

**Section I**

**Notices of Development of Proposed Rules and Negotiated Rulemaking**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Standards**

**RULE NO.:** 5F-5.002  
**RULE TITLE:** Weighing or Measuring Device Permits; Requirements and Fees

**PURPOSE AND EFFECT:** To create and administer a program to permit commercially operated weighing and measuring devices in the State of Florida, in accordance with the mandates of Sections 531.60-.66, F.S.

**SUBJECT AREA TO BE ADDRESSED:** Establishes requirements, fees, and adopt such forms as are necessary to create and administer a program, in accordance with newly enacted Sections 531.60-.66, F.S., (effective July 1, 2009) for the permitting of commercially operated weighing and measuring devices in the State of Florida.

**RULEMAKING AUTHORITY:** 531.66 FS.

**LAW IMPLEMENTED:** 531.60-.66 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Max Gray, Chief, Bureau Chief of Weights and Measures, 3125 Conner Blvd, Tallahassee, FL 32399, phone: (850)488-9140

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Florida Communities Trust**

**RULE NOS.:** 9K-7.001, 9K-7.002, 9K-7.003, 9K-7.004, 9K-7.005, 9K-7.006  
**RULE TITLES:** Purpose, Definitions, General Requirements and Eligibility Standards, Submission of Application and Application Materials, Communications to the Governing Board, Application Review

9K-7.007 Project Evaluation Criteria  
 9K-7.008 Ranking and Selection of Applications  
 9K-7.009 Project Approval  
 9K-7.010 Modification to Expand the Project Boundary  
 9K-7.011 Preparation and Acceptance of the Management Plan  
 9K-7.012 Title, Acquisition Procedures, Project Plans, Lease Agreements and Transfer of Title  
 9K-7.013 Annual Stewardship Report Requirement

**PURPOSE AND EFFECT:** To implement rules to govern the Florida Communities Trust's Parks and Open Space Florida Forever Program.

**SUBJECT AREA TO BE ADDRESSED:** Florida Communities Trust's Parks and Open Space Florida Forever Program.

**RULEMAKING AUTHORITY:** 380.507(11) FS.

**LAW IMPLEMENTED:** 120.55(1)(a)4., 259.105, 380.507 FS.

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

**DATE AND TIME:** July 30, 2009, 1:00 p.m. – 5:00 p.m.

**PLACE:** Randall Kelley Training Center, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida and via teleconference at the locations listed below:

Hillsborough County Civic Center, 601 E. Kennedy Boulevard, 26th Floor, Conference Rooms A & B, Tampa, Florida 33602; and Broward County Government Center, County Commission Chambers, Room 422, 115 S. Andrews Avenue, Fort Lauderdale, Florida 33301

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: Kugler, Department of Community Affairs, Florida Communities Trust, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399, (850)922-1711. 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:** Ken Reecy, Community Program Manager, Florida Communities Trust, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399, (850)922-1711

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Florida Communities Trust**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
9K-8.001	Purpose
9K-8.002	Definitions
9K-8.003	General Information
9K-8.004	Election by Recipient of Titleholder and Negotiating Entity; Rules Governing Acquisitions; Title
9K-8.005	Title Report and Evidence of Marketable Title
9K-8.006	Certified Survey
9K-8.007	Appraisal Procedures, Appraisal Report Requirements and Determination of Maximum Approved Purchase Price
9K-8.008	Confidentiality of Appraisals, Other Reports Relating to Value, Offers and Counteroffers
9K-8.009	Negotiation of Offers and Counteroffers
9K-8.010	Purchase Agreements
9K-8.011	Preparation and Acceptance of Project Plans
9K-8.012	Examination for Hazardous Materials Contamination
9K-8.013	Trust Governing Board Action
9K-8.014	Closing

**PURPOSE AND EFFECT:** To implement rules to govern the Florida Communities Trust’s Parks and Open Space Florida Forever Program.

