-27-87, 7-10-88, Formerly 7D-17.001, Amended 2-22-94, 2-20-97, 4-14-99, 1-26-03, 8-15-05, 1-17-07, _____.

61B-17.0012 Declaration; Filing.

Any document required to be delivered to a prospective buyer or lessee pursuant to Section 718.503 or 718.504, Florida Statutes, which describes the developer’s (or other person’s) right to retain control of the association shall recite the provisions of Section 718.301(1)(a)-(g)(e), Florida Statutes, regarding turnover of control of the association. This disclosure requirement shall not prohibit a developer from providing in the declaration for turnover to the unit owners other than the developer at an earlier point than the maximum time period set forth in these statutory entitlements.

Rulemaking Specific Authority 718.501 FS. Law Implemented 718.104(4)(i), 718.301, 718.503, 718.504 FS. History–New 11-23-93, Amended _____.

61B-17.002 Procedure for Filing.

(1) through (3) No change.

(4) There shall be submitted with each filing a Filing Checklist which substantially conforms to DBPR Form CO 6000-7, Filing Checklist, incorporated herein by reference and effective 12-23-02 as referenced in Rule 61B-15.0012, F.A.C. A copy of this form may be obtained by contacting the Division of Florida Condominiums, Timeshares, and Mobile Homes, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-1030.

(5) No change.

(6) If the developer wishes to include in the filing certain documents that were previously reviewed and accepted by the Division, the filing shall be accompanied by DBPR Form CO 6000-5, Certificate of Identical Documents, incorporated herein by reference and effective 12-23-02 as referenced in Rule 61B-15.0012, F.A.C. A copy of this form may be obtained by contacting the Division of Florida Condominiums, Timeshares, and Mobile Homes, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-1030.

(7) No change.

Rulemaking Specific Authority 718.501(1)(f) FS. Law Implemented 718.202, 718.502, 718.503, 718.504, 718.505 FS. History–New 11-15-77, Amended 7-22-80, Formerly 7D-17.02, Amended 4-1-92, Formerly 7D-17.002, Amended 1-26-03. 8-30-04, _____.

61B-17.003 Phase Condominium Filing.

(1) through (9) No change.

(10) If the phase plan is being extended under Section 718.403(1), Florida Statutes, the phase amendment filing must include a recorded amendment with the required unit owner approval and either of the documents required under Section 718.403(1)(c), Florida Statutes, used to determine the time period of 10 years.

Rulemaking Specific Authority 718.501(1)(f), 718.502(1)(c) FS. Law Implemented 718.104(4)(f), 718.403(1)-(7), 718.502(3), 718.503(2) FS. History–New 11-15-77, Amended 7-22-80, 5-11-82, Formerly 7D-17.03, Amended 1-27-87, Formerly 7D-17.003, Amended 1-20-97, 1-26-03, 8-5-03, _____.

61B-17.005 Examination of Documents.

(1) “Initial Acceptance” means the division finds the filed documents that have been recorded acceptable as corrected, if any corrections are made following a notice of deficiency.

(2) “Final Acceptance” means

(a) the division finds the non-recorded documents acceptable as corrected, if any corrections are made following a notice of deficiency, or

(b) the developer submitted recorded amendment(s) to previously recorded documents that incorporate corrections made after a notice of deficiency.

(3) “Record” or “recorded” means a document that has been recorded in the official records of the county where the condominium is located. The copy of the recorded document(s) provided to the division must bear the county clerk’s official stamp or seal with the recording date and location in the public records by book and page. A photocopy of the recorded document is acceptable as long as the recording information is clearly legible.

(4) “Withdrawn” means the filing has been withdrawn from the review process.

(1) through (7) renumbered (5) through (10) No change.

(11) If a filing contains previously recorded documents that require corrections, a recorded amendment incorporating these corrections must be filed within 30 days of the division issuing an Initial Acceptance. If the recorded amendment is not submitted or if the filing has not been withdrawn within the 30-day period, the division will reject the filing under this rule, and no further offers may be made utilizing the rejected documents.

