

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:	RULE TITLE:
6A-1.0454	Implementation of Class Size Accountability and Funding Calculations for Public Schools Including Charter Schools

**PURPOSE AND EFFECT:** The purpose of this rule development is to implement the Departments duties regarding determining compliance with class size requirements, calculating funding reductions and reallocations, and withholding class size reduction funding.

**SUBJECT AREA TO BE ADDRESSED:** The subject area of this rule is class size compliance, funding calculations, and withholding class size reduction funds for public schools including charter schools.

**RULEMAKING AUTHORITY:** 1001.02(2), 1002.33(26) FS.

**LAW IMPLEMENTED:** 1002.33(16)(b)3., 1003.03, 1011.685 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: Mark Eggers, Bureau of School Business Services, Suite 814, 325 West Gaines Street, Tallahassee, FL 32399-0400, (850)245-9105. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail [lynn.abbott@fldoe.org](mailto:lynn.abbott@fldoe.org) or go to <https://app1.fldoe.org/rules/default.aspx>

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:	RULE TITLE:
6A-1.09961	Graduation Requirements for Certain Students with Disabilities

**PURPOSE AND EFFECT:** The purpose of the rule development is to update the portion of the rule that addresses special diploma requirements for certain students with disabilities. The effect will be a rule that aligns with the Sunshine State Standards Access Points for Students with Significant Cognitive Disabilities and Section 1003.01, Florida Statutes.

**SUBJECT AREA TO BE ADDRESSED:** Requirements for a special diploma in alignment with the Sunshine State Standards Access Points for Students with Significant Cognitive Disabilities and terminology related to specific disabilities.

**RULEMAKING AUTHORITY:** 1001.02(1), 1003.438 FS.

**LAW IMPLEMENTED:** 1003.02(1)(a), 1003.438 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATES, TIMES AND PLACE SHOWN BELOW:

**DATES AND TIMES:** January 19, 2011, 10:00 a.m. – 4:30 p.m. and January 20, 2011, 8:30 a.m. – 12:00 Noon

**PLACE:** Florida Department of Education, Turlington Building, 325 West Gaines Street, Room 1703/07, Tallahassee, Florida 32399-0400

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Bambi Lockman, Chief, Bureau of Exceptional Education and Student Services, 325 W. Gaines Street, Suite 614, Tallahassee, FL 32399. To comment on this rule development go to <https://app1.fldoe.org/rules/default.aspx>

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

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE NO.:	RULE TITLE:
12A-1.011	Sales of Food Products for Human Consumption by Grocery Stores, Convenience Stores, and Supermarkets; Sales of Bakery Products by Bakeries, Pastry Shops, or Like Establishments; Drinking Water; Ice

**PURPOSE AND EFFECT:** The purpose of the proposed amendments to Rule 12A-1.011, F.A.C. (Sales of Food Products for Human Consumption by Grocery Stores, Convenience Stores, and Supermarkets; Sales of Bakery Products by Bakeries, Pastry Shops, or Like Establishments; Drinking Water; Ice), is to provide that germicides are exempt from tax when used in the treatment of sewage.

**SUBJECT AREA TO BE ADDRESSED:** The subject of this workshop is the taxation of germicides used in the treatment of sewage.

**RULEMAKING AUTHORITY:** 212.17(6), 212.18(2), 213.06(1) FS.

**LAW IMPLEMENTED:** 212.02(14)(c), (20), 212.05(1)(a)1.a., 212.06(1)(a), 212.07(2), 212.08(1), (4)(a)1., (7)(oo), (pp) 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:** January 10, 2011, 10:00 a.m.

PLACE: Room 2503, Building One, 2450 Shumard Oak Blvd., 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 48 hours before the workshop/meeting by contacting: Sarah Wachman at (850)617-8347. 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: Melton H. McKown, Revenue Program Administrator II, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7082

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS Published on the Department's Internet site at myflorida.com/dor/rules.

**DEPARTMENT OF TRANSPORTATION**

RULE NO.: 14-43.001  
 RULE TITLE: Regulation of Overhanging Encroachments

PURPOSE AND EFFECT: Rule 14-43.001, F.A.C., is being amended to define the term and requirements for "official markers," as well as to incorporate a new application form.

SUBJECT AREA TO BE ADDRESSED: The criteria for official markers are addressed.

RULEMAKING AUTHORITY: 334.044(2), 337.407 FS.

