

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: 6E-2.004 RULE TITLE: Standards and Procedures for Licensure
PURPOSE AND EFFECT: To consider amending institutional admission, progression and graduation policies for nursing programs in order to address the high failure rates for these programs.

SUBJECT AREA TO BE ADDRESSED: Standards for admission, progression and graduation in LPN and RN programs.

RULEMAKING AUTHORITY: 1005.22(1)(e), 1005.31(2),(3), 1005.34, 1005.39 FS.

LAW IMPLEMENTED: 1005.04, 1005.31, 1005.33(1), 1005.34, 1005.39 FS.

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

DATE AND TIME: January 7, 2014, 2:00 p.m.
PLACE: Mission Inn Resort & Club, 10400 County Road 48, Howey In The Hills, Florida 34737

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400

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

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-1.014 RULE TITLE: Records and Reports
PURPOSE AND EFFECT: The purpose of this rule development and workshop is to gather input regarding a possible mandatory requirement of electronic patient care record submission from emergency medical services providers.

SUBJECT AREA TO BE ADDRESSED: Electronic submission of prehospital patient care records.

RULEMAKING AUTHORITY: 401.30 FS.
LAW IMPLEMENTED: 401.30 FS.

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

DATE AND TIME: TBD
PLACE: TBD/Broward County
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: Steve McCoy at (850)245-4440, ext. 2727 or via email at Steve.McCoy@flhealth.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Steve McCoy at (850)245-4440, ext. 2727 or via email at Steve.McCoy@flhealth.gov

The meeting agenda, Draft Emergency Medical Services Tracking and Reporting System Data Dictionaries 1.4 and 3.0, and additional meeting materials will available by close of business, seven days prior to the meeting.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 64J-1.014 Records and Reports.
- (1) Each provider shall be responsible for supervising, preparing, filing and maintaining records and for submitting reports to the department as requested. All records shall be handled in such a manner as to ensure reasonable safety from water and fire damage and to be safeguarded from unauthorized use. Any records maintained by the provider as required by these rules shall be accessible to authorized representatives of the department and shall be retained for a period of at least 5 years except as otherwise specified in this rule. Each provider shall maintain the following administrative records:
 - (a) Vehicle registration, copy of past department inspection reports, proof of current vehicle permit, and proof of current insurance coverage.
 - (b) Personnel records for each employee, to include date of employment, training records, employee application, documentation of current certification, and confirmation that each driver is in compliance with Section 401.281, F.S.
 - (c) Copy of up-to-date department approved TTPs.
 - (2) Each EMS provider shall ensure that a written abbreviated an accurate and complete patient care record or a complete patient care record was prepared for each instance in

which a patient was transported to a hospital ~~and. The transporting EMS provider shall provide the abbreviated complete and accurate patient care record as defined in subsection 64J-1.014(3) 64J-1.001(18), F.A.C., to the receiving hospital personnel at the time the patient is transported and required in Rule 64J-1.014, F.A.C. upon request within 24 hours of the time the vehicle was originally dispatched in response to the request for emergency medical assistance.~~

(3) The ~~abbreviated accurate and complete~~ patient care record shall include all known information listed below and the known information defined under subsection 64J-1.001(18), F.A.C.;

(a) Date of call;

(b) Time of call;

(c) The service name;

(d) Incident ID number;

(e) Lead crew signature or identification number;

(f) Service name for any other licensed service providing care;

~~(g) Name for first responder agency;~~

~~(g)(h)~~ The patient's full name or unique identification number if the name is unknown;

~~(h)(i)~~ The patient's age;

~~(i)(j)~~ Patient assessment information (e.g., airway, breathing, circulation, pupils, skin and vitals) taken on scene and en route with times taken for vitals;

~~(j)(k)~~ The initial vitals taken by a non-transport service before the arrival of the transport unit;

~~(k)(l)~~ The patient's medical history, current medications; allergies, and chief complaint;

~~(l)(m)~~ Interventions attempted (e.g., airway, breathing, circulation, and secondary interventions); and

~~(m)(n)~~ Medication(s) administered including the time, medication, dose and route.

(4) Non-transporting vehicle personnel shall provide an abbreviated patient care record information pertinent to the patient's identification, patient assessment and care provided to the patient to the transporting vehicle personnel at the time the responsibility of the patient is transferred to the transporting service.

(5) Documentation of known information in an abbreviated patient care record shall not delay response to requests for emergency medical assistance. Transporting vehicle personnel shall provide recorded information to the receiving hospital personnel at the time the patient is transferred that contains all known pertinent incident, patient identification and patient care information.

(6) Each EMS provider shall maintain a copy of the complete patient care record as defined in subsection 64J-1.001(18), F.A.C., for a period of at least 5 years. This copy is considered to be the copy of record, shall contain an original signature by the lead crew member or an identification number assigned to the lead crew member and is certifiable as a true copy.

(7) Each licensed EMS provider is responsible for quality review for completeness and accuracy of their own patient care records.

(8) Medication errors and reactions en route shall be reported to the physician who ordered the medication, the receiving physician, and the ALS medical director.

(9) Each provider shall maintain a written plan, available for review by the department, for the proper handling, storage, and disposal of biohazardous wastes in accordance with Chapter 64E-16, F.A.C.

(10) Each provider shall return his license to the department within 15 calendar days after a change of name or ownership of the service or upon permanently ceasing to provide service.

(11) Each air ambulance provider shall maintain documentation describing the service rendered to the patient and cost as part of the patient's record in accordance with Section 401.251(4)(c), F.S.

(12) A fixed wing air ambulance provider shall have an air medical crew member document the cabin altitude hourly. The cabin pressure shall be documented on the patient care record.

(13) Each provider shall document and submit to the department a complete patient care record in accordance with the format and time frame specified in the Emergency Medical Services Tracking and System Data Dictionary Version 1.4 or 3.0 by January 1, 2016, the information contained on DH Form 1304, May 02, "EMS Aggregate Prehospital Report and Provider Profile Information Form", which are is incorporated by reference and available from the department and available at www.XXXXXX.gov as defined and required in DHP 150-445, May 02, "Florida Department of Health, Bureau of Emergency Medical Oversight Instruction Manual for the EMS Aggregate Pre-hospital and Provider Profile Information Form (DH 1304)", which is incorporated by reference and available from the department. A complete patient care record shall be delivered to the receiving hospital within 24 hours from the time the vehicle was originally dispatched in response to the request for emergency medical assistance.

(a) Each provider transitioning to the Emergency Medical Services Tracking and Reporting System (EMSTARS) Data

Dictionary Version 1.4 or 3.0 shall document and submit to the department, the information contained on DH Form 1304, May 02, "EMS Aggregate Prehospital Report and Provider Profile Information Form", which is incorporated by reference and available from the department as defined and required in DHP 150-445, May 02, "Florida Department of Health, Bureau of Emergency Medical Oversight Instruction Manual for the: EMS Aggregate Pre-hospital and Provider Profile Information Form (DH 1304)", which is incorporated by reference and available from the department. Providers transitioning to EMSTARS shall submit DH Form 1304 within thirty days after the close of the quarter until all requests for emergency medical assistance are documented and submitted through the EMSTARS. Quarter 1 closing date is March 31st, Quarter 2 closing date is June 30th, Quarter 3 closing date is September 30th, and Quarter 4 closing date is December 31st. Reports shall be submitted in accordance with the format and time frame specified in DHP 150-445. Reports received after the due date(s) specified in DHP 150-445 or not in the format specified in DHP 150-445, may not be included in reports published by the department.

(b) The non-transporting unit is responsible for providing critical treatment and intervention information as defined in subsection 64J-1.014(3) ~~DHP 150-445~~ to the transporting unit at the time that the responsibility for the patient's care is transferred to the transporting unit. ~~The transporting unit is required to include counts of all known critical treatments and interventions that were administered or attempted to be administered to the patient prior to their arrival as defined and required in DHP 150-445 as part of their required quarterly submission of DH Form 1304 to the department.~~

Rulemaking Authority 381.0011, 395.405, 401.30, 401.35 FS. Law Implemented 381.001, 381.0205, 395.401-405, 401.23, 401.25, 401.27, 401.30, 401.35, 401.411 FS. History—New 11-29-82, Amended 4-26-84, 3-11-85, Formerly 10D-66.60, Amended 11-2-86, 4-12-88, 8-3-88, 12-10-92, 11-30-93, 12-10-95, 1-26-97, Formerly 10D-66.060, Amended 7-14-99, 2-20-00, 4-15-01, 11-3-02, 10-24-05, Formerly 64E-2.013, Amended _____.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:
64J-2.020 Acute Care Hospital Trauma Registry
PURPOSE AND EFFECT: The purpose of this rule development workshop is to gather input regarding a possible requirement of having acute care hospitals submit trauma care data to the department.
SUBJECT AREA TO BE ADDRESSED: Submission of trauma care data from acute care hospitals.

RULEMAKING AUTHORITY: 395.405 FS.
LAW IMPLEMENTED: 395.401, 395.4025, 395.404 FS.
A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
DATE AND TIME: Friday, January 3, 2014, 9:00 a.m.
PLACE: TBD/Broward County
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: Sophia Flowers at (850)245-4005 or via e-mail at Sophia.Flowers@flhealth.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).
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sophia Flowers at (850)245-4005 or via e-mail at Sophia.Flowers@flhealth.gov

The meeting agenda, Draft Acute Care Trauma Registry Manual, and additional meeting materials will available by close of business, seven days prior to the meeting.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64J-2.020 Acute Care Hospital Trauma Registry.
Each hospital as defined by Section 395.002(12), F.S., shall document and submit to the department patient care data in accordance with the format and time frame specified in the Florida Acute Care Trauma Registry Manual, January 2014, which is incorporated by reference and available from the department, or at <http://www.xxxxxxx.gov>.
Rulemaking Authority 395.405 FS. Law Implemented 395.401, 395.4025, 395.404 FS. History—New _____.

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

RULE NOS.: RULE TITLES:
69L-5.209 Financial Statements Reporting
69L-5.215 Parental Guaranty
69L-5.219 Excess Insurance
69L-5.222 Revocation and Employer Compliance
PURPOSE AND EFFECT: The proposed rulemaking amends Rule 69L-5.209, F.A.C., deleting references to a Current or Former Self-Insurer's Net Worth requirements, with regards to Financial Statements Reporting requirements; the proposed rule is renumbered, accordingly. Proposed Rule 69L-5.225, F.A.C., is amended to provide guidance to Current and Former

Self-Insured entities regarding purpose-specific distinctions in methodologies used when determining a self-insured's Net Worth. Proposed Rule 69L-5.219, F.A.C., is amended to increase a self-insurer's maximum per occurrence retention from the greater of \$500,000 or 1% of the self-insurer's net worth to the greater of \$600,000 or 1.5% of the self-insurer's Net Worth, and to clarify factors that the Department must consider when reviewing a Current Self-Insurer's request for a higher self-insured retention. The aforementioned changes are made to reflect inflation in the costs of claims and to provide self-insurers with a measure of control over premium costs for excess insurance. Proposed Rule 69L-5.215, F.A.C., is amended to delete erroneous references to Rule 69L-5.209, F.A.C., and to make certain technical changes.

SUBJECT AREA TO BE ADDRESSED: Amendments to Rules 69L-5.209, 5.215, 5.219, and 5.225, F.A.C., relating to the determination of a self-insurer's Net Worth. The proposed rulemaking also includes certain technical changes.