Rulemaking Specific Authority 718.501(1)(f), 718.502(1)(c) FS. Law Implemented 718.501, 718.502, 718.505 FS. History–New 11-15-77, Amended 7-22-80, 8-31-83, Formerly 7D-17.05, Amended 9-7-88, 3-21-89, Formerly 7D-17.005, Amended 1-26-03, 8-30-04, _____.

61B-17.006 Filing and Examination of Amendments to Documents.

(1) “Amendment” means

(a) any change to documents that have previously been filed with and accepted by the division, and

(b) any change to a document(s) recorded in the public records, whether the change is technical or substantive, regardless of the procedure by which the change is made.

Developers shall file such changes as amendments, regardless of the nature of the changes, except as provided in paragraph ~~(5)(2)(b)~~.

(2) “Initial Acceptance” means the Division finds the filed documents that have been recorded acceptable as corrected, if any corrections are made following a notice of deficiency.

(3) “Final Acceptance” means

(a) the division finds the non-recorded documents acceptable as corrected, if any corrections are made following a notice of deficiency, or

(b) the developer submitted recorded amendment(s) to previously recorded documents that incorporate corrections made after a notice of deficiency

(4) “Record” or recorded” means a document that has been recorded in the official records of the county where the condominium is located. The copy of the recorded document(s) provided to the division must bear the county clerk’s official stamp or seal with the recording date and location in the public records by book and page. A photocopy of the recorded document is acceptable as long as the recording information is clearly legible.

(5) “Withdrawn” means the filing has been withdrawn from the review process.

~~(5)(2)(a)~~ Every developer of a condominium who holds a unit for sale in a condominium shall submit to the ~~division~~ Division any amendments in documents or items on file with the ~~division~~ Division and deliver to the purchaser pursuant to Rule 61B-18.001, F.A.C., all amendments prior to closing, but in no event, later than 10 days after the amendment is accepted by the division.

(b) through (d) No change.

(3) through (9) renumbered (6) through (12) No change.

(13) If an amendment filing contains recorded documents that require corrections, a recorded amendment incorporating these corrections must be filed within 30 days of the division issuing an Initial Acceptance. If the recorded amendment is not submitted or if the filing has not been withdrawn within the 30-day period, the division will reject the filing under this rule, and no further offers may be made utilizing the rejected documents.

Rulemaking Specific Authority 718.501(1)(f), 718.502(1)(c) FS. Law Implemented 718.103(14), 718.502, 718.502(3), 718.503, 718.504, 718.505 FS. History– New 11-15-77, Amended 7-22-80, 10-1-85, Formerly 7D-17.06, Amended 1-27-87, 4-1-92, 7-11-93, Formerly 7D-17.006, Amended 11-23-93, 1-26-03, 8-30-04, _____.

61B-17.011 Delivery of Documents via Alternative Media.

(1) through (b) No change.

(c) State that the purchaser should not select alternative media unless the purchaser will have the means to read the documents before the expiration of the 15-day cancellation period. The alternative media disclosure statement shall be listed on the form receipt for documents in the manner prescribed in DBPR Form CO 6000-6, Receipt for Condominium Documents, incorporated herein by reference and effective 8-26-04 as referenced in Rule 61B-15.0012, F.A.C., and as required in subsection 61B-18.004(3), F.A.C. A copy of this form can be obtained by contacting the Division of Florida Condominiums, Timeshares, and Mobile Homes, Northwood Centre, 1940 N. Monore Steet, Tallahassee, Florida 32399.1030. If a portion, but not all, of the documents are delivered through the use of alternative media, the developer shall identify in the prospectus table of contents and in the receipt for condominium documents which documents are being delivered via alternative media and which documents are being delivered in paper form.