LAW IMPLEMENTED: 337.406, 337.407, 479.01, 479.16 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: January 18, 2011, 9:00 a.m.

PLACE: Department of Transportation, Haydon Burns Building, Auditorium, 605 Suwannee Street, Tallahassee, Florida 32399-0458

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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458. 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: Deanna R. Hurt, Assistant General Counsel and 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:

14-43.001 Regulation of Overhanging Encroachments.

(1) Definitions.

(a) "Applicant" means any person or entity, including a local governmental entity, seeking permission for an overhanging encroachment.

(b) "Banner" means a length or sheet of cloth, fabric, plastic, or other flexible material bearing a message which may be either of the following:

1. "Pole Banner," which is located adjacent to the travel lanes of the roadway and is attached to a single existing permanent support.

2. "Street Banner," which extends over the travel lanes of the roadway and is attached to two or more existing permanent supports.

(c) "Canopy" means a permanent or semi-permanent, on-premise roof-like projection partially extending over the right of way.

(d) "Department" means the State of Florida Department of Transportation.

(e) "Local Governmental Entity" means as provided in Section 334.03(14) F.S.

(f) "Official Marker" means a Pole Banner identifying specific areas, such as historic, banking, or entertainment districts.

(g) "Overhanging Encroachment" means a sign, canopy, or banner, or official marker, as these terms are herein defined, which is placed along and over any state roads which are within municipalities, or which are of curb and gutter construction outside municipalities.

(h) "Sign" means as provided in Section 479.01(17), F.S.

(2) Overhanging encroachments are prohibited on limited access facilities, including the Interstate System. Overhanging encroachments are subject to the following conditions on non limited access facilities:

(a) No new supports may be located within state right of way.

(b) Must be allowed by the local governmental entity within whose jurisdictional boundaries the banners are to be placed.

(c) Must be adjusted or removed at the owner's expense if the overhanging encroachment interferes with Department construction.

(d) ~~Shall~~ ~~May~~ not obstruct the view of any traffic signal, traffic device, or official sign, nor in any way interfere with motorists' ability to safely operate vehicles.

(e) Must comply with the setback or clearance requirements set forth in paragraphs (3)(a) and (3)(b) ~~(2)(h)~~ and ~~(2)(i)~~ below. Overhanging encroachment must be adjusted within 36 hours of notification to meet setback or clearance requirements, and, upon failure of the owner to make such adjustment, it will be removed by the Department. ~~If the overhanging encroachment presents a safety hazard, the Department will remove it and notify the owner of the removal.~~

(f) May not be erected or maintained in a manner which interferes with the Department's maintenance, operation, or other use of a transportation facility.

(g) Upon removal by the Department, the owner may reclaim it within 30 calendar days from the date of removal, upon payment of any costs incurred by the Department in removing the overhanging encroachment.

(h) Shall not contain changeable message technology.

(i) Shall be maintained in like new condition. Failure to properly maintain the encroachment shall cause the permit to be revoked after a ten (10) day notice from the Department.

(j) If the overhanging encroachment presents a safety hazard, the Department will remove it and notify the owner of the removal.

~~(3)(h)~~ Signs and canopies which meet the criteria of Section 479.16(1), F.S. Florida Statutes, may only be placed ~~along and over any roads within corporate limits of a municipality, or outside municipalities where curb and gutter construction exists~~ in compliance with the following conditions:

~~(a)1-~~ Where curb and gutter construction exists, the entire structure, including attachments and supports, must clear the sidewalk vertically by at least nine feet; the outside edge of the structure must be at least two feet behind a vertical line extending upward from the face of the curb; and the entire structure must comply with the Department's horizontal clearance requirements set forth in the Roadside Offsets standard of the Department's Design Standards, incorporated herein by reference, and available at: [www.dot.state.fl.us/officeofdesign](http://www.dot.state.fl.us/officeofdesign) ~~clear zone requirements set forth in Table 2.11.9 Clear Zone Widths and Table 2.11.10 Clear Zone Widths for Curved Alignments on Highways With Flush Shoulders (January 2000, Revised 1/01), incorporated herein by reference. Copies of these tables are available from the Department's Maintenance Office, 605 Suwannee Street, MS 52, Tallahassee, Florida 32399-0450.~~