RULEMAKING AUTHORITY: 440.38(1), (2), (3), 440.385(6), 440.525(2), 440.591 FS.

LAW IMPLEMENTED: 440.38(1), (2), (3), 440.385(1), (3), (6), 440.525 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: Thursday, January 16, 2014, 9:30 a.m. – 11:30 a.m.

PLACE: 102 Hartman Building, 2012 Capital Circle Southeast, Tallahassee, Florida

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: Dwayne Manning, (850)413-1784 or Dwayne.Manning@MyFloridaCFO.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: Dwayne Manning, Insurance Administrator, Department of Financial Services, Division of Workers' Compensation, Bureau of Financial Accountability, Self-Insurance Unit, 200 East Gaines Street, Tallahassee, Florida 32399-4221, (850)413-1784 or Dwayne.Manning@MyFloridaCFO.com

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

Section II Proposed Rules

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.030
RULE TITLE: Absentee Ballots for Overseas (Uniformed Services and Civilian) Voters

PURPOSE AND EFFECT: This rule incorporates changes to the return date of voted absentee ballots of overseas voters in any presidential preference primary or general election made by s. 17, Ch. 2013-57, Laws of Fla.

SUMMARY: Rule 1S-2.030, F.A.C., needs to be amended to conform to the new requirements of s. 17, Ch. 2013-57, Laws of Florida, amending Section 101.6952(5), Florida Statutes, which is effective on January 1, 2014. In addition, the substance of Rule 1S-2.049, F.A.C., will be absorbed by Rule 1S-2.030, F.A.C., and Rule 1S-2.049, F.A.C., will be repealed.

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: This rule will not require legislative ratification pursuant to Section 120.541(3), F.S., because the rule applies only to election-related activities. Based upon past experiences with rules of this nature, this rule will not have an adverse effect on businesses or private-sector economic growth, job-creation, employment or investment; it is not likely to have an adverse impact on business competitiveness nor innovation in excess of the statutory threshold; nor will it increase regulatory costs in excess of the threshold mandating legislative ratification. No other statute requires legislative ratification for this rule.

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: 20.10(3), 97.012(1), 101.697 FS.

LAW IMPLEMENTED: 101.62, 101.64, 101.65, 101.6923, 101.6952, 101.697 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, January 13, 2014, 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 3 days before the workshop/meeting by contacting: Brandy Hedges, Department of State, (850)245-6523, Brandy.Hedges@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 IS: Jordan Jones, Assistant General Counsel at (850)245-6536 or jordan.jones@dos.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.030 Absentee Ballots for Overseas (Uniformed Services and Civilian) Voters.

(1) Application. This rule applies solely to the request, delivery and return of absentee ballots for uniformed services voters who are absent stateside and overseas voters as defined in Section 97.021, F.S. Absent stateside uniformed services voters are those absent uniformed services voters as defined in Section 97.021, F.S., who are absent but are not overseas from the place of residence where the voter is otherwise qualified to vote.

(2) Requests. A request for an absentee ballot shall be submitted in accordance with Section 101.62(1), F.S., which may be by phone or in writing (such as mail, fax, e-mail or online). In addition to the information required by Section 101.62(1), F.S., the request for an absentee ballot must also include the following information:

(a) The ~~overseas~~ voter's requested method of delivery for the blank absentee ballot (by mail or electronic means such as fax, e-mail or online).

(b) The corresponding destination, whichever is applicable, to either transmit the blank ballot or communicate how to access the blank ballot electronically by some other means:

1. An applicable out-of-county mailing address or an APO/FPO or other deliverable overseas mailing address;

2. A fax machine number and an applicable out-of-county address or out-of-country address (only for purposes of affirming absence from the county or the United States), or

3. An e-mail address and an applicable out-of-county address or out-of-country address (only for purposes of affirming absence from the county or the United States).

(3) Processing requests. When a supervisor receives an absentee ballot request from an absent stateside uniformed services voter or overseas voter, the supervisor shall:

(a) Verify the information provided to determine if the ~~overseas~~ voter is a qualified and registered voter for the election.

(b) Provide in accordance with the timeframes in Section 101.62, F.S., the appropriate absentee ballot, the instructions for voting and returning the ballot, and the Voter's Certificate by the means requested by the ~~overseas~~ voter in subsection (2).

(c) Record the receipt date of the request ~~was received~~, the date and manner in which the Supervisor of Elections made the absentee ballot was made available to the voter, and the corresponding mailing eocorresponding address, email address, fax number or other delivery destination to which the blank ballot was provided to the voter.

(d) Ensure that the Supervisor of Elections' office's his or her transmitting and receiving equipment is in a secure location with access limited to the supervisor's employees and that the absentee ballot is sent directly to the specified delivery destination requested by the ~~overseas~~ voter. It is the ~~overseas~~ voter's responsibility to ensure the security of the receiving facsimile machine, computer, or receiving unit.

(4) Return of Voted Absentee Ballot.

~~(a) A voted ballot returned by e-mail shall not be accepted.~~ An overseas voter has the option to may return the voted ballot and signed certificate by mail, by fax, in person (if he or she returns to county of residence) or through someone else on behalf of the voter pursuant to the ballot instructions in subsection (7). If the overseas voter returns the ballot by fax, the ballot and Voter's Certificate must be sent directly to the fax number provided by the supervisor of elections or to a fax number provided by Federal Voting Assistance Program of the Department of Defense.

(b) An absent stateside uniformed services voter may return the voted ballot and signed Voter's Certificate only by mail, in person (if he or she returns to the county of residence), or have it returned in person by someone else pursuant to the ballot instructions in subsection (7).

(c) No voted absentee ballot returned by email shall be counted.

(5) Deadline to Return Absentee Ballot.

(a) To be accepted and counted, a voted absentee ballot must be received by the supervisor no later than 7:00 p.m. election day in the time zone for the county in which the ~~overseas~~ voter is registered.

(b) For overseas voters only casting ballots in presidential preference primary and general elections, a 10-day extension exists. The ballot must be postmarked or dated no later than election day and received by the supervisor of elections of the county in which the voter is registered no later than 10 days after election day.

~~(a) If returned by fax, the ballot and Voter's Certificate must be sent directly to the fax number provided by the supervisor of elections or to a fax number provided by Federal Voting Assistance Program of the Department of Defense.~~

~~(b) If returned by mail, the ballot and Voter's Certificate must be returned to the supervisor of elections' office in the manner described in the ballot instructions under subsection (6).~~

~~(6)(5) Voter's Certificate.~~ The Voter's Certificate for absentee ballots to all absent stateside uniformed services and overseas voters shall be substantially as follows:

Note: Please Read Instructions Carefully Before Marking Ballot and Completing Voter's Certificate.

VOTER'S CERTIFICATE

I, _____, swear or affirm, under penalty of perjury, that I am:
Print Name

1. A member of the Uniformed Services or ~~M~~merchant ~~M~~marine on active duty; or an eligible spouse or dependent of such a member; or a U.S. citizen temporarily residing outside the U.S.; or ~~o~~Other U.S. citizen residing outside the U.S.; and

2. I am a U.S. citizen, at least 18 years of age (or will be by the date of the election), and I am eligible to vote in the requested jurisdiction; and

3. I have not been convicted of a felony; or other disqualifying offense; or been adjudicated mentally incompetent, or; if so, my voting rights have been reinstated; and

4. I am not registering, requesting a ballot, or voting in any other jurisdiction in the U.S., ~~except the jurisdiction cited in this voting form.~~

In voting, I have marked and sealed my ballot in private and have not allowed any person to observe the marking of the ballot, except for those authorized to assist voters under State or Federal law. I have not been influenced.

My signature and date below indicate when I completed this document.

The information on this form is true, ~~accurate~~ and complete to the best of my knowledge.

I understand that a material misstatement of fact in completion of this document may constitute grounds for a conviction for perjury.

Signed: _____ Date: _____

~~(7)(6) Ballot Instructions.~~ The instructions to be sent with the absentee ballot to all absent stateside uniformed services and overseas voters shall be in substantially contain the following statements form:

INSTRUCTIONS

READ THESE INSTRUCTIONS CAREFULLY

BEFORE MARKING BALLOT

VERY IMPORTANT

(a) In order to ensure that your absentee ballot will be counted, complete, sign, date and return the ballot and Voter's Certificate as soon as possible to the supervisor of elections of the county in which you are registered. It must be so they are received no later than 7:00 p.m. on election day in the time zone for the county in which you are registered. If you are an overseas voter casting a ballot in a presidential preference primary or general election, an extension applies, provided your absentee ballot is postmarked or dated no later than election day and received by the supervisor of elections of the county in which you are registered to vote no later than 10 days after election.

(b) Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

(c) Mark only the number of candidate or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one candidate, your vote in that race will not be counted.

(d) Sign and date the Voter's Certificate. If you do not sign or date the Certificate, your ballot may not count. If your signature on the Voter's Certificate does not match your signature on record, your ballot will not count. VERY IMPORTANT: In order for your ballot to be counted, complete the Voter's Certificate, which must include your signature and date signed. Failure to include a signature or a date means your ballot may not be counted. Your absentee ballot will not be counted if your signature on the Voter's Certificate does not match your signature on record. If you need to update your signature for this election, you must send your signature update on a voter registration application to your supervisor of elections so that it is received before absentee ballots are canvassed which could start as early as 15 days before election day.

(e) Mail, ~~deliver, fax~~ or have delivered the completed mailing envelope with the voted absentee ballot and the Voter's Certificate. ~~Voted ballots returned by regular electronic mail will not be counted.~~

(~~f~~) To mail or have your voted absentee ballot and Voter's Certificate delivered to the supervisor of elections:

1. Place your marked ballot in the a secrecy envelope or sleeve ~~as~~ provided to you. If the ballot was provided to you other than by mail, use an unmarked envelope as a secrecy envelope. Seal the envelope. Do not seal the Voter's Certificate in the secrecy envelope or sleeve with the ballot.

2. Insert the secrecy envelope or sleeve or unmarked envelope inside the a separate mailing envelope ~~provided to you~~ and completely fill out the Voter's Certificate on the back of that mailing envelope. If you received the ballot and certificate other than by mail, place the sealed secrecy envelope or sleeve or unmarked envelope and the completed Voter's Certificate in a separate mailing envelope. Clearly mark the mailing envelope "Absentee Ballot Enclosed".

3. Mail the ballot to the supervisor of elections. To mail your ballot free of postage, use the template provided at the following link: <http://www.fvap.gov/resources/media/returnenvelope.pdf>. Print directly onto the mailing envelope or otherwise affix to the mailing envelope. Otherwise, provide sufficient postage. If you are an overseas voter, be sure you include your overseas address on the return envelope.

(~~f~~)(~~g~~) If you are an overseas voter, you have the option to fax your absentee ballot and Voter's Certificate. Fax To fax your voted absentee ballot and the Voter's Certificate, fax the ballot and signed and dated certificate to the supervisor of elections at (fax phone number) or to a fax number provided by the Federal Voting Assistance Program (FVAP) of the Department of Defense. If you fax your ballot and certificate to make sure that FVAP has sufficient time to get the ballot and certificate to the supervisor of elections by the 7:00 p.m. or 10-day deadline, whichever is applicable. If you fax your voted ballot, you will be voluntarily waiving your right to a secret ballot.

(~~g~~) Voted ballots returned by regular electronic mail (email) will not be counted.

(~~h~~) **FELONY NOTICE.** It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address, or under any other circumstances making your ballot false or fraudulent.

(~~8~~)(~~7~~) Processing Returned Absentee Ballots.