(2) Prior to delivery of documents to a purchaser via alternative media, the developer must submit to the Division a sample copy of the alternative media proposed for use by the developer together with an executed certificate, using the form prescribed in DBPR Form CO 6000-5, Certificate of Identical Documents, referenced in Rule 61B-17.002 ~~61B-15.0012~~, F.A.C., certifying that the portion of the documents delivered via alternative media is identical in form and substance to the corresponding portion of the documents reviewed and accepted by the Division.

(3) No change.

Rulemaking Specific Authority 718.501(1)(f), 718.501(1)(c) FS. Law Implemented 718.502, 718.503, 718.504 FS. History–New 1-26-03, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ronnie Whitaker, Director, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 24, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 9, 2013

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:
61G15-22.001 Continuing Education Requirements
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 39, No. 189, September 27, 2013 issue of the Florida Administrative Register has been withdrawn.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice: that on October 2, 2013, it has issued an order granting a variance.

Petitioner's Name: South Fork Village (CDD-East) – File Tracking No. 13-4174

Date Petition Filed: August 12, 2013

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought: lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register: August 15, 2013

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, x. 2298, water.variances@watermatters.org.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice: that on October 2, 2013, it has issued an order granting a variance.

Petitioner's Name: Brian and Constance Hale – File Tracking No. 13-4178

Date Petition Filed: September 4, 2013

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought: lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register: September 6, 2013

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, x. 2298, water.variances@watermatters.org.

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

NOTICE IS HEREBY GIVEN that on August 27, 2013, the Board of Orthotists and Prosthetists, received a petition for Fili-Melé Rodriguez, seeking a variance or waiver of Rule 64B14-4.003, F.A.C., requiring documentation of eligibility for licensure. Comments on this petition should be filed with the Board of Orthotists and Prosthetists at the address below within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: William Miller, Executive Director, Department of Health, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399, (850)245-4444, William_Miller@doh.state.fl.us.

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

The Board of Orthotists and Prosthetists hereby gives notice: of the issuance of an Order regarding the Petition for Variance or Waiver, filed on June 21, 2013, by Wayne T. Lawall. The Notice of Petition for Waiver or Variance was published in Vol. 39, No. 125, of the June 27, 2013, Florida Administrative Register. Petitioner sought a waiver or variance of paragraph 64B14-4.003(1)(d), F.A.C., which requires those seeking to obtain a license as an Orthotists or Prosthetists in the State of

Florida and complete an internship for certification must provide a patient log signed by his qualified supervisor(s) and the number of hours worked. The Board considered the instant Petition at a duly-noticed public meeting held on July 26, 2013, by teleconference.

The Board's Order, filed on August 12, 2013, granted the petition on the following grounds:

1. Petitioner has established that the purpose of the underlying statutes would be met;
2. Petitioner provided credible evidence that he completed the requisite practical experience.

A copy of the Order or additional information may be obtained by contacting: William Miller, Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399, (850)245-4355 or by electronic mail: William_Miller@doh.state.fl.us.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

NOTICE IS HEREBY GIVEN that on October 02, 2013, the Florida Housing Finance Corporation, received a petition for waiver from Garden Grove Apartments, LTD. and Uptown Maitland Partners, LTD., requesting a waiver from subsection 67-48.004(14), F.A.C., to permit a change in the Total Set-Aside Percentage submitted in the Applications and with carryover documentation to the percentages.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ashley Marie Black, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

NOTICE IS HEREBY GIVEN that on October 02, 2013, the Florida Housing Finance Corporation, received a petition for waiver from Martin Lakeside Apartments, LTD., requesting a waiver from subsection 67-48.004(14), F.A.C., to permit a change in the total number of units submitted in the Applications and with carryover documentation to the percentages.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ashley Marie Black, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs
The Council on the Social Status of Black Men and Boys announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 28, 2013, 5:00 p.m. – 6:00 p.m.

PLACE: Toll Free Dial in Number: 1(888)670-3525, Participant Code: 2473154911

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.