~~(b)2-~~ Within municipalities where there is not curb and gutter construction, the entire structure, including attachments and supports, may not extend more than six feet over the right of way; may not extend closer than 12 feet from the edge of the driving lane; must have a vertical clearance of at least 10 feet; and the entire structure must comply with the Department's horizontal clearance requirements set forth in the Roadside Offsets standard of the Department's Design Standards ~~clear zone requirements as set forth in Table 2.11.9 Clear Zone Widths and Table 2.11.10 Clear Zone Widths for Curved Alignments on Highways with Flush Shoulders (January 2000, Revised 1/01), incorporated herein by reference. Copies of these tables are available from the Department's Maintenance Office, 605 Suwannee Street, MS 52, Tallahassee, Florida 32399-0450.~~

~~(c)3-~~ The design of canopies or signs, as to bracing and attachments to buildings, shall be approved for safety features by the appropriate official of the local governmental entity within whose jurisdictional boundaries the banners are placed.

~~(d)4-~~ No canopy or sign shall be erected away from the site of the business which it promotes.

~~(e)5-~~ Lighting of signs and canopies shall conform to the requirements of Section 479.11(5), F.S. Florida Statutes.

~~(4)(f)~~ Banners may be placed along and over any non limited access state roads which are within municipalities, or which are of curb and gutter construction outside municipalities subject to the following conditions:

~~(a)1-~~ There must be written authorization for the placement of banners from the local governmental entity within whose jurisdictional boundaries the banners are to be placed.

~~(b)2-~~ Banners may be displayed for a period not to exceed 30 consecutive calendar days and may not be within 180 days of the last day of its most recent display period, except as otherwise provided herein.

~~(c)3-~~ Placement of banners on frangible light standards or other frangible devices will require a load rating analysis, signed and sealed by a registered professional engineer, certifying that the specific light standards or devices used to support the banners will handle the additional load placed on the structures by the banner and attachments, and will not exceed the wind loading design requirements of the structure. Copies of load rating analyses previously submitted are acceptable for subsequent applications when specifications are the same.

~~(d)4-~~ Banners shall ~~may~~ not be placed within 500 feet of a limited access interchange.

~~(e)5-~~ Banners are not permitted where a Department construction project is planned or ongoing during the requested display period.

~~(f)6.~~ Street banners may be displayed for routinely recurring events, e.g., events occurring monthly or quarterly, unless otherwise provided in this rule, provided the banner is displayed for no more than three consecutive days per month, for 12 months.

~~(g)7.~~ Street banners must be:

~~1.a.~~ Placed a minimum of 1,000 feet apart on the right of way of non limited access roadways; and

~~2.b.~~ At its lowest point vertically clear the pavement by at least 18 feet.

~~(h)8.~~ Pole banners must be:

~~1.a.~~ Placed a minimum of 1,000 feet apart on the same side of the travel lane on non limited access facilities outside the corporate limits of a municipality;

~~2.b.~~ At its lowest point at least 14 1/2 feet above the pavement elevation;

~~3.e.~~ Attached to a light standard or other such device which is permanently located in the right of way.

~~(i)9.~~ Pole banners may not be attached to any utility pole.

~~(j)10.~~ Any object or device other than a banner, whether characterized as an ornament, decoration, display, or by other descriptive term, which is to be attached to a single existing permanent support must meet the requirements of this rule for pole banners.

(k) Official markers shall not be used to advertise an individual off-site business or shopping center.

(5) Official markers shall comply with all pole banner requirements except for sub-subparagraph (2)(i)8.a. Additionally, the following shall apply:

(a) Official markers must be identical and may only be displayed within the identified area, with no more than one official marker per city block.

(b) All official markers shall display the same legend or lettering identifying the area, however, individual sponsorship may be displayed beneath the legend provided the name or business logo of the sponsor is no greater than 25% of the total display.

(c) The sponsorship portion of the official marker may only contain the name and/or logo of the sponsor. No additional information may be displayed, including:

1. Telephone number;

2. Address;

3. Distance to a business;

4. Direction to a business;

(d) Official markers must be made of flexible material.

(e) Permits are issued for up to 12 months, and may be renewed at the end of the permit term.

(f) The applicant shall be responsible for all costs, including installation and removal, of the official markers.

~~(6)3.~~ Applications for a sign or canopy must be made in writing to the appropriate District Maintenance Office and shall include:

(a) The name and address of the applicant.

(b) A drawing of the sign or canopy, drawn to scale, including any message, logo, or emblem.