(a) The supervisor must record for each voted absentee ballot received the date of receipt and the manner of return. ~~For each voted absentee ballot received from an overseas voter, the supervisor shall record the date such ballot was received and the means by which the ballot was returned.~~

(b) Upon receipt by mail of a voted absentee ballot in an envelope other than an absentee ballot mailing envelope provided by the supervisor, the canvassing board is authorized to open the mailing envelope to determine if the Voter's Certificate is enclosed in the mailing envelope. If the Voter's Certificate is not enclosed, the secrecy envelope containing the ballot shall not be opened and the envelope shall be marked "Rejected as Illegal." If the Voter's Certificate is enclosed, the supervisor of elections shall verify the ~~overseas~~ voter's eligibility, and once verified, the ballot shall be processed as other absentee ballots. The Voter's Certificate shall be reviewed and processed in accordance with Section 101.68, F.S.

(c) Upon determination by the canvassing board that the voter was eligible to vote, the ballot shall be processed as other absentee ballots. If the returned absentee ballot was originally faxed, e-mailed or accessed electronically by some other means, the ballot shall be removed from the envelope and duplicated pursuant to Section 101.5614, F.S., so that it can be processed through the tabulating equipment.

(~~d~~)(~~e~~) Upon receipt by fax of a voted absentee ballot from an overseas voter, the supervisor of elections shall enclose the ballot in an envelope and seal it in order to preserve secrecy. The Voter's Certificate shall be attached to the envelope and later reviewed and processed in accordance with Section 101.68, F.S. Upon a determination by the canvassing board that the voter was eligible to vote, the ballot shall be removed from the envelope and duplicated so that it can be processed through the tabulating equipment.

(~~9~~)(~~8~~) Confidentiality. The supervisor of elections and the supervisor's staff shall take the steps necessary to keep the voted absentee ballots received by fax as confidential as possible.

Rulemaking Authority 20.10(3), 97.012(1), ~~97.012(4)~~, 101.697 FS. Law Implemented 101.62, 101.64, 101.65, 101.6923, 101.697 FS. History—New 5-27-02, Amended 11-26-03, 9-13-04, 9-6-07, 7-1-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jordan Jones, Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kenneth W. Detzner

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 6, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 10, 2013

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
 1S-2.049 Absentee Ballots – Absent Stateside Uniformed Services Voters

PURPOSE AND EFFECT: Rule 1S-2.049, F.A.C., will be repealed because of proposed changes to Rule 1S-2.030, F.A.C.

SUMMARY: Rule 1S-2.030, F.A.C., will be amended to conform to the new requirements of s. 17, Ch. 2013-57, Laws of Florida, amending Section 101.6952(5), Florida Statutes, which is effective on January 1, 2014. In addition, the substance of Rule 1S-2.049, F.A.C., will be absorbed by Rule 1S-2.030 and Rule 1S-2.049, F.A.C., will be repealed.

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: This rule will not require legislative ratification pursuant to Section 120.541(3), F.S., because the rule applies only to election-related activities. Based upon past experiences with rules of this nature, this rule will not have an adverse effect on businesses or private-sector economic growth, job-creation, employment or investment; it is not likely to have an adverse impact on business competitiveness nor innovation in excess of the statutory threshold; nor will it increase regulatory costs in excess of the threshold mandating legislative ratification. No other statute requires legislative ratification for this rule.

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: 20.10(3), 97.012(1), 101.697 FS.

LAW IMPLEMENTED: 101.62, 101.64, 101.65, 101.6923, 101.6952, 101.697 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: January 13, 2014, 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 3 days before the workshop/meeting by contacting: Brandy Hedges, Department of State, (850)245-6523, Brandy.Hedges@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 IS: Jordan Jones, Assistant General Counsel at (850)245-6536 or jordan.jones@dos.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.049 Absentee Ballots – Absent Stateside Uniformed Services Voters.
 Rulemaking Authority 20.10(3), 97.012(1), 101.697 FS. Law Implemented 101.62, 101.64, 101.65, 101.6923, 101.6952, 101.697 FS. History—New 8-25-10, Amended 7-30-12, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jordan Jones, Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kenneth W. Detzner

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 6, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 10, 2013

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
 33-302.110 Reporting Requirements

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to revise three forms, Form DC3-2026, Supervision Report, Form DC2-364, Money Order Deposit Form for Restitution & Court-Ordered Payments, and Form NII-118, Instructions for Payment. Form DC3-2026 is being revised to make formatting change to eliminate the check box for no change to the Residence, Email, Employment, and Student sections of the form; to add fields for home phone

number and cellular phone number; to add a field in the Employment section for the supervisor's name; and a formatting change to move the payment instructions down under the under the special condition section. Form DC2-364 is being revised to make some formatting changes, include some additional information on ways to pay, and to add an additional telephone number. Form NI1-118 is being revised to remove the sentence that prohibits the use of photocopied versions of Form DC2-364.

SUMMARY: This rulemaking was initiated to revise forms DC3-2206, DC2-364, and NI1-188 to make the forms easier to use and to update some information contained in the 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: upon review of the proposed changes to these rules and incorporated forms, the department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S.

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: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: LaDawna Fleckenstein, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-302.110 Reporting Requirements.

(1) No change.

(2) When the offender reports, he/she shall provide full and truthful information relating to activities for the previous month including, but not limited to, phone/email changes,

residence/employment changes, progress made on special conditions, and actions taken to address goals as specified on Form DC3-2026, Supervision Report. Form DC3-2026 is hereby incorporated by reference. Copies of this form may be obtained from the Forms Control Administrator, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02764>. The effective date of the form is ____7-13. Additionally, unemployed offenders may be instructed by the probation officer to report job search efforts, which shall be documented and submitted by the offender in writing on regular paper or via Form DC3-2004, Job Search Log. Form DC3-2004 is hereby incorporated by reference. Copies of this form may be obtained from the Forms Control Administrator, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02344>. The effective date of the form is 5/4/2004. Offenders participating in support groups shall be required to submit documentation of their attendance, as instructed by their probation officer, on Form DC3-2005, Support Group Meeting Log. Form DC3-2005 is hereby incorporated by reference. Copies of this form may be obtained from the Form Control Administrator, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02345>. The effective date of the form is 7/19/11. Certain sex offenders who are required to maintain driving logs shall be required to record each travel occurrence when the offender is driving, either alone or when accompanied by a passenger (including the name[s] of the passenger if applicable) and submit this log to the probation officer on a monthly basis on Form DC3-244, Sex Offender Probation Driving Log. Form DC3-244 is incorporated by reference in Rule 33-302.108, F.A.C.

(3) No change.

(4) Offenders who are required by supervision order to make payments shall do so by using one of the methods described on NI1-118, Instructions for Payment. Form NI1-118, is hereby incorporated by reference. Copies of this form may be obtained from the Forms Control Administrator, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02763>. The effective date of this form is ____7-13. The payment instruction information can also be accessed at www.dc.state.fl.us under the How Do I section entitled Pay Court Ordered Payments. If an offender chooses to make payment via the United States Postal Service the offender will complete Form DC2-364, Money Order Deposit Form for

Restitution & Court-Ordered Payments. The offender shall send the completed form pursuant to the instructions provided on Form DC2-364. Form DC2-364 is hereby incorporated by reference. Copies of this form may be obtained from the Forms Control Administrator, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02762>, or the offender's Correctional Probation Officer. The effective date of this form is 7-13.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History--New 8-1-01, Amended 11-4-04, 3-24-13, 7-1-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Jenny Nimer, Assistant Secretary of Community Corrections
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michael D. Crews, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 12, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 4, 2013

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-6.020 Licensure Procedure

PURPOSE AND EFFECT: The Agency is proposing to amend the rules governing multiphasic health testing centers licensure procedure to update and conform to current statutory provisions.

SUMMARY: Proposed changes include incorporating the most current application by reference, specifying the biennial licensure fee as adjusted in accordance with Section 408.805, F.S., and removing outdated procedures and references.

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.

The Agency has determined that this will have an adverse impact on small business, however will not 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.

Statement of estimated regulatory costs has been prepared for

proposed rule revision in Rule 59A-6.020, F.A.C., and is available from the person to be contacted regarding this rule listed below. The following is a summary of the SERC:

For rule 59A-6.020, F.A.C., license fees are increased by the Consumer Price Index pursuant to Section 408.805(2), F.S. The biennial license fee will increase by \$52.64. Accounting for currently licensed facilities and projected new licensees, the total regulatory increase for a 5 year period is \$2,079.28.

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 SERC has been prepared by the agency.

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

RULEMAKING AUTHORITY: 408.819, 483.291 FS.

LAW IMPLEMENTED: 408.033, 408.805, 483.285, 483.291, 483.30, 483.302 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: January 14, 2014, 10:00 a.m. – 11:00 a.m.

PLACE: Agency for Health Care Administration, Ft. Knox Bldg. 3, Conference Room D, 2727 Mahan Drive, Tallahassee, FL 32308

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: Dayle Mooney at Dayle.Mooney@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dayle Mooney, Program Administrator, (850)412-4380, e-mail: Dayle.Mooney@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-6.020 Licensure Procedure.

(1) A license from the agency is required to conduct, maintain or operate a multiphasic health testing center in this state, unless such center is exempt from licensure as specified in Section 483.285, F.S.

(2) ~~An applicant for licensure shall be designated by a distinctive name, and the name shall not be changed without first notifying the agency and receiving approval in writing for such change.~~ The following documents shall accompany the initial or renewal application:

(a) For a corporate applicant, a current certificate of status or authorization pursuant to Section 607.0128, F.S.

(b) Roster of personnel employed by the center including a listing of health care professionals performing fecal occult blood and dipstick urinalysis authorized in subsection 59A-6.022(15), F.A.C., which includes title, position held, and current certification number, if applicable.

(c) A statement of services offered including a list of equipment and test menu.

(d) Name and address of hospitals, providers of laboratory and electrocardiograph services, or other facilities or individuals providing services for the center.

(e) Curriculum vitae for the medical director.

(f) Evidence of certification by the American Board of Internal Medicine in Cardiology or the American Board of Radiology for the individual in the event such individual is designated by the medical director of a contract multiphasic health testing center to read and interpret electrocardiograms and x-rays.

(g) Evidence of registration from the Department of Health ~~and Rehabilitative Services~~ to provide HIV testing as stipulated in Rule 10D-93.076, F.A.C., if HIV specimens are collected for analysis.

(h) If a center performs waived testing as defined by Section 483.041, F.S. ~~dipstick urinalysis and fecal occult blood tests~~, evidence of authorization under the federal Clinical Laboratory Improvement Amendments of 1988 ~~or Chapter 483, Part I, F.S., where applicable~~, to perform such testing waived tests must be submitted.

(i) Evidence of current registration under Chapter 404, F.S., for all x-ray equipment.

(j) Evidence of issuance of a current permit or exemption from such permitting pursuant to Section 381.0098, F.S.

(k) Proof of liability insurance as defined in Section 624.605, F.S., shall be submitted at the time of application. The liability insurance policy shall contain the name and physical address of the facility and the dates of coverage and shall document that coverage is generally appropriate for the facility.

(l) Such other information requested on form, AHCA 3170-4001, Revised October 2013 Jan 94, incorporated by reference, ~~which shall be provided by the agency, necessary in~~

~~carrying out the purpose of this part.~~ This form is available from the Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 32, Tallahassee, Florida 32308, or at the web address _____ at: <http://ahca.myflorida.com/MCHQ/Corebill/index.shtml>.