A copy of the agenda may be obtained by contacting: visit <http://www.cssbmb.com>.

Please be advised that meetings maybe subject to change.

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 days before the workshop/meeting by contacting: Bureau of Criminal Justice Programs at (850)414-3300. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

The Florida Alligator Marketing and Education Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 6, 2013, 10:00 a.m.

PLACE: Bert Harris Ag Center/IFAS Extension, 4509 George Boulevard Sebring, FL 33875, (863)402-6540, Contact: Valorie Henderson

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The purpose of this meeting is to conduct general business of the Florida Alligator Marketing and Education Committee, and to discuss marketing and education initiatives for the current fiscal year.

A copy of the agenda may be obtained by contacting: John Easley or Martin May at (850)617-7280.

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: John Easley or Martin May at (850)617-7280.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

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

PLACE: District Headquarters – B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action on any item appearing on the agendas for the meetings and on any item that is added to the agendas for any of the meetings as a result of a change to the agendas approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action on any item appearing on the agendas for the meetings and on any item that is added to the agendas for any of the meetings as a result of a change to the agendas approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Governing Board will discuss and consider District business, including regulatory and non-regulatory matters.

A copy of the agenda may be obtained by contacting: Jacki McGorty at (561)682-2087 or jmcgorty@sfwmd.gov.

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: Jacki McGorty at (561)682-2087 or jmcgorty@sfwmd.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Jacki McGorty at (561)682-2087 or jmcgorty@sfwmd.gov.

EXPRESSWAY AUTHORITIES

Orlando-Orange County Expressway Authority

The Orlando-Orange County Expressway Authority announces a workshop to which all persons are invited.

DATE AND TIME: November 7, 2013, 6:00 p.m.

PLACE: Northwest Orange County Improvement Association (N.O.C.I.A.) Building, 4253 W. Ponkan Rd., Apopka, FL 32712

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Expressway Authority is planning to build its second section of the Wekiva Parkway. The three projects, totaling 5 miles, will feature all electronic tolling and a multi-level, systems interchange near Haas Road-Ondich Road and Plymouth Sorrento Road. Construction of the three sections is estimated at \$150 million. Work is scheduled to begin in 2017 and finish in late 2019. The meeting will be an open-house format where the public will be able to review the latest design plans, obtain other project information and speak with members of the project teams.

A copy of the agenda may be obtained by contacting: Public Information Officer Mary Brooks, Orlando-Orange County Expressway Authority, 4974 ORL Tower Road, Orlando, FL 32807 at (407)694-5505 or via email: info@wekivaparkway.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: Mary Brooks at (407)694-5505 or via email: info@wekivaparkway.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Mary Brooks at (407)694-5505 or via email: info@wekivaparkway.com.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Communications

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

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

PLACE: Capital Circle Office Complex (CCOC), 4030 Esplanade Way, Ste. 301, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss items to present to the JTF Board at their next Business Meeting.

A copy of the agenda may be obtained by contacting: Debi Smith at (850)922-7435 or email at debi.smith@dms.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: Debi Smith at (850)922-7435 or email at debi.smith@dms.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Debi Smith at (850)922-7435 or email at debi.smith@dms.myflorida.com.

DEPARTMENT OF HEALTH

Board of Dentistry

The Board of Dentistry announces a public meeting to which all persons are invited.

DATE AND TIME: November 8, 2013, 9:00 a.m.

PLACE: Department of Health, 4042 Bald Cypress Way, Room #301, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771.

DEPARTMENT OF HEALTH

Board of Dentistry

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

DATE AND TIME: October 22, 2013, 6:00 p.m.

PLACE: 1(888)670-3525 when prompted, enter conference code 5805370981

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rule review regarding dental records.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800) 955-8771.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

The Bureau of Emergency Medical Oversight announces a public meeting to which all persons are invited.

DATE AND TIME: October 24, 2013, 1:00 p.m.