**SUBJECT AREA TO BE ADDRESSED:** Florida Communities Trust’s Parks and Open Space Florida Forever Program.

**RULEMAKING AUTHORITY:** 380.507(11) FS.

**LAW IMPLEMENTED:** 120.55(1)(a)4., 259.105, 380.507 FS.

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

**DATE AND TIME:** July 30, 2009, 1:00 p.m. – 5:00 p.m.

**PLACE:** Randall Kelley Training Center, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida and via teleconference at the locations listed below:

Hillsborough County Civic Center, 601 E. Kennedy Boulevard, 26th Floor, Conference Rooms A & B, Tampa, Florida 33602; and Broward County Government Center, County Commission Chambers, Room 422, 115 S. Andrews Avenue, Fort Lauderdale, Florida 33301

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: Pam Kugler, Department of Community Affairs,

Florida Communities Trust, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399, (850)922-1711. 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:** Ken Reecy, Community Program Manager, Florida Communities Trust, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399, (850)922-1711

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

**DEPARTMENT OF TRANSPORTATION**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
14-91.007	Selection and Award Process

**PURPOSE AND EFFECT:** A new subsection (9) is added to Rule 14-91.007, F.A.C., to clarify the compensation of short-listed design-build firms.

**SUBJECT AREA TO BE ADDRESSED:** A new subsection (9) is being added to Rule 14-91.007, F.A.C.

**RULEMAKING AUTHORITY:** 334.044(2), 337.11(7)(b), 337.11(8) FS.

**LAW IMPLEMENTED:** 337.025, 337.11(7), 337.11(8) FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Deanna R. Hurt, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

14-91.007 Selection and Award Process.

(1) Letters of Interest Requirements. Firms desiring to submit bid proposals on a design-build project must submit a letter of interest setting forth the qualifications of the members of the Firm and providing any other information required by the announcement of the project.

(2) Short Listing Criteria and Procedures. On Adjusted Score Design-Build projects, the Department will determine the short list of Firms based on an evaluation of the information provided by the letters of interest and in accordance with Rule Chapter 14-75, F.A.C. For this purpose, all references to “consultant” in Rule Chapter 14-75, F.A.C.,

shall be deemed to be a reference to “Firm” under this Rule Chapter. Low Bid Design-Build projects will not require short listing.

(3) Scope of Services Requirements. The Department shall develop a scope of services which furnishes sufficient information upon which Firms may prepare bid proposals and which sets forth the technical proposal evaluation criteria.

(4) Bid Proposal Requirements. Bid proposals shall consist of a technical proposal and a price proposal. The technical and price proposals will be received by the Department by the deadline stipulated in the public announcement.

(a) Technical Proposal. A technical proposal shall include all information requested in response to the request for proposals.

(b) Price Proposal. A price proposal shall include one lump sum cost for all costs of the project as defined by the scope of services requirements. Examples of such services are: design, permits, construction engineering and inspection and construction of the proposed project.

(5) Technical Review Committee. A Technical Review Committee will be assigned the responsibility to evaluate letters of interest and review technical proposals in accordance with the provisions of the request for proposal. The members of the Technical Review Committee will be designated by the appropriate Director, or designee, based on the nature of the work requested and the complexity of the project. When non-Department personnel serve on the Technical Review Committee, Department personnel shall constitute the majority unless otherwise approved by the appropriate Director. No employee of a firm pursuing a project under consideration will serve on the Technical Review Committee.

(6) The Department will use the Low Bid Design-Build process when its scope of work is precise, explicit and clearly defined, and will use the Adjusted Score Design-Build process when the scope of work is flexible and identifies an end result that the Department wants to achieve, rather than dictating specific methods and materials. The public announcement for a particular project will specify which process will be used.

(7) When time is to be used as an evaluation criteria, the Department will include an adjustment for the value of time in either type of design-build process referenced in subsection 14-91.007(6), F.A.C. This adjustment will be based on the Firm’s proposed number of days to complete the project multiplied by a value per day established by the Department in the request for proposals, i.e., number of days multiplied by the dollar value per day equals the price proposal adjustment (increase). This factor will be used for selection purposes only and shall not affect the Department’s liquidated damages schedule or affect the incentive/disincentive provisions of the contract.

(8) The contractor or design professional cannot team with other partners to submit more than one bid per project.

(9) The Department shall pay short-listed design-build firms submitting fully responsive proposals that are not selected a lump sum amount, stipend, as determined by the solicitation in order to stimulate competition and for the work product contained in the firm’s responsive proposals. The Department will not pay the selected design-build firm a stipend. An unselected short list design-build firm that submits a responsive proposal in response to and in accordance with the Department request for detailed proposals will receive a stipend in exchange for the work product contained in that proposal. The Department reserves the right to use any of the concepts, ideas, technologies, techniques, methods, processes, and information that are contained within the proposals without any further compensation therefore.