(m) The license fee shall be \$652.64 per biennium and shall conform to the annual adjustment of Section 408.805, F.S..

~~(3) The license fee for the operation of a multiphasic health testing center as specified in Rule 59A-6.033, F.A.C. The license shall be valid until midnight on the 31st of December of the year issued.~~

~~(3)(4)~~ Any center that fails to pay the proper fee or otherwise fails to qualify by the date of expiration of its license shall be delinquent, and its license shall be canceled without notice or further proceedings. Upon cancellation under this section, the center's license shall be reinstated only upon application and qualification therefor as provided for initial applicants and upon payment of all delinquent fees.

~~(4)(5)~~ Each license is valid only for the person or entity to whom it is issued and may not be sold, assigned, or transferred voluntarily or involuntarily. A license is not valid for any premises or mobile facility other than that for which originally issued. A center must be relicensed if a change of ownership occurs. Application for relicensure must be made to the agency 60 days prior to the change of ownership. When a multiphasic health testing center is leased by the owner to a second party for operation, said second party must apply for a new license. A copy of the lease agreement or signed statement showing which party is to be held responsible for the organization, operation and maintenance of the multiphasic health testing center shall be filed with the application. A license shall be returned to the agency immediately upon change of ownership or classification, suspension, revocation, or voluntary cessation of operations.

~~(5)(6)~~ Upon receipt of the completed initial application, the agency shall conduct a survey to determine compliance with the established rules and standards. The inspection shall be conducted on an annual basis thereafter.

~~(7) When a multiphasic health testing center is in compliance with rules, regulations and standards, a license which identifies the name and location of the multiphasic health testing center, will be issued. This license must be displayed in a conspicuous place on the center premises.~~

~~(6)(8)~~ A separate license shall be required for each multiphasic health testing center when more than one (1) multiphasic health testing center, ~~whether it be a fixed or~~

~~mobile facility~~, is operated under the same ownership or management.

~~(9) A license issued to any multiphasic health testing center shall be revoked and reapplication denied by the agency in any case where the center fails to sustain continued compliance with provisions of Ch. 483, Part II, F.S., or these rules.~~

~~(7)(10)~~ A licensee shall notify the agency by certified mail of impending closure of a licensed center, thirty (30) days prior to such closure. The license shall be surrendered to the agency immediately following cessation of operations.

~~(11) Licenses issued shall be valid until the end of the current calendar year.~~

~~(12) These rules are applicable to both fixed and mobile multiphasic health testing centers.~~

Rulemaking Specific Authority 408.819, 483.291 FS. Law Implemented 408.033, 408.805, 483.285, 483.291, 483.30, 483.302 FS. History—New 3-20-94, Amended 5-1-96,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Dayle Mooney
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 9, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 10, 2013

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-11.002	Definitions
59A-11.003	Licensure Procedures
59A-11.004	Investigations and License, Life Safety and Validation Inspections
59A-11.010	Informed Consent
59A-11.023	Physical Environment, Water Supply and Fire Safety

PURPOSE AND EFFECT: The purpose is to modify existing rules to add and delete definitions; updates references to outdated forms which have been revised and are incorporated in rule; update license fee; delete requirements that are duplicative; and add references to align with our uniform licensure statute and rule.

SUMMARY: Rule 59A-11.002, F.A.C., is amended to correct the name of an accrediting organization and deletes other definitions. Rule 59A-11.003, F.A.C., is amended to add references and align with Chapter 408, Part II, F.S., and Chapter 59A-35, F.A.C.; update a reference to a an updated

form that has been revised and incorporated in rule; delete requirements that are duplicative; update licensure fee amount. Rule 59A-11.004 is amended to add references and align with Chapter 408, Part II, F.S., and Chapter 59A-35, F.A.C.; delete requirements that are duplicative of those now in Chapter 408, Part II, F.S. or Chapter 59A-35, F.A.C. Rule 59A-11.010, F.A.C., is amended to update a form incorporated in rule and identifies where the form can be found on the Agency’s web site. Rule 59A-11.023, F.A.C., is amended to update rule references and requirements previously in Chapter 10D-9, F.A.C., that are now in the Florida Building Code.

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.

The Agency has determined that this will have an adverse impact on small business, however will not 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.

A statement of estimated regulatory costs has been prepared for proposed rule revisions in Rule 59A-11.003, F.A.C., and is available from the person listed below. The following is a summary of the SERC:

For proposed rule subsection 59A-11.003(3), F.A.C., license fees are increased by the Consumer Price Index pursuant to Section 408.805(2), F.S. The biennial license fee will increase by \$42.80. Based on the number of currently licensed facilities and projected growth, the total regulatory impact for a 5 year period is \$3,295.60.

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 SERC has been prepared by the agency for rule 59A-11.003. For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC.

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: 383.309, 408.805, 408.819 FS.

LAW IMPLEMENTED: 383.305, 383.307, 383.308, 383.309, 383.324, 383.31, 408.805, 408.811 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: January 9, 2014, 10:00 a.m. – 11:00 a.m.

PLACE: Ft. Knox Bldg. 3, Conference Room D, 2727 Mahan Drive, Tallahassee, FL 32308

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: Kim Stewart via e-mail at Kimberly.Stewart@ahca.myflorida.com or by phone at (850)412-4362. 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: Kim Stewart via e-mail at Kimberly.Stewart@ahca.myflorida.com or by phone at (850)412-4362

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-11.002 Definitions.

(1) “AAAHC” means the Accreditation Association for Accreditation of Ambulatory Health Care Commission.

(2) “Adjacent” means nearby and easily accessible.

(3) “Agency” means the Agency for Health Care Administration.

(4) “CABC” “~~CFAFSBC~~” means the Commission for the Accreditation of ~~Freestanding~~ Birth Centers.

(5) “~~JCAHO~~” means the ~~Joint Commission for the Accreditation of Healthcare Organizations~~.

(5)(6) “Ordinary” construction means that type of housing commonly found in residential areas.

(6)(7) “Qualified personnel” means that the individual is trained and competent in the services which he or she provides and is licensed or certified when required by statute or professional standard.

(8) “~~Substantial~~” means that the majority of the statutory and administrative requirements are met and there is no impending threat to the health and safety of the clients.

Rulemaking Specific Authority 383.309 FS. Law Implemented 383.307, 383.308, 383.309 FS. History—New 3-4-85, Formerly 10D-90.02, 10D-90.002, Amended 9-17-96, _____.

59A-11.003 Licensure Procedures.

(1) All persons contemplating the operation of a birth center under the provision of Chapter 383, F.S., shall make application to the Agency on AHCA Form 3130-3001, September 2013 - Health Care Licensing Application Birth Center MAR-94, “Birth Center Licensure Application”, which is incorporated by reference, to the AHCA, Office of Health Facility Regulation, Tallahassee, Florida, and shall receive a standard regular or provisional license prior to the acceptance of clients. The form is available from the Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 31, Tallahassee, Florida 32308, or at the web address at: <http://ahca.myflorida.com/MCHQ/Corebill/index.shtml>.

(2) Each birth center applying for a license shall be designated by a distinctive name and the name shall not be changed without first notifying the Agency AHCA and receiving approval in writing. Duplication of an existing birth center's name is prohibited in new birth centers. The birth center's occupancy permit and in the case of persons applying for a license prior to purchase, where the birth center is licensed under other ownership, a signed agreement to correct physical deficiencies listed in the most recent licensure inspection and the most recent life safety inspection, unless otherwise modified herein, following documents, shall accompany the initial application.

~~(a) Governing body bylaws, policies and procedures or other written organization plan;~~

~~(b) Organized clinical staff bylaws and protocols;~~

~~(c) Roster of clinical staff members and current license numbers;~~

~~(d) Procedure manual including criteria for patient admission and transfer;~~

~~(e) Roster of consultants with current license numbers; and~~

~~(f) When applicable the birth center's occupancy permit and fire and disaster plan. In the case of persons applying for a license prior to purchase, where the birth center is licensed under other ownership, a signed agreement to correct physical deficiencies listed in the most recent licensure inspection to conform to the nationally recognized life safety code, unless otherwise modified herein, must accompany the application.~~

(3) A license fee of \$392.80 ~~\$175~~ per birth center shall accompany the application for licensure license. Licensure fees may be annually adjusted as outlined in Section 408.805, F.S. The licensure license fee shall be made payable to the Agency for Health Care Administration and is not refundable.

(4) An application for licensure is required when a majority of the ownership or controlling interest of a licensed

facility has been transferred or assigned and when a lessee agrees to undertake or provide services to the extent that legal liability for operation of the facility rests with the lessee. The application for a license reflecting such change shall be made at least 60 days but no more than 120 days prior to the date of the sale, transfer, assignment or lease and must meet all application requirements as outlined in Chapter 408, F.S and Chapter 59A-35, F.A.C.

(5) Each license shall be returned to the Agency AHCA by the licensee immediately upon change in ownership or classification, suspension, revocation, or voluntary cessation of operations.

(6) A licensee shall notify the Agency AHCA of impending voluntary closure of a birth center not less than 30 90 days prior to such closure. The birth center shall be responsible for advising the licensing agency as to the placement of patients and disposition of medical records.

(7) Upon receipt of a complete application, the Agency shall conduct a survey to determine compliance with Chapters 383 and 408, F.S., and Rules Chapters 59A-11 and 59A-35 59A-11.002-.031, F.A.C.

(8) When the applicant and birth center is in compliance with Chapters 383 and 408, F.S., and Chapters 59A-11 and 59A-35, F.A.C., the Agency shall issue a standard regular license.

~~(9) A regular license shall be issued to a birth center who has been granted a provisional license, pursuant to Section 383.305(1)(b), F.S., after the proposed birth center becomes operational and a resurvey has been made to determine substantial compliance with these rules.~~

Rulemaking Specific Authority 383.309, 408.805 FS. Law Implemented 20.42(2)(a), 383.304, 383.305, 408.805 FS. History—New 3-4-85, Formerly 10D-90.03, 10D-90.003, Amended 9-27-94, 2-12-96, 9-17-96,_____.

59A-11.004 Investigations and License, Life Safety and Validation Inspections.

(1) The Agency shall make or cause to be made such inspections and investigations as are necessary to:

- (a) Assure compliance with the licensure and life safety requirements;
- (b) Respond to complaints; and
- (c) Protect the public health and safety.

(2) The Agency shall conduct scheduled periodic inspections of birth centers in order to ensure compliance with all licensure and life safety requirements to the Agency.