(c) A sketch of the specific location of the sign or canopy, including height, location of supports, proximity to utility poles, and the identification of the state highway where the sign or canopy will be located.

(d) Sketches or specific descriptions of the method to be used to affix the sign or canopy to the support structure(s).

(e) Proof of compliance with resolutions of the local governmental entity within whose jurisdictional boundaries the banners are to be placed.

~~(7)4.~~ Applications for banners shall be made no later than 30 days and no earlier than 365 days prior to the requested installation date. The application for banners shall be on Application to Place Banners on Non Limited Access State Right of Way, DOT Form 575-070-18, Rev. 08/08, incorporated herein by reference. Copies of DOT Form 575-070-18 are available from the State Maintenance Engineer or any District Maintenance Engineer.

(8) The application for official markers shall be on Application to Place Official Markers on Non-Limited Access State Right of Way, FDOT Form 575-070-xx, Rev. 10/10, incorporated herein by reference. Copies of DOT Form 575-070-xx are available from the State Maintenance Engineer or any District Maintenance Engineer.

Rulemaking Specific Authority 334.044(2), 337.407 FS. Law Implemented 337.406, 337.407, 479.01, 479.16, ~~768.28~~ FS. History-- Amended 3-21-64, 5-9-70, 7-9-75, Formerly 14-43.01, Amended 8-3-99, 8-2-01, 5-30-05, 2-18-09, \_\_\_\_\_.

**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."

**STATE BOARD OF ADMINISTRATION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
19-11.002	Beneficiary Designation for FRS Investment Plan
19-11.003	Distributions from FRS Investment Plan Accounts
19-11.009	Reemployment with an FRS-covered Employer after Retirement

**PURPOSE AND EFFECT:** To amend the beneficiary and distributions rules to provide that a beneficiary who unlawfully and intentionally kills or procures the death of a member forfeits all rights to the members benefits; to amend the

beneficiary rule to add information regarding members who inadvertently use an incorrect beneficiary designation form or fail to obtain their spouses acknowledgement that a beneficiary, other than the spouse has been named; to amend the beneficiary rule indicating when an account will be established for a beneficiary; to amend the distributions rule to add information pertaining to requests by members seeking documentation of a disbursement made prior to August 30, 2007; to update the reemployment rule to reflect legislative changes and to adopt the certification form for employers.

**SUBJECT AREA TO BE ADDRESSED:** Updated information and procedures pertaining to naming beneficiaries and to seeking documentation of disbursements made prior to a certain date; to update information applicable to employees who are rehired after retirement; to adopt a form.

**RULEMAKING AUTHORITY:** 121.4501(3)(c)4., (8)(a) FS.

**LAW IMPLEMENTED:** 121.021, 121.091, 121.4501(2), (8), (13), (14), (15), (20), 121.591, 121.77 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:** Monday, January 3, 2011, 9:00 a.m. – 11:00 a.m.

**PLACE:** Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., 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 2 days before the workshop/meeting by contacting: Tina Joanos, Office of the General Counsel, State Board of Administration, 1801 Hermitage Blvd., Tallahassee, FL 32303; (850)413-1197; tina.joanos@sbafla.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:** Ruth A. Smith, Assistant General Counsel, Office of the General Counsel, 1801 Hermitage Blvd., Suite 100, Tallahassee, FL 32308; (850)413-1182; ruth.smith@sbafla.com

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

#### DEPARTMENT OF CORRECTIONS

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
33-601.305	Inmate Discipline – Investigations

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rulemaking is to clarify form references and to indicate the procedure to be followed during an investigation in which an inmate requests a large group of inmates as witnesses, such as an entire dorm.

**SUBJECT AREA TO BE ADDRESSED:** Inmate Discipline.

**RULEMAKING AUTHORITY:** 944.09 FS.

**LAW IMPLEMENTED:** 20.315, 944.09, 945.04 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:** Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

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

#### 33-601.305 Inmate Discipline – Investigations.

The investigating officer shall initiate the investigation of the infraction within 24 hours of the writing of the disciplinary report. The investigating officer is responsible for the following:

(1) No change.

(2) Interviewing the charged inmate. When interviewing the charged inmate the investigator is responsible for the following:

(a) through (e) No change.