(a) In order to receive the stipend, the unselected short listed design-build firms must enter into a contract with the Department immediately after short listing. The contract is required to document the terms and conditions for the stipend.

(b) The Department’s criteria to determine the stipend amount shall include the following: complexity of the project, technical expertise, time and resources required for the proposal, and value of work product contained in the technical proposal. The intent to compensate and the stipulated amount of the stipend will be set forth in the request for proposals package.

(c) A stipend is not intended to compensate the design-build firms for the total cost of preparing the proposal.

Rulemaking Specific Authority 334.044(2), 337.11(7)(b), 337.11(8) FS. Law Implemented 337.025, 337.11(7), 337.11(8) FS. History—New 3-13-88, 6-13-90, Amended 2-20-96, 9-3-96, 10-18-00, 5-3-09, \_\_\_\_\_.

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**

RULE NO.: 40B-1.704  
 RULE TITLE: Bond

PURPOSE AND EFFECT: The purpose of the rule development is to require a bond or other form of surety for as-built certification forms for environmental resource permits. The effect of this proposed rule development is to provide for a higher likelihood for such forms to be submitted to the District. SUBJECT AREA TO BE ADDRESSED: The proposed rule development addresses requirements for bonds or other form of surety to ensure receipt of as-built certification forms for environmental resource permits, in accordance with Rules 40B-4.1140 and 40B-400.115, F.A.C.

RULEMAKING AUTHORITY: 373.044, 373.113 FS.  
 LAW IMPLEMENTED: 373.085, 373.103, 373.219, 373.413, 373.416 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Linda Welch, Rules Coordinator, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only)

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

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**

RULE NO.: 40B-4.1090  
 RULE TITLE: Publications and Agreements Incorporated by Reference

PURPOSE AND EFFECT: The purpose of the rule development is to adopt the most current version of the items incorporated by reference. The effect of the rule development will incorporate the new flood insurance studies for the Suwannee River and its tributaries.

SUBJECT AREA TO BE ADDRESSED: The proposed rule development will incorporate the current flood insurance study for Taylor County by reference.

RULEMAKING AUTHORITY: 373.044 FS.  
 LAW IMPLEMENTED: 373.083, 373.084, 373.085, 373.086, 373.413, 373.416 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Linda Welch, Rules Coordinator, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only)

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.:	RULE TITLES:
62-304.310	Apalachicola River TMDLs
62-304.315	Chipola River Basin TMDLs
62-304.515	Kissimmee River Basin TMDLs
62-304.605	Alafia River TMDLs
62-304.610	Hillsborough River Basin TMDLs
62-304.615	Manatee River Basin TMDLs
62-304.620	Little Manatee River TMDLs
62-304.805	Charlotte Harbor TMDLs

PURPOSE AND EFFECT: The Department is initiating rulemaking to establish Total Maximum Daily Loads (TMDLs) for waters in the Apalachicola River, Chipola River, Kissimmee River, Alafia River, Hillsborough River, Manatee River, Little Manatee River, and Charlotte Harbor basins.

Pursuant to Section 403.067(6), F.S., TMDLs must be adopted by the Secretary of the Department by rule. Chapter 62-304, F.A.C., was established as the rule chapter within which rules adopting TMDLs shall reside. Establishment of TMDLs is proceeding for waters within the above basins for which the verified list of impaired waters previously were adopted by Secretarial Order. TMDL calculations and allocations for each waterbody or waterbody segment will be adopted by rule, by the Secretary of the Department, pursuant to Sections 120.536(1), 120.54, and 403.805, F.S. These rules have been given individual OGC case numbers: 09-0719 for 62-304.310, 09-2871 for 62-304.315, 09-0785 for 62-304.515, 09-0722 for 62-304.605, 09-0720 for 62-304.610, 09-0717 for 62-304.615, 09-2870 for 62-304.620 and 09-0716 for 62-304.805.

SUBJECT AREA TO BE ADDRESSED: TMDLs and their allocations will be established for the pollutants identified as causing the impairment for the impaired waters in the above listed basin (as indicated in the order adopting the verified list for each basin).