(3) Non-accredited birth centers. Those birth centers which are not accredited by AAAHC, CABC, CFAFSBC or The Joint Commission JCAHO shall be subject to a scheduled

annual licensure and life safety inspections ~~inspection survey~~ by the Agency. ~~The fee for conducting an annual licensure and life safety inspection shall be \$250.00.~~

~~(a) The fee for conducting an annual licensure inspection shall be \$250. Within 10 days of the completion of the agency's survey, the agency will mail a copy of the survey findings to the center. For those centers determined not in compliance with state licensure and life safety requirements, the notification shall include a statement of deficiencies.~~

~~(b) The fee for conducting an annual life safety inspection shall be \$250. Within ten days of receipt of a statement of deficiencies, the center must prepare and mail a plan of correction for review and approval to the agency. The plan of correction must address the action planned by the center to correct each deficiency, the individuals or entities responsible for implementing the corrective action, and the date by which each corrective action will be completed.~~

~~(c) The agency will conduct a follow-up visit to centers with an approved plan of correction within 30 days of receipt by the agency of the approved plan of correction, or within 30 days of the completion date for deficiencies contained in the approved plan, or will review pertinent material submitted by the center to determine compliance with the approved plan of correction.~~

~~(d) The agency will work with birth centers to ensure compliance with standards of care through the implementation of acceptable plans of correction. Those centers which fail to implement approved plans of correction shall be subject to sanctions imposed under Section 383.33, F.S.~~

(4) Accredited Birth Centers. In lieu of annual licensure inspections, ~~The Agency shall accept the survey report of an accrediting organization if, provided that the standards included in the survey report indicates of the accrediting organization are determined by the agency to document that the birth center is in substantial compliance with state licensure and life safety requirements as required by Chapters 383 and 408, Part II, F.S., and Chapters Rules 59A-11 and 59A-35 59A-11.002-.031, F.A.C.~~

(a) Upon receipt of the accrediting organization's survey report, the Agency will review the findings to determine if the center is in substantial ~~substantial~~ compliance with state licensure and safety requirements.

(b) The Agency shall notify the birth center within 60 days of the receipt of the accrediting organization's survey report regarding the Agency's determination of the birth center's compliance or non-compliance with state licensure and life safety requirements. ~~For birth centers that are~~

~~determined not to be in compliance with licensure and life safety requirements, the notification will include a statement of deficiencies.~~

~~(c) Accredited birth centers are subject to scheduled annual life safety inspections. Birth centers determined by the agency not to be in substantial compliance with state licensure and life safety requirements shall submit a plan of correction to the agency within 10 days of receipt of the statement of deficiencies.~~

~~(d) The fee for conducting an annual life safety inspection shall be \$250. The agency shall review the plan of correction in accordance with the procedures specified under paragraphs (3)(a) through (d).~~

~~(e) Birth centers shall be subject to an annual licensure and life safety inspections inspection under the following circumstances:~~

~~1. The birth center has been denied accreditation or has received a provisional or conditional accreditation from an accrediting organization on its most recent accreditation survey, and has not submitted an acceptable plan of correction to the accrediting organization and the Agency.~~

~~2. The birth center has received full accreditation, but has not authorized the release of the report or has not ensured that the Agency received the accrediting organization's survey report prior to the Agency's scheduled survey.~~

~~(5) Validation Inspection. Every three (3) years, the Agency shall conduct validation inspections of those birth centers that who have undergone an accreditation inspection from an approved accrediting organization, to determine ongoing compliance with state licensure and life safety requirements. The fee for conducting a validation inspection shall be \$250.~~

~~(a) Within ten (10) days following the completion of a validation survey, the agency will mail a copy of its findings to the birth center. For those centers determined not to be in compliance with state licensure and life safety requirements, the notification will include a statement of deficiencies.~~

~~(b) Birth centers found not in compliance based on a validation inspection shall submit a plan of correction as specified under paragraphs (3)(a) through (d).~~

~~(c) If the agency determines, based on the results of validation survey findings, that an accredited center is not in substantial compliance with state licensure and life safety requirements, the agency shall report its findings to the accrediting organization and shall conduct a full licensure and life safety inspection of that center during the following year.~~

~~(d) The fee for conducting a licensure validation inspection shall be \$250.00.~~

~~(6) Complaint investigations. The Agency shall conduct investigations of complaints regarding violations of licensure and life safety standards in accordance with Section 383.324, F.S. Complaint investigations will be unannounced. An entrance conference shall be conducted upon arrival by agency personnel investigating the complaint to inform the center's administrator about the nature of the complaint investigation and to answer questions from the center's staff. An exit conference shall be provided at the conclusion of the on-site investigation and to receive any additional information that the center wishes to furnish.~~

~~(a) Upon receipt of a complaint, the agency shall review the complaint for compliance with licensure issues, and, in addition, shall take the following actions:~~

~~1. Complaints involving any birth center shall be reviewed and sent to the local area health facility regulation office for investigation if it is determined that the allegations could constitute a violation of state licensure requirement;~~

~~2. Allegations received that are not under the jurisdiction of this agency will be forwarded to the proper authority for response.~~

~~(b) Upon determination that an investigation of a complaint is warranted, the agency shall complete the complaint investigation within 90 days, unless there is an immediate threat to patient safety and well-being, in which case an immediate investigation shall be undertaken.~~

~~(c) Upon conclusion of a complaint investigation by the agency, notification shall be given to the affected parties in writing within ten (10) days of its determination as to the validity of the complaint and any actions to be taken to resolve violations or sanctions imposed against the birth center. Notice of available administrative actions shall be issued in accordance with Section 120.59(4), F.S.~~

~~(7) Conformance with accreditation standards. In all birth centers where the Agency does not conduct an annual licensure inspection, by reason of the birth center's accreditation status, the birth center shall continue to conform to the standards of accreditation throughout the term of accreditation, or shall notify the Agency of the areas of non-conformance.~~

~~Rulemaking Specific Authority 383.309, 408.819 FS. Law Implemented 383.324, 408.811 FS. History—New 3-4-85, Formerly 10D-90.04, 10D-90.004, Amended 2-12-96, 9-17-96, _____.~~

59A-11.010 Informed Consent.

(1) Before admission to services, a client shall be informed of:

- (a) The qualifications of the birth center clinical staff;
- (b) The risks related to out-of-hospital childbirth;

(c) The benefits of out-of-hospital childbirth; and

(d) The possibility of referral or transfer if complications arise during pregnancy or labor with additional costs for services rendered.

(2) The birth center clinical staff shall obtain the client's written consent for birth center services using form "Consent to Deliver in a Birth Center", AHCA Form 3130-3003 November 2013-MAR-94, which is incorporated herein by reference and available from the Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 31, Tallahassee, Florida 32308, or the web address at: [http://ahca.myflorida.com/MCHO/Health Facility Regulation Hospital Outpatient/birthing.shtml](http://ahca.myflorida.com/MCHO/Health_Facility_Regulation_Hospital_Outpatient/birthing.shtml) is provided by the AHCA, Office of Health Facility Regulation, Tallahassee, Florida.

(3) The signed consent form shall be included with the client's individual clinical record.

Rulemaking Specific Authority 383.309 FS. Law Implemented 20.42(2)(a); 383.31 FS. History—New 3-4-85, Formerly 10D-90.10, Amended 7-20-92, Formerly 10D-90.010, Amended 9-27-94,_____.

59A-11.023 Physical Environment, Water Supply and Fire Safety.

(1) All birth centers shall comply with all design and construction standards for birth centers as required by the Florida Building Code. At least one birthing room shall be maintained which is adequate and appropriate to provide for the equipment, staff, supplies and emergency procedures required for the physical and emotional care of a maternal client, her support person and the newborn during labor, birth, and the recovery period.

(2) The birth center shall be designed to provide adequate space for the following:

(a) Birth rooms shall be located to provide unimpeded, rapid access to an exit of the building which will accommodate emergency transportation vehicles;

(b) Adequate fixed or portable work surface areas shall be maintained for use in the birth room;

(c) A separate space for a clean area and a contaminated area; if it is not feasible to provide such separate areas, special procedures shall be established for the disposal of infectious waste. Sanitary waste containers, soiled linen containers, storage cabinets, and an autoclave, pressure cooker, or other effective sterilization equipment shall be available;

(d) Prenatal and postpartum examinations which will provide privacy for the patient, hand washing facilities and the appropriate equipment for staff; and

(e) Medical record storage, client interviews, instruction, and waiting rooms.

~~(3) Toilet and bathing facilities.~~

~~(a) A toilet and lavatory shall be maintained in the vicinity of the birth room.~~

~~(b) Hand washing facilities shall be in or immediately adjacent to the birth room.~~

~~(c) A bathtub or shower shall be available for client use.~~

~~(d) All floor surfaces, wall surfaces, water closets, lavatories, tubs, showers, shall be kept clean, and all appurtenances of the structures shall be of sound construction, properly maintained, in good repair, and free from safety hazards.~~

~~(4) There shall be provisions and facilities for secure storage of personal belongings and valuables of clients.~~

~~(5) There shall be provisions for visual privacy for each maternal client and her support person.~~

~~(6) Hallways and doors providing access and entry into the birth center and birth room shall be of adequate width and conformation to accommodate maneuvering of ambulance stretchers and wheelchairs.~~

~~(7) All areas of the facility shall be well lighted and shall have light fixtures capable of providing at least 20 footcandles of illumination at 30 inches from the floor to permit observation, cleaning and maintenance. Light fixtures shall be properly maintained and kept clean.~~

~~(8) All housing facilities shall have adequate ventilation and be kept free of offensive odors.~~

~~(a) If natural ventilation is utilized, the opened window area for ventilation purposes shall be equal to one tenth of the floor space in the residential area.~~

~~(b) When mechanical ventilation or cooling systems are employed, the system shall be properly maintained and kept clean. Intake air ducts shall be designed and installed so that dust or filters can be readily removed. In residence areas and segregation rooms with solid doors, mechanical ventilation systems shall provide a minimum of ten cubic feet of fresh or filtered recirculated air per minute for each client occupying the area.~~

~~(c) All toilet rooms shall be provided with direct openings to the outside or provided with mechanical ventilation to the outside.~~

~~(9) Adequate heating and cooling facilities shall be provided to maintain a minimum temperature of 68 degrees Fahrenheit and maximum temperature of 78 degrees Fahrenheit at a point 20 inches above the floor.~~

~~(10) All heating devices shall comply with fire prevention provisions found in Chapter 4A-3, F.A.C., April 8, 1990, promulgated pursuant to Chapter 633, F.S.~~

~~(2)(11) Laundry.~~

(a) Where laundry facilities are provided, clean clothing, bed linens, and towels shall be available for the patients. ~~Laundry facilities shall be of sound construction and shall be in good repair and clean. Adequate space shall be provided and areas shall be designated for the separation of clean and soiled clothing, linen and towels.~~

(b) ~~Laundry rooms shall be well lighted and properly ventilated. Clothes dryers shall be vented to the exterior. Carts used for transporting dirty clothes, linens, and towels shall not be used for transporting clean articles unless they have been thoroughly cleaned.~~

(c) If laundry facilities are not available, sheets and blankets shall be cleaned by commercial laundries.

(3)(12) Bedding. Beds and beddings shall be kept in good repair, cleaned and sanitized whenever soiled. Mattresses and pillows shall have cleanable covers which shall be cleaned and sanitized between use by different clients. Clean sheets shall be used for each client. Blankets shall be washed or dry cleaned whenever soiled. Sheets, blankets, and clean clothing shall be stored in a clean, dry place between laundering and use.

~~(13) The grounds and all buildings on the grounds shall be maintained in a safe and sanitary condition.~~

(4)(14) Insect and Rodent Control. ~~Facilities shall be kept free of all insects and rodents. All outside openings shall be effectively sealed or screened with sixteen mesh screening or equivalent to prevent entry of insects or rodents. All pesticides used to control insects or rodents shall be applied in accordance with instructions on the registered product label. Persons applying restricted use pesticides shall be certified by the department. Facilities not having certified pest control operators shall utilize commercial licensed pest control companies when using restricted use pesticides.~~

~~(15) Outdoor Areas. Outdoor areas shall be well drained and kept free of litter and trash. Indoor and outdoor recreational areas shall be provided with safeguards designed for the needs of the residents.~~

(5)(16) Poisonous or Toxic Substances. Poisonous or toxic compounds are to be stored apart from food and other areas that would constitute a hazard to the residents.