PLACE: Capital Circle Office Complex – Southwood, 4042 Bald Cypress Way, Conference Room 210J, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting to discuss confidential cases. Portions of the meeting will not be open to the public.

A copy of the agenda may be obtained by contacting: Daryl Jaquette at (850)245-4005, ext. 2037.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NOS.:RULE TITLES:

65C-41.001 Definitions

65C-41.002 Youth Program Participation Requirements

65C-41.003 Application Procedures for Initial Participation and Re-entry

65C-41.004 Case Management Services For Young Adults in Extended Foster Care

65C-41.005 Judicial Interaction

65C-41.006 Discharge from Program

65C-41.007 Appeals

65C-41.008 Fiscal Management Requirements

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

DATE AND TIME: October 17, 2013, 1:00 p.m. – 3:00 p.m.

PLACE: Hotel Orlando, 6001 Destination Pkwy., Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The creation of this chapter will address continuing jurisdiction over young adults 18-21 years old who wish to remain in care, the services to which these young adults are entitled, and the manner in which those services must be provided, including an appeal procedure for program applicants.

A copy of the agenda may be obtained by contacting: Carrie Toy, Office of Child Welfare, Department of Children and Families, 1317 Winewood Blvd., Tallahassee, FL 32399, Email: carrie_toy@dcf.state.fl.us, Telephone: (850)717-4491.

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: Carrie Toy, Office of Child Welfare, Department of Children and Families, 1317 Winewood Blvd., Tallahassee, FL 32399, Email: carrie_toy@dcf.state.fl.us, Telephone: (850)717-4491. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Refugee Services**

The Department of Children and Families, Refugee Services announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 17, 2013, 2:30 p.m.

PLACE: Florida Department of Children and Families, 1317 Winewood Blvd., Bldg. 1, Room 132, Tallahassee, FL 32399-0700

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Title: Organizational Meeting of Negotiation Team for the Citizenship and Immigration Related Employability Services for Broward, Miami-Dade and Palm Beach Counties (ITN# SNR14K01).

Description: As provided for in Sections 2.5 and 5.3 of this ITN which was published to the Vendor Bid System (VBS) on April 18, 2013. The VBS can be accessed at: <http://vbs.dms.state.fl.us/>. The purpose of the Organizational Meeting of Negotiation Team is to enable the Department to

establish the principle terms and conditions needing to be negotiated with Vendors and create successful strategies that will be used during the negotiation process.

A copy of the agenda may be obtained by contacting: Holly_Merrick@dcf.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 3 days before the workshop/meeting by contacting: Pamela Thornton, email: Pamela_Thornton@dcf.state.fl.us or (850)717-4567. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Holly_Merrick@dcf.state.fl.us.

NORTH FLORIDA BROADBAND AUTHORITY

The North Florida Broadband Authority announces a public meeting to which all persons are invited.

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

PLACE: 205 NE Marion Street, Lake City, FL 32055

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The North Florida Broadband Authority (NFBA) Board of Directors announces that a regular monthly meeting will be held on Wednesday, October 9, 2013, and all interested persons are invited. The NFBA is a public body created by Interlocal Agreement pursuant to Section 163.01, Florida Statutes. The meeting will be held at 10:00 a.m. at 205 NE Marion Street Lake City, FL 32055. The Board will address general policy and operational matters of the NFBA.

In accordance with the Americans with Disabilities Act, persons needing special accommodations or an interpreter to participate in this meeting should contact: Springfield Law, P.A. at (352)371-9909 at least 2 business day prior to the date of the meeting. 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).