RULEMAKING AUTHORITY: 403.061, 403.067 FS.  
 LAW IMPLEMENTED: 403.062, 403.067 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jan Mandrup-Poulsen, Administrator, Watershed Evaluation and TMDL Section, 2600 Blair Stone Road, Mail Station 3555, Tallahassee, FL 32399-2400, telephone (850)245-8449

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-304.505  
 RULE TITLE: Middle St. Johns River TMDLS

PURPOSE AND EFFECT: The Department is initiating rulemaking to establish Total Maximum Daily Loads (TMDLs) for the waterbodies in the Middle St. Johns River basin. Pursuant to Section 403.067(6), F.S., TMDLs must be adopted in rule by the Secretary of the Department. Chapter 62-304, F.A.C., was established as the rule chapter within which rules adopting TMDLs shall reside. The verified list for the Group 2 Middle St. Johns River basin was adopted by Secretarial Order on May 19, 2009. This rule has been given the following OGC case number: 09-0721.

SUBJECT AREA TO BE ADDRESSED: TMDLs and their allocations will be established for the pollutants identified as causing the impairment for the impaired waters in the Middle St. Johns River basin (as indicated in the Order adopting the verified list for the basin).

RULEMAKING AUTHORITY: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.067 FS.

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

DATE AND TIME: Wednesday, July 8, 2009, 9:30 a.m.

PLACE: Volusia County Library – DeBary Branch, 200 N. Charles R. Beall Blvd., DeBary, FL 32713

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Pat Waters at (850)245-8449. 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: Jan Mandrup-Poulsen, Environmental Administrator, Watershed Evaluation and TMDL Section, Florida Department of Environmental Protection, Mail Station 3555, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.: 62-625.100  
 62-625.110  
 62-625.200  
 RULE TITLES: Scope/Intent/Purpose  
 Applicability  
 Definitions

62-625.400	Pretreatment Standards: Prohibited Discharges
62-625.410	Pretreatment Standards: Categorical Standards
62-625.420	Removal Credits
62-625.500	Pretreatment Program Development and Submission Requirements
62-625.510	Pretreatment Program Review and Approval Procedures
62-625.540	Modification of Pretreatment Programs
62-625.600	Reporting Requirements for Control Authorities and Industrial Users
62-625.700	Fundamentally Different Factors Variance
62-625.820	Net/Gross Calculation
62-625.880	Tables

PURPOSE AND EFFECT: Incorporate revisions made to Title 40 CFR parts 122, 146, and 403 associated with pretreatment program requirements, including the October 2005 revisions. Clarify and update existing rule language.

SUBJECT AREA TO BE ADDRESSED: In 1995, EPA authorized the Department to implement the National Pretreatment program to control pollutants from industrial dischargers which have the potential to pass-through or interfere with the operation of domestic wastewater treatment facilities. To implement the program, the Department originally adopted Chapter 62-625, F.A.C., in November 1994. Certain portions of Chapter 62-625, F.A.C., were amended January 8, 1997. Since the last amendment, EPA has made several revisions to 40 CFR parts 122, 146 and 403, including several streamlining procedures for approval and implementation of pretreatment programs as well as other important changes for evaluation of local limits and evaluation of the need for a pretreatment program for certain discharges to UIC wells.

RULEMAKING AUTHORITY: 403.061(7), 403.061(31), 403.0885 FS.

LAW IMPLEMENTED: 403.0885 FS.

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

DATE AND TIME: Wednesday, July 22, 2009, 9:30 a.m. – 12:00 Noon

PLACE: Room 609, Bob Martinez Center, 2600 Blair Stone Road, 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 5 days before the workshop/meeting by contacting: Dawn Templin at (850)245-8601. 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: Dawn Templin, P.E., Florida Department of Environmental Protection, Domestic Wastewater Section, 2600 Blair Stone Road, MS 3540, Tallahassee, FL 32399-2400; telephone (850)245-8601, or e-mail: dawn.templin@dep.state.fl.us. Copies of the draft rule are also available on the Department's internet site at: [http://www.dep.state.fl.us/water/rules\\_dr.htm](http://www.dep.state.fl.us/water/rules_dr.htm) (OGC No. 09-0822)

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-8.001                      RULE TITLE: Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address new violations added to Chapter 456, F.S., through recent legislative action.

SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines.

RULEMAKING AUTHORITY: 456.0375(4)(c), 456.50(2), 456.0575, 456.079, 458.309, 458.331(5) FS.