(6)(17) Water Supply. Water supplies shall be adequate to serve the demands of the facility and shall be constructed, operated and maintained as required by Chapter 62-555 or 64E-8, F.A.C.

~~(a) Water supplies shall be adequate to serve the demands of the facility and shall be constructed, operated and maintained in accordance with requirements of Chapter 62-555, or 10D-4, F.A.C.~~

~~(b) Drinking water shall be accessible to all clients. When drinking fountains are available, the jet of the fountain shall issue from a nozzle of non-oxidizing impervious material set at an angle from the vertical. The nozzle and every other opening in the water pipe or conductor leading to the nozzle shall be above the edge of the bowl so that such nozzle or opening will not be flooded in case a drain from the bowl of the fountain becomes clogged. The end of the nozzle shall be protected by non-oxidizing guards to prevent persons using the fountain from coming into contact with the nozzle. Vertical or bubbler drinking fountains shall be replaced with approved type water fountains or be disconnected. When no approved drinking fountains are available, clients shall be provided with single service cups which shall be stored and dispensed in a manner to prevent contamination. Common drinking cups are prohibited.~~

~~(c) Hot and cold running water under pressure and at safe temperature, not to exceed 110 degrees Fahrenheit to prevent scalding, shall be provided to all restrooms, lavatories and bathing areas.~~

~~(7)(18) Sewage Disposal.~~

(a) All sewage and liquid waste shall be disposed of in matters as required by accordance with Chapter 62-600 or 64E-6 or 10D-6, F.A.C.

(b) All sanitary facilities shall comply with the requirements of the Florida Building Code, Chapter 10D-10, F.A.C.

(c) All plumbing shall comply with the requirements of the Florida Building Code, Chapter 10D-9, F.A.C., or the plumbing code legally applicable to the area where the facility is located.

~~(d) For facilities with nine or more birth rooms, mop sinks or curbed areas with floor drains shall be available in convenient locations throughout the facility to facilitate cleaning and for the proper disposal of cleaning water.~~

~~(8)(19) Waste Disposal.~~

(a) All garbage, trash and rubbish from residential areas shall be collected daily and taken to storage facilities. Garbage shall be removed from storage frequently enough to prevent a potential hazard or at least twice per week. Wet garbage shall be collected and stored in impervious, leak proof, fly tight containers pending disposal. All containers, storage areas and surrounding premises shall be kept clean and free of vermin.

(b) If public or contract garbage collection service is available, the facility shall subscribe to these services unless the volume makes on-site disposal feasible. If garbage and trash are disposed of on premises, the method of disposal shall not create sanitary nuisance conditions and shall comply with provisions of Chapters 62-701 and 64E-15, 10D-6, F.A.C.

~~(9)(20) Fire Control. Each birth center shall provide fire protection through the elimination of fire hazards, the installation of necessary safeguards such as extinguishers and smoke alarms to insure rapid and effective fire control, and the adoption of written fire control plans rehearsed four times a year by all personnel.~~

(a) To safeguard all clients, the birth center shall have:

1. Written evidence of regular inspection by local fire control agencies;
2. Annual check of fire extinguishers for type, replacement, and renewal dates;
3. ~~“No Smoking” signs prominently displayed in those areas where smoking is not permitted; and~~
4. ~~Fire regulations and evacuation route prominently posted.~~

~~(b) The written fire control plan approved by the appropriate local fire authority shall contain provisions for prompt reporting of all fires, extinguishing fires, protection of personnel and guests, evacuation, and cooperation with fire fighting authorities.~~

~~(c) New centers’ carpeting must comply with the maximum flame spread rating of seventy five in accordance with American Society for Testing Material (ASTM) E 84-68 test as required under Title Chapter 4A, F.A.C. Those existing centers not having affirmative evidence of complying with such flame spread rating shall establish fire control measures including the prohibition of smoking in carpeted areas. Such procedures shall be approved by the appropriate local fire authority.~~

~~Rulemaking Specific Authority 383.309 FS. Law Implemented 20.42(2)(a), 383.308, 383.309,—633 FS. History—New 3-4-85, Formerly 10D-90.23, 10D-90.023, Amended 2-12-96, 9-17-96.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
Kim Stewart

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 16, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 6, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.: RULE TITLES:

- 61-30.101 Definitions
- 61-30.807 Standards of Practice, Interior Components
- 61-30.810 Standards of Practice, Exterior Components

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to implement changes suggested by the Joint Administrative Procedures Committee.

SUMMARY: The proposed rules address the concerns from the Joint Administrative Procedures Committee.

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 Department conducted an analysis of the proposed rules’ potential economic impact and determined that they did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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: 455.2035, 455.2178(5), 468.8325 FS.

LAW IMPLEMENTED: 455.2178, 455.2179, 468.8311, 468.8313(3), 468.8323, 468.832(1)(j) 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: Richard Morrison, Executive Director, Home Inspector Licensing Unit, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)487-1395

THE FULL TEXT OF THE PROPOSED RULE IS:

61-30.101 Definitions.

As used in this chapter, the following terms have the following meanings:

(1) through (13) No change.

(14) Household Appliances: Ranges, cook-tops, built-in dishwashers, food waste disposers, garage door openers, built-in ovens, built-in microwave ovens, refrigerators, freezers, clothes washers, clothes dryers, built-in trash compactors, ceiling fans or whole-house fans, if present and if outlined in the scope of services disclosure or contract ~~the appliances are part of the intended real estate transaction.~~

(15) through (25) No change.

(26) Scope of Services Disclosure or Contract: The contract or documented disclosure form completed by the home inspector and the owner of the real property which

includes the listed home inspection services the home inspector is responsible for providing during the home inspection, including any additional items or property inspected.

(26) through (36) renumbered (27) through (37) No change.

Rulemaking Authority 455.2035, 455.2178(5), 468.8325 FS. Law Implemented 455.2178, 455.2179, 468.8311, 468.8313(3) FS. History—New 10-22-13, Amended.

61-30.807 Standards of Practice, Interior Components.

(1) No change.

(2) The inspector shall inspect all of the visible and readily accessible interior systems and components. When inspecting doors and windows, the inspector may inspect a representative number of doors and windows. The inspector shall inspect household appliances to determine whether the appliances are significantly deficient or are near the end of their services lives, if possible, for normal operation using normal operating controls to activate a primary function. Inspectors will not operate systems or appliances identified as with owners' belongings nor if there is a risk to the property being inspected. Inspectors will first review the system to be operated and use professional judgment as to whether it is safe to operate using normal operating controls and report accordingly. The appliances to be inspected must be included on the Scope of Services Disclosure or Contract.

(3) through (4) No change.

Rulemaking Authority 468.8325 FS. Law Implemented 468.8323, 468.832(1)(j) FS. History—New 10-22-13, Amended.

61-30.810 Standards of Practice, Exterior Components.

(1) Exterior systems and components include the following:

(a) through (e) No change.

~~(f) Garages and carports.~~

(2) No change.

(3) The inspector is not required to inspect:

(a) through (c) No change.

(d) ~~Outbuildings, such as sheds, with the exception of garages and carports;~~

(e) No change.

(4) No change.

Rulemaking Authority 468.8325 FS. Law Implemented 468.8323, 468.832(1)(j) FS. History—New 10-22-13, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Richard Morrison, Executive Director, Home Inspector Licensing Unit, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)487-1395

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: December 6, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 22, 2013

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: RULE TITLE:

64B18-10.010 Public Comment

PURPOSE AND EFFECT: The Board proposes the rule promulgation to provide the criteria for public comment at board meetings.

SUMMARY: The criteria for public comment at board meetings will be provided.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 286.0114, 461.005 FS.

LAW IMPLEMENTED: 286.0114 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: Wm. Freeman Miller, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B18-10.010 Public Comment.

The Board invites and encourages all members of the public to provide comment on matters or propositions before the Board or a committee of the Board. The opportunity to provide comment shall be subject to the following:

(1) Members of the public will be given an opportunity to provide comment on subject matters before the Board after an agenda item is introduced at a properly noticed Board meeting.

(2) Members of the public shall be limited to five minutes to provide comment. This time shall not include time spent by the presenter responding to questions posed by Board members, staff or board counsel. The chair of the Board may extend the time to provide comment if time permits.

(3) Members of the public shall notify Board staff in writing of his or her interest to be heard on a proposition or matter before the Board. The notification shall identify the person or entity, indicate support, opposition, or neutrality, and identify who will speak on behalf of a group or faction of persons consisting of five or more persons. Any person or entity appearing before the Board may use a pseudonym if her or she does not wish to be identified.

Rulemaking Authority 286.0114, 461.005 FS. Law Implemented 286.0114 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Podiatric Medicine
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Podiatric Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 15, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 3, 2013

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: RULE TITLE:

64B18-16.005 Content of Residency Program – Reports

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate the revised form.

SUMMARY: The revised form will be incorporated into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the

aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During 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: 461.005, 461.014(4) FS.

LAW IMPLEMENTED: 456.072(1)(j), (k), (l), 461.013(1)(g), (h), (i), 461.014 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: Wm. Freeman Miller, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B18-16.005 Content of Residency Program – Reports.

On July 1 of each year, each Residency Program Director shall provide the Board with information regarding each podiatric resident using the Podiatric Resident Hospital Report form DH-MQA 1140 (revised 11/2013 7/2009), hereby adopted and incorporated by reference, that can be obtained from the Board of Podiatric Medicine’s website at <http://www.doh.state.fl.us/mqa/podiatry/index.html>.

Rulemaking Authority 461.005, 461.014(4) FS. Law Implemented 456.072(1)(j), (k), (l), 461.013(1)(g), (h), (i), 461.014 FS., Chapter 2005-98, Laws of Florida. History--New 11-24-80, Formerly 21T-16.05, 21T-16.005, 61F12-16.005, Amended 1-4-96, Formerly 59Z-16.005, Amended 12-2-03, 11-27-05, 10-5-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Podiatric Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 15, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 3, 2013

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: 64B18-17.005
 RULE TITLE: Continuing Education Requirements After Initial Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to increase the time allowed during which the licensee must obtain continuing education requirements in the subject area of risk management after initial licensure.

SUMMARY: The time allowed during which the licensee must obtain continuing education requirements in the subject area of risk management after initial licensure, will be increased.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013, 456.033, 461.005, 461.007(3) FS.

LAW IMPLEMENTED: 456.013, 461.005, 461.007(3) 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: Wm. Freeman Miller, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B18-17.005 Continuing Education Requirements After Initial Licensure.

During the first biennium or within 24 ~~twelve (12)~~ months of initial licensure, whichever ends later, practitioners are required to obtain five (5) hours of continuing education in the subject area of risk management by attending one full day of a meeting of the Board of Podiatric Medicine at which disciplinary hearings are conducted. The practitioner is then exempt from any other continuing education requirements for his or her first renewal except for hours mandated for prevention of medical errors and HIV/AIDS.