FLORIDA SURPLUS ASSET FUND TRUST

The Florida Surplus Asset Fund Trust announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 18, 2013, 12:00 Noon

PLACE: Akerman Senterfitt, CNL Center II Building, 420 South Orange Avenue, Suite 1200, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED:

A. BUSINESS ITEMS

1. Call to Order/ Roll Call
2. Results of Board Seat Election- Board Secretary/Treasurer/Administrator
3. Approval Prior Board Meeting Minutes

- (a) July 26, 2013
- 4. Participant and Guest Introductions
- 5. Approval of 2014 FL SAFE Annual Budget- FMAS/PMA
- B. OTHER ITEMS
- 1. Investment Advisor/Operations Manager Update - PMA
 - (a) Economic and Market Update
 - (b) FLSAFE LGIP Portfolio Update
 - (c) Operations Manager Report
 - (d) Update on FIIP Rates
 - (e) Term Series – Discussion Proposed Second 2013 Issue
 - (f) PMA Comments
- 2. Administrator Update- FMAS
 - (a) Marketing Update, Conferences, Events, Presentations
 - (b) FMAS Comments
- 3. FLSAFE Counsel’s Comments
- 4. Participants’ Comments
- 5. Advisory Council Comments- Banking Services Option
- 6. Board Members’ Comments
- C. SET NEXT MEETING DATE/ ADJOURNMENT

1. Future meeting dates: January 2014
 A copy of the agenda may be obtained by contacting: Jeff Larson, FLSAFE Administrator at (407)496-1597, jlarson@floridamanagementservices.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 72 hours before the workshop/meeting by contacting: Jeff Larson, FLSAFE Administrator at (407)496-1597, jlarson@floridamanagementservices.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).

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: Jeff Larson, FLSAFE Administrator at (407)496-1597, jlarson@floridamanagementservices.com.

MRGMIAMI

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

DATE AND TIME: Thursday, October 10, 2013, 6:00 p.m.
 PLACE: Griffing Center, 12220 Griffing Boulevard, North Miami, Florida 33161

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 The Florida Department of Transportation (FDOT), District Six will hold a public workshop to discuss proposed access management improvements for three (3) intersections along the NE 125 Street: (1) NE 125 Street/West Dixie Highway intersection; (2) NE 125 Street/NE 6 Avenue/West Dixie Highway intersection; and (3) NE 125 Street/NE 7 Avenue Intersection in Miami-Dade County. The project identification number is 427521-1-22-01.

The proposed work includes: (1) reopening the connection between NE 125 Street and West Dixie Highway to the south (entrance only); (2) converting the outside lanes of West Dixie Highway between NE 126 Street and NE 128 Street to parallel parking; closing West Dixie Highway’s southbound approach between NE 126 Street and NE 125 Street and converting that segment to expand the existing pedestrian plaza so it can accommodate a bus bay and potential landscaping; (3) converting NE 7 Avenue to a one-way southbound road between NE 128 Street and NE 125 Street.

The public workshop will be held as an open house and attendees are welcome to arrive any time between 6:00 p.m. and 8:00 p.m. to review the proposed plans and project displays. FDOT representatives will be available to discuss the project, answer questions, and receive comments on the proposed improvements.

A copy of the agenda may be obtained by contacting: Mr. Alejandro Martinez, Project Manager, Florida Department of Transportation, District Six, 1000 NW 111th Avenue, Room 6102-D, Miami, Florida 33172, (305)470-5298 (Telephone) or via email at alejandro.martinez@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

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 seven (7) days before the workshop/meeting by contacting: Mr. Nicholas Danu, P.E., at (305)470-5219 or in writing at 1000 NW 111th Avenue, Room 6111-A, Miami, Florida 33172 or via email at nicholas.danu@dot.state.fl.us. Any persons who require translation services (free of charge) should also contact Mr. Nicholas Danu, P.E. at least seven (7) days before the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Alejandro Martinez, Project Manager, Florida Department of Transportation, District Six, 1000 NW 111th Avenue, Room 6102-D, Miami, Florida 33172, (305)470-5298 (Telephone) or via email at alejandro.martinez@dot.state.fl.us.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

NOTICE IS HEREBY GIVEN that Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, State of Florida has issued an order disposing of the petition for declaratory statement filed by the Petitioner, Bottle Club LLC d/b/a EYZ WIDE SHUT II ("EYZ WIDE SHUT") DS-2013-051 on June 28, 2013. The following is a summary of the agency's disposition of the petition:

On June 28, 2013, the Petitioner, BOTTLE CLUB, LLC., d/b/a EYZ WIDE SHUT, filed a Petition for Declaratory Statement seeking the agency's opinion as to the applicability of the Petitioner's circumstances as to how Florida Statutes 561 and 562 apply to operating a bottle club and 4-COP operating as an adjacent business that are connected by a door. The Petitioner is substantially affected by the particular circumstances of its proposed declaratory statement because Petitioner is uncertain if he can or how to operate with an adjacent bottle club and comply with any applicable laws and other regulation at the same time. The Department published the notice of receipt on the F.A.W website on 7/10/2013 vol. 39/133. On September 25, 2013, the Department filed a Final Order based upon the facts set out in the submitted Petition for Declaratory Statement, Petitioner's proposed business model – to use another licensed premises as the entrance to it own – is impermissible under Florida Law. Therefore, the Petition is denied. This conclusion is based on the facts described in the Petitioner's Petition for Declaratory Statement and legal research by the Division. Accordingly, this conclusion has no application in the event that the factual circumstances and/or relationships among the entities described herein are incorrect or change.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Joy.Cottrell@myfloridalicense.com, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

Please refer all comments to: Michael Ross, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

NOTICE IS HEREBY GIVEN that the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has declined to rule on the petition for declaratory statement filed by West Flagler Associates, Ltd., Petitioner in DBPR Case No. 2013008605, Petition No. DS 2013-012, on June 21, 2013. The following is a summary of the agency's declination of the petition:

Petitioner sought a determination as to whether a pari-mutuel permitholder can conduct its pari-mutuel operation by lease at another pari-mutuel facility and still maintain its ability to conduct slot machine operations at the site of the pari-mutuel permit. However, the Petition is not about the Petitioner's unique set of circumstances and asks for a statement that would be generally applicable to all pari-mutuel facilities. Additionally, the Petition asks about the applicability of Chapter 551, Florida Statutes, or any other provision of Florida law and not to a specific statutory provision, rule, or order. Therefore, the Petition does not comply with the requirements of statute and the Petition was denied on September 23, 2013.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, phone: (850)921-0342.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

NOTICE IS HEREBY GIVEN that the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has declined to rule on the petition for declaratory statement filed by Investment Corporation of Palm Beach, Inc., Petitioner in DBPR Case No. 2013007595, Petition No. DS 2013-010, on May 3, 2013. The following is a summary of the agency's declination of the petition:

Petitioner sought a determination as to whether any individual or entity can condition the receipt of intertrack and simulcast signals on the payment of totalisator interface fees or Thoroughbred Racing Protective Bureau (TRPB) fees and whether the Division could discipline Petitioner's license for failure to pay interface fees or TRPB fees. However, the Petition sought determinations regarding others' conduct and failed to specify a statutory provision, rule, or order which might apply to a set of circumstances which would lead to discipline for failure to pay the fees. Therefore, the Petition fails to comply with the requirements of statute and the Petition was denied on September 23, 2013.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, phone: (850)921-0342.

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

NOTICE IS HEREBY GIVEN that the Board of Orthotists and Prosthetists has received the petition for declaratory statement from American Board for Certification in Orthotics, Prosthetics and Pedorthics, Inc. (ABC), on September 30, 2013. The petition seeks the agency's opinion as to the applicability of subsection 468.80(6), Florida Statutes as it applies to the petitioner.

The Petitioner seeks a declaratory statement on subsection 468.80(6), Florida Statutes, regarding whether the application of fracture casts is within the independent scope of practice of a licensed orthotic fitter. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: William Miller, Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399, (850)245-4355 or by electronic mail: William_Miller@doh.state.fl.us.

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

NONE

Section XII
Miscellaneous

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On October 1, 2013, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Angel M. Cody, C.N.A., CNA# 211891. 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.