LAW IMPLEMENTED: 456.0375(4)(c), 456.50(2), 456.0575, 456.072, 456.079, 458.331(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-9.009                      RULE TITLE: Standard of Care for Office Surgery

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address additional requirements for physician office surgery settings.

SUBJECT AREA TO BE ADDRESSED: Additional requirements for physician offices performing surgery.

RULEMAKING AUTHORITY: 458.309(1), 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(1)(g), (t), (v), (w) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH**

**Board of Orthotists and Prosthetists**

RULE NO.: 64B14-4.100                      RULE TITLE: Requirements for Prosthetic or Orthotic Residency or Internship

PURPOSE AND EFFECT: The proposed rule incorporates the application form for residency or internship by reference.

SUBJECT AREA TO BE ADDRESSED: Forms.

RULEMAKING AUTHORITY: 468.802, 468.803 FS.

LAW IMPLEMENTED: 468.803 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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

**DEPARTMENT OF HEALTH**

**School Psychology**

RULE NO.: 64B21-502.001                      RULE TITLE: Continuing Education

PURPOSE AND EFFECT: To update the provisions relating to obtaining credits relating to domestic violence.

SUBJECT AREA TO BE ADDRESSED: Continuing Education.

RULEMAKING AUTHORITY: 490.007(2), 490.0085, 490.015 FS.

LAW IMPLEMENTED: 456.013, 490.007(2), 490.0085 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3250

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

**FLORIDA HOUSING FINANCE CORPORATION**

RULE NOS.:	RULE TITLES:
67-38.002	Definitions
67-38.0026	General Program Requirements and Restrictions
67-38.003	Application Submission Procedures
67-38.004	Incomplete Applications and Rejection Criteria
67-38.005	Application Evaluation and Award Guidelines
67-38.007	Terms of the PLP Loan
67-38.008	Eligible Uses for the Loan
67-38.010	Credit Underwriting Procedures
67-38.011	Fees
67-38.014	Disbursement Procedures

**PURPOSE AND EFFECT:** This Rule establishes the procedures by which the Florida Housing Finance Corporation shall administer the Predevelopment Loan Program (PLP) which helps to fund the initial and up front costs associated with the building or rehabilitation of affordable housing. These funds may be requested by any unit of government, public housing authority established pursuant to Chapter 421, F.S., community-based or not-for-profit organization, for-profit entity wholly owned by one or more qualified not-for-profit organizations, or limited partnership with the community-based or not-for-profit organization that holds at least 51% of the ownership not owned by a for-profit entity and must materially participate in the development and operation of the Development. Revisions to the Rule are required to implement technical and clarifying changes. The adoption of these revisions will increase the efficiency and effectiveness for program service delivery and will provide greater clarification of the program.

**SUBJECT AREA TO BE ADDRESSED:** A Rule Development Workshop will be held to receive comments and suggestions from interested persons relative to program requirements as specified in Rule Chapter 67-38, Florida Administrative Code.

**RULEMAKING AUTHORITY:** 420.528 FS.

**LAW IMPLEMENTED:** 420.507, 420.521-.529 FS.

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

DATE AND TIME: July 9, 2009, 10:00 a.m. (Thursday)

PLACE: Florida Housing Finance Corporation, Seltzer Room, Sixth Floor, 227 North Bronough Street, Tallahassee, Florida 32301

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: Amanda Franklin, (850)488-4197. 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: Robert Dearthuff, PLP Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329

The preliminary text of the proposed rule development will be available on Florida Housing Finance Corporation’s web site, [www.floridahousing.org](http://www.floridahousing.org).

**Section II  
Proposed Rules**

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Florida Communities Trust**

RULE NOS.:	RULE TITLES:
9K-9.002	Definitions
9K-9.003	General Requirements and Eligibility Standards
9K-9.004	Submission of Application and Application Materials
9K-9.006	Project Evaluation Criteria
9K-9.007	Ranking of Application

**PURPOSE AND EFFECT:** To implement rules to govern the Stan Mayfield Working Waterfronts Program.

**SUMMARY:** These rules govern the grant application procedures and process for the Stan Mayfield Working Waterfronts program that was created during the 2008 legislative session pursuant to Section 380.5105, Florida Statutes. This rule chapter implements Chapter 2008-229, Laws of Florida, which created Sections 380.503 and 380.5105, Florida Statutes.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** No Statement of Estimated Regulatory Cost was prepared.