Rulemaking Specific Authority 456.013(5), ~~456.033~~, 461.005, 461.007(3) FS. Law Implemented 456.013(5), ~~456.033(1)~~, ~~461.005~~, ~~461.007(3)~~ FS. History—New 11-29-06, Amended 9-30-08, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Board of Podiatric Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 15, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 3, 2013

**Section III
 Notice of Changes, Corrections and
 Withdrawals**

NONE

**Section IV
 Emergency Rules**

NONE

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

DEPARTMENT OF STATE

Division of Library and Information Services

RULE NO.: RULE TITLE:

1B-2.011 Library Grant Programs

The Florida Department of State, Division of Library and Information Services, hereby gives notice that it is denying the Charlotte County Board of Commissioners' Petition for

Variance of paragraph 1B-2.011(2)(b), F.A.C., filed on September 20, 2013. Notice of this Petition was published in the Florida Administrative Register on September 28, 2013, in Vol. 39, No. 190. The Order denying the Petition was executed and filed on December 18, 2013. The Petition was denied because Charlotte County did not demonstrate that granting the requested variance and allowing library facilities, constructed with state funds, to be used for non-library purposes would achieve the purpose of the underlying statutes. A copy of the Order or additional information may be obtained by contacting Diane Wint, Department of State, Agency Clerk, (850)245-6536, Diane.Wint@dos.myflorida.com.

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: RULE TITLE:

64B2-13.004 Continuing Education

NOTICE IS HEREBY GIVEN that on December 12, 2013, the Board of Chiropractic Medicine, received a petition for variance or waiver for James J. Schofield, D.C. Petitioner is seeking a waiver or variance from subsection 64B2-13.004(2), Florida Administrative Code, which requires that only those classroom hours earned at board approved continuing education courses or under the provisions of this rule are acceptable. Six (6) hours of the forty (40) shall be in the area of record keeping/documentation and coding; and two (2) hours of the forty (40) must be in the area of ethics and boundaries.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bill Miller, Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: RULE TITLE:

64B2-13.004 Continuing Education

NOTICE IS HEREBY GIVEN that on December 3, 2013, the Board of Chiropractic Medicine, received a petition for Donald J. Wolfe. Petitioner is seeking a waiver or variance of subsection 64B2-13.004(1), Florida Administrative Code, which requires that for the purpose of renewing a license, an applicant must demonstrate to the Board that he or she participated in at least forty (40) classroom hours of continuing chiropractic education during the past two years, of which at least three hours shall be in the area of risk

management. Two of these three risk management hours shall specifically relate to the laws and rules of the board and the regulatory agency under which the Board operates. For the purpose of this rule, risk management means the identification, investigation, analysis, and evaluation of risks and the selection of the most advantageous method of correcting, reducing or eliminating identifiable risks. The laws and rules of the Board and the regulatory agency under which the Board operates include Chapters 456 and 460, F.S., and Rule Title 64B2, F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bill Miller, Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: RULE TITLE:

64B2-13.007 Continuing Education During Initial Licensure Period

NOTICE IS HEREBY GIVEN that on November 10, 2013, the Board of Chiropractic Medicine, received a petition for O'Dane Brady. Petitioner is seeking a waiver or variance of subsection 64B2-13.007(1), Florida Administrative Code, which requires that during the first twelve (12) months after initial licensure, practitioners are required to attend one (1) full day at a Florida Board of Chiropractic Medicine meeting at which disciplinary hearings are conducted as provided in subsection 64B2-13.004(8), F.A.C. Beginning April 1, 2008, practitioners are required to attend six (6) hours of record keeping/documentation and coding and two (2) hours in the area of ethics and boundaries. Once the hours required by Rule 64B2-13.0045, F.A.C., have been met, licensed practitioners shall not be required to complete any other continuing education requirements during the biennium in which they receive initial licensure.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bill Miller, Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-9.0131 Training Requirements for Physicians Practicing in Pain Management Clinics

NOTICE IS HEREBY GIVEN that on December 6, 2013, the Board of Medicine, received a petition for variance filed on behalf of Norman Samuels, M.D., from Rule 64B8-9.0131, F.A.C., with regard to the training requirements for practicing pain management. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allison M. Dudley, J.D., Executive Director, Board of Medicine, at the above address or telephone (850)245-4131.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Florida Forest Service

The Florida Forest Service announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 14, 2014, 1:00 p.m.

PLACE: Doyle Conner Building, 3125 Conner Boulevard, Second Floor, Suite J, Room 239, Tallahassee, Florida 32399-1650 or Conference Call #: 1(888)670-3525, when prompted dial 2939148824#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting items of the Off-Highway Vehicle Recreation Advisory Committee.

A copy of the agenda may be obtained by contacting: Stefis Demetropoulos, 3535 NE 39th Avenue, Gainesville, Florida 32609, (352)955-2083, Stefis.Demetropoulos@freshfromflorida.com.

DEPARTMENT OF EDUCATION

State Board of Education

The State Advisory Committee for the Education of Exceptional Students announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, January 8, 2014, 3:30 p.m. – 4:30 p.m. EST

PLACE: 1(888)670-3525; when prompted, enter 8006155226, Adobe/Connect at http://fcim.adobeconnect.com/sac/.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will review letter of support for the Students with Disabilities Education Pathway Task Force Report and Recommendations.

A copy of the agenda may be obtained by contacting: Tonya Milton, Bureau of Exceptional Education and Student Services at (850)245-0475.

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 14 days before the workshop/meeting by contacting: Tonya Milton, Bureau of Exceptional Education and Student Services at (850)245-0475. 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: Tonya Milton, Bureau of Exceptional Education and Student Services at (850)245-0475.

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces telephone conference calls to which all persons are invited.

DATES AND TIMES: January 9 and January 23, 2014, 10:00 a.m. until conclusion of business

PLACE: Florida Transportation Commission, 605 Suwannee Street, Room 176, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: FTC Teleconference – General Business.

A copy of the agenda may be obtained by contacting: Lisa O. Stone at (850)414-4959.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Lisa O. Stone at (850)414-4959. 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: Florida Transportation Commission, 605 Suwannee Street, MS 9, Room 176, Tallahassee, FL 32399 or phone: (850)414-4105.

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces public meetings to which all persons are invited.

DATES AND TIMES: January 23-24, 2014, 8:00 a.m. until conclusion of business

PLACE: Hyatt Regency Orlando International Airport, 9300 Jeff Fuqua Boulevard, Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: January 23: FTC Workshop (Regency F Conference Room); January 24: Joint Transportation and Expressway Authority Membership of Florida (TEAMFL)/FTC Meeting (Main Conference Room).

A copy of the agenda may be obtained by contacting: Lisa O. Stone at (850)414-4959.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Lisa O. Stone at (850)414-4959. 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: Florida Transportation Commission, 605 Suwannee Street, MS 9, Room 176, Tallahassee, FL 32399 or phone: (850)414-4105.

FLORIDA PAROLE COMMISSION

The Florida Parole Commission announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, January 8, 2014, 8:30 a.m.; Thursday, January 9, 2014, 8:30 a.m.; Wednesday, January 29, 2014, 8:30 a.m.; Thursday, January 30, 2014, 8:30 a.m.

PLACE: Florida Parole Commission, 4070 Esplanade Way, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, (850)488-1293.

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: Florida Parole Commission at ada@fpc.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

FLORIDA PAROLE COMMISSION

The Florida Parole Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 15, 2014, 8:30 a.m.

PLACE: City of Atlantic Beach City Commission Chambers, 800 Seminole Road, Atlantic Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional

Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, (850)488-1293.

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: Florida Parole Commission at ada@fpc.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 16, 2014, 6:00 p.m.

PLACE: Lake View Clubhouse, 231 Shoreline Drive, Lake Placid, FL 33852

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 130153-WS – Application for staff-assisted rate case in Highlands County by L.P. Utilities Corporation c/o LP Waterworks, Inc. The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. For questions, contact Commission staff, Charles Murphy at (850)413-6191 or by email at cmurphy@psc.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: Office of Commission Clerk at (850)413-6770. 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).

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

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

DATE AND TIME: February 10, 2014, 10:00 a.m.
 PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.
 A copy of the agenda may be obtained by contacting: www.tbrpc.org.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: wren@tbrpc.org. 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: wren@tbrpc.org.

DEPARTMENT OF ELDER AFFAIRS
 Division of Volunteer and Community Services
 The Department of Elder Affairs announces a public meeting to which all persons are invited.
 DATE AND TIME: Friday, January 10, 2014, 10:00 a.m. – 12:00 Noon
 PLACE: Creative Senior Center, 31 Memorial Parkway S.W., Ft. Walton Beach, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Hosted by the Department of Elder Affairs and the Northwest Florida Area Agency on Aging, the event will increase citizen awareness on preventing fraud and scams.
 A copy of the agenda may be obtained by contacting: Janine Harris, Community Relations Manager, Communities for a Lifetime, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, via email at harrisj@elderaffairs.org or by phone at (850)414-2373.
 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: Janine Harris, Community Relations Manager, Communities for a Lifetime, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, via email at harrisj@elderaffairs.org, or by phone at (850)414-2373. 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: Janine Harris, Community Relations Manager, Communities for a Lifetime, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, via email at harrisj@elderaffairs.org or by phone at (850)414-2373.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Certificate of Need
 RULE NO.: RULE TITLE:
 59C-1.039 Comprehensive Medical Rehabilitation Inpatient Services
 The Agency for Health Care Administration announces a workshop to which all persons are invited.
 DATE AND TIME: January 16, 2014, 1:00 p.m. – 3:00 p.m.
 PLACE: Agency for Health Care Administration, Building 3, Conference Room C, 2727 Mahan Drive, Tallahassee, Florida 32308
 GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is for the purpose of discussing the Certificate of Need requirements for Comprehensive Medical Rehabilitation Inpatient Services. This is the second workshop held on this rule. A conference call line has been set up so that interested parties that are not able to attend in person can listen to the workshop by phone. The conference call number is 1(888)670-3525; participants can use 1038470489# to access the workshop on the 16th.
 A copy of the agenda may be obtained by contacting: James McLemore, (850)412-4346, James.Mclemore@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 1 days before the workshop/meeting by contacting: James McLemore, (850)412-4346, James.Mclemore@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 For more information, you may contact: James McLemore, (850)412-4346, James.Mclemore@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Certificate of Need
 RULE NO.: RULE TITLE:
 59C-1.042 Neonatal Intensive Care Services
 The Agency for Health Care Administration announces a public meeting to which all persons are invited.
 DATE AND TIME: January 30, 2014, 1:00 p.m. – 3:00 p.m.
 PLACE: Agency for Health Care Administration, Building 3, Conference Room C, 2727 Mahan Drive, Tallahassee, Florida 32308
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is scheduling a workshop for the purpose of discussing the Certificate of Need requirements for Neonatal Intensive Care Services. A conference call line has been set up

for those interested parties that are unable to attend the workshop in person at 1(888)670-3525; participants should use 1038470489# to access the conference call at the time of the workshop.

A copy of the agenda may be obtained by contacting: James McLemore, (850)412-4346, James.Mclemore@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 1 days before the workshop/meeting by contacting: James McLemore, (850)412-4346, James.Mclemore@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: James McLemore, (850)412-4346, James.Mclemore@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE NO.: RULE TITLE:

61D-9.001 Interstate and Intertrack Broadcasts

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, announces a hearing to which all persons are invited.

DATE AND TIME: March 6, 2014, 9:00 a.m. – 5:00 p.m.

PLACE: Florida Department of Business and Professional Regulation, Northwood Centre, Board Room, 1940 N. Monroe Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a Public Hearing on the adoption of proposed amendments to Rule 61D-9.001, F.A.C., published on September 23, 2013, in Vol. 39, No. 185, of the Florida Administrative Register and modified by the Notice of Change published on December 2, 2013, in Vol. 39, No. 232, of the Florida Administrative Register.

A copy of the agenda may be obtained by contacting: the Division's website at <http://www.myfloridalicense.com/dbpr/pmw/rules.html> or Mary Polombo at (850)717-1098.

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 Polombo at (850)717-1098. 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 BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, January 7, 2014, 10:00 a.m. or soon thereafter

PLACE: Conference Call: 1(888)670-3525, Conference Code: 2938723619

GENERAL SUBJECT MATTER TO BE CONSIDERED: CE/Exams/Public Awareness committee meeting of the board.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, January 8, 2014, 12:00 Noon; Thursday, January 9, 2014, 8:00 a.m.; Friday, January 10, 2014, 8:00 a.m. or soon thereafter

PLACE: Embassy Suites Orlando-North, 225 Shorecrest Drive, Altamonte Springs, Florida 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business, disciplinary and committee meetings of the board.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

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

DATES AND TIMES: January 15, 2014, 1:00 p.m., Grandfather Application Review Committee; January 15, 2014, 4:00 p.m., Probable Cause Panel (portions may be closed to the public); January 16, 8:30 a.m., Discipline and General Business; January 17, 2014, 8:30 a.m., General Business

PLACE: Residence Inn Amelia Island, 2301 Sadler Road, Fernandina Beach, Florida 32034, phone: (904)277-2440

GENERAL SUBJECT MATTER TO BE CONSIDERED: January 15, 2014, 1:00 p.m., General Business; January 15, 2014, 4:00 p.m., Probable Cause Panel (portions may be closed to the public); January 16, 8:30 a.m., Discipline and General Business; January 17, 2014, 8:30 a.m., General Business.

A copy of the agenda may be obtained by contacting: Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0771, phone: (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0771, phone: (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: January 8, 2014, 1:30 p.m. (CST)

PLACE: FL Dept. of Environmental Protection, Northwest District Office, Room 502, 160 West Government St., Pensacola, Florida 32502

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting to discuss technical issues related to the annual review of the Bayou Chico Basin Management Action Plan (BMAP). The primary topic of discussion during this meeting will be the progress in the BMAP development process.

A copy of the agenda may be obtained by contacting: Mr. Stephen Cioccia, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by email at stephen.cioccia@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 Steve.Cioccia at (850)245-8513. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Dentistry

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

DATE AND TIME: February 21, 2014, 7:30 a.m.

PLACE: Residence Inn Downtown, 600 W. Gaines Street, Tallahassee, FL 32304, (850)329-9080

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general board business.

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

DEPARTMENT OF HEALTH

Board of Medicine

The Electrolysis Council, under the Board of Medicine announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 27, 2014, 9:00 a.m., E.S.T. or soon thereafter

PLACE: Conference Call: 1(888)670-3525. After dialing the meet me number, when prompted, insert the 4389078941 participant code followed by the # sign in order to join the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: the Electrolysis Council, 4052 Bald Cypress Way, BIN C-05, Tallahassee, FL 32399-3255 or by visiting our website at: www.floridahealth.gov/licensing-and-regulation/electrolysis or by calling the board office at (850)245-4373, ext. 3468.

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: the board/council office at (850)488-0595. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Board of Respiratory Care

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

DATE AND TIME: January 10, 2014, 8:30 a.m., E.S.T. or soon thereafter

PLACE: Sawgrass Marriott Golf Resort & Spa, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: the Department of Health, Respiratory Care, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by calling the board office at (850)245-4373, ext. 3468 or by visiting our website at www.floridahealth.gov/licensing-and-regulation/respiratory-therapist.

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: contacting the board office at (850)488-0595. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Board of Respiratory Care

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

DATE AND TIME: April 11, 2014, 8:30 a.m., E.S.T. or soon thereafter

PLACE: Tampa Marriott Westshore, 1001 North Westshore Boulevard, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: the Department of Health, Respiratory Care, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by calling the board office at (850)245-4373, ext. 3468 or by visiting our website at www.floridahealth.gov/licensing-and-regulation/respiratory-therapist.

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

DEPARTMENT OF HEALTH

Board of Respiratory Care

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

DATE AND TIME: July 11, 2014, 8:30 a.m., E.S.T. or soon thereafter

PLACE: Renaissance Ft. Lauderdale Cruise Port, 1617 SE 17th Street, Ft. Lauderdale, FL 33316

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting

A copy of the agenda may be obtained by contacting: the Department of Health, Respiratory Care, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by calling the board office at (850)245-4373, ext. 3468 or by visiting our website at www.floridahealth.gov/licensing-and-regulation/respiratory-therapist.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the board office at (850)488-0595. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

DATE AND TIME: December 26, 2013, 9:00 a.m.

PLACE: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deliberation for cases pending before the Commission that are ready for final review and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685. 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: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

AFRICAN AMERICAN HISTORY TASK FORCE

The Department of Education announces public meetings to which all persons are invited.

DATES AND TIMES: January 30, 2014, 8:00 a.m. – 4:00 p.m.; January 31, 2014, 8:00 a.m. – 3:00 p.m.

PLACE: Florida A&M University Black Archives and Research Center, Tallahassee, Florida 32307

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this annual meeting of the Commissioner of Education's African American History Task Force will be to discuss topics related to the mission of the Task Force including project deliverables and updated bylaws.

A copy of the agenda may be obtained by contacting: Dr. Mark Howse, mark.howse@famuedu.edu.

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: Dr. Mark Howse, mark.howse@famuedu.edu. 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: Dr. Mark Howse, mark.howse@famuedu.edu.

LAKE SHORE HOSPITAL AUTHORITY

The Lake Shore Hospital Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 13, 2014, 5:15 p.m.

PLACE: Lake Shore Hospital Authority Administrative Complex, 259 NE Franklin Street, Suite 102, Lake City, FL 32055

GENERAL SUBJECT MATTER TO BE CONSIDERED: The public hearing will be held pursuant to Section 155.40(5), Florida Statutes, to provide interested persons the opportunity to be heard regarding the potential sale of the public hospital facilities owned by Lake Shore Hospital Authority of Columbia County.

A copy of the agenda may be obtained by contacting: Sue Frazee, Admin. Director, Lake Shore Hospital Authority, 259 NE Franklin Street, Suite 102, Lake City, FL 32055, Phone: (386)755-1090.

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: Sue Frazee, (386)755-1090, ext. 101. 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: Sue Frazee or Jack Berry, (386)755-1090.

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

DEPARTMENT OF FINANCIAL SERVICES
NOTICE IS HEREBY GIVEN that the Department of Financial Services received a Petition for Declaratory Statement from 777 Properties, Inc. and 441 & 541 Building, LLC on December 6, 2013. The petition seeks the agency's opinion as to whether a public adjuster may legally collect a fee on the portion of a litigation settlement that is payable to the insured's attorney and whether a public adjuster may legally collect a fee on recoverable depreciation that was exempt from the contract with the public adjuster since it was payable prior to the public adjuster's involvement.

A copy of the Petition for Declaratory Statement may be obtained by contacting: R. Terry Butler, Assistant General Counsel, Division of Legal Services, 612 Larson Building, 200 E. Gaines Street, Tallahassee, FL 32399-0333, (850)413-4269.

**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**

FISH AND WILDLIFE CONSERVATION COMMISSION
SUWANNEE LAKE FMA RESTORATION

BIDS ARE REQUESTED FROM QUALIFIED
CONTRACTORS BY THE FLORIDA FISH AND
WILDLIFE CONSERVATION COMMISSION FOR THE
CONSTRUCTION OF:

PROJECT NO: FWC 13/14-69
PROJECT NAME: SUWANNEE LAKE FMA
RESTORATION
PROJECT LOCATION: SUWANNEE COUNTY, FLORIDA
FOR: Work on this proposed Contract comprises dewatering, excavation of organic material, and installation of fish habitat features. Suwannee Lake has been drained except for certain areas within the northern section of the Lake. The

CONTRACTOR shall use a pump to remove the excess water in the northern section of the Lake. The excavation of organic material is approximately 50,130 cubic yards of muck and organic debris from the 38 acre excavation area. The fish habitat features consists of fish attractors, tree islands, and littoral islands. See construction drawings for additional details.

QUALIFICATION: Each bidder whose field is governed by Chapter 399, 455, 489, and 633 of the Florida Statutes for licensure or certification must submit qualification data of their eligibility to submit proposals with their bid.

PRE-BID CONFERENCE: A non-mandatory pre-bid conference has been scheduled for 1:00 p.m. EST on Tuesday, January 14, 2014 at: Suwannee Lake FMA, 8598 91st Road, Suwannee County, Live Oak, Florida 32060.

REQUIRED BONDS: On projects where the base bid and sum of all additive alternates exceeds \$100,000, bids shall be accompanied by a bid guarantee of not less than five (5) percent of the amount of the bid.

After award of contract, a 100% performance bond and a 100% labor and material payment bond will be required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: January 23, 2014, 3:00 p.m., EST

PLACE: Purchasing Office, Room 364, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, tel.: (850)488-3427

PROPOSAL: Bids must be submitted in full accordance with the requirements of the Drawings, Specifications, Permits, Bidding Conditions, and Contractual Conditions.

BID PACKAGE: Bid documents shall be obtained from the Commission, upon payment of \$50.00, non-refundable, for one set. The payment envelope MUST be plainly marked on the outside with the bid number. The bid package will be sent overnight upon receiving payment by the above-mentioned Purchasing Office. Provide contact information, phone and fax number, as well as complete return address. DO NOT PROVIDE POST OFFICE BOX FOR RETURN ADDRESS. The bid documents can also be obtained at no cost by downloading from ftp://fwcpub:wecare@ftp.myfwc.com/FWC1314-69/

CONTACT PERSON: Direct questions to the Bid Supervisor: Ms. Sharita Newman, Florida Fish & Wildlife Conservation Commission, Purchasing Dept., 620 South Meridian Street, Tallahassee, Florida 32399-1600, tel.: (850)488-3427, fax: (850)921-2500, email: Sharita.newman@myfwc.com.

Section XII
Miscellaneous

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RECEIPT OF EXPEDITED APPLICATION

The Agency for Health Care Administration received the following CON application for expedited review:

CON #10216 Received: 12/18/13

County: Palm Beach District: 9-4

Applicant/Facility: Federation CCRC Operations Corp./Sinai Residences of Boca Raton

Project Description: Establish a new 60-bed sheltered nursing home

DEPARTMENT OF ENVIRONMENTAL PROTECTION

State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

City of Umatilla

The Florida Department of Environmental Protection (DEP) has determined that the City of Umatilla's project involving construction of stormwater conveyance and treatment facilities will not adversely affect the environment. The total estimated project cost is \$2,000,000. The project may qualify for a Clean Water State Revolving Fund loan composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Bob Ballard, SRF Program, Department of Environmental Protection, 2600 Blair Stone Road, MS 3505, Tallahassee, Florida 32399-2400, calling: (850)245-8401 or emailing bob.ballard@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Notice of Receipt of Applications for Permit Coverage under
the State's Generic Permit for MS4's

The Department announces receipt of the application listed below for permit coverage under the Generic Permit for Stormwater Discharge from Phase II Municipal Separate Storm Sewer Systems from City of Panama City Beach. The applications are being processed and are available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at the

Department of Environmental Protection in Tallahassee, Florida. Any comments related to noticed application, or objections to use the Generic Permit by any of the noticed applicants must be received by the Department within 14 days from the date of this notice. Comments may be mailed to the following address: Mr. Borja Crane-Amores, NPDES Stormwater Section, Department of Environmental Protection, 2600 Blair Stone Road, MS 3585, Tallahassee, FL 32399-2400.

Section XIII
Index to Rules Filed During Preceeding
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.