(f) Completing and obtaining the inmate's signature on Form DC6-112B, the Witness Disposition, ~~Form DC6-112B~~, and Form DC6-151, the Documentary or Physical Evidence Disposition, ~~Form DC6-151~~. Form DC6-112B and Form DC6-151 are incorporated by reference in Rule 33-601.313, F.A.C.

(g) No change.

(3) Interviewing additional persons who may have information pertaining to the infraction, including those who are listed in the statement of facts. If the inmate requests a large group of inmates as witnesses (e.g. an entire dorm), the investigating officer will interview a random sample of the requested witnesses and document such on the comments section of Form DC6-112B, Witness Disposition.

(4) No change.

(5) Recording the results of the investigation on Form DC6-112A, the Disciplinary Investigative Report, ~~Form DC6-112A~~. Form DC6-112A is incorporated by reference in Rule 33-601.313, F.A.C.

Rulemaking Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 945.04 FS. History–New 10-1-95, Formerly 33-22.0055, Amended 5-21-00, 2-11-01, 3-22-05, 7-10-06,\_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE NO.: 40C-8.031  
 RULE TITLE: Minimum Surface Water Levels and Flows and Groundwater Levels

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to (1) adopt minimum median of annual median spring flows for the following two springs in Volusia County: Green Springs and Ponce de Leon Springs; (2) adopt minimum levels for Lake Butler Chain-of-Lakes and Lake Doyle in Volusia County; and (3) amend established minimum surface water levels for South Apshawa Lake and North Apshawa Lake in Lake County.

SUBJECT AREA TO BE ADDRESSED: The proposed rule would establish or amend established minimum water levels for the above listed lakes and establish minimum median of annual median flows for the above listed springs pursuant to the mandate of Section 373.042, Florida Statutes. Each of the established or amended minimum lake surface water levels have an associated duration and return interval. As with all minimum levels established by the District, if adopted, the minimum levels in this rule amendment would be used as a basis for imposing limitations on withdrawals of groundwater and surface water in the consumptive use permit regulatory process and for reviewing proposed surface water management systems in the environmental resource permit regulatory process.

RULEMAKING AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042, 373.0421 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: Wendy Gaylord, Rules Coordinator, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)326-3026, or email address wgaylord@sjrwm.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels.

- (1) No change.
- (2) The following minimum median of annual median spring flows are established:

<u>Spring Name</u>	<u>County</u>	<u>Discharge (cfs)</u>
<u>Green Springs</u>	<u>Volusia</u>	<u>1.18</u>
<u>Ponce de Leon Springs</u>	<u>Volusia</u>	<u>26.8</u>

- (2) through (3) renumbered (3) through (4) No change.
- (5) The following minimum surface water levels are established:

System Name	County	Minimum Level	Level (ft NGVD)	Hydroperiod Category	Duration (days)	Return Interval (years)
Apshawa North	Lake	Frequent High	84.1 85.0	Seasonally Flooded	30 --	3 --
		Average	83.3	Typically Saturated	--	--
		Frequent Low	81.1 81.3	Semipermanently Flooded	120 --	5 --
Apshawa South	Lake	Frequent High	85.9 86.0	Seasonally Flooded	30 --	3 --
		Average	83.7 84.7	Typically Saturated	180 --	1.7 --
		Frequent Low	82.7 83.2	Semipermanently Flooded	120 --	5 --
Argenta	Putnam	Frequent High	50.1	Seasonally Flooded	--	--
		Average	47.7	Typically Saturated	--	--
		Frequent Low	46.3	Semipermanently Flooded	--	--
Ashby	Volusia	Frequent High	12.3	--	60	2
		Frequent Low	11.1	--	120	5
Banana	Putnam	Frequent High	38.0	Seasonally Flooded	--	--
		Average	36.2	Typically Saturated	--	--
		Frequent Low	34.4	Semipermanently Flooded	--	--
Bell	Putnam	Frequent High	42.5	Temporarily Flooded	--	--
		Average	40.5	Typically Saturated	--	--
		Frequent Low	38.7	Semipermanently Flooded	--	--
Big	Volusia	Frequent High	26.1	Seasonally Flooded	--	--
		Average	25.0	Typically Saturated	--	--
		Frequent Low	23.7	Semipermanently Flooded	--	--
Bird Pond	Putnam	Frequent High	41.8	Seasonally Flooded	--	--
		Average	39.5	Typically Saturated	--	--
		Frequent Low	38.1	Semipermanently Flooded	--	--

Blue Pond	Clay	Frequent High	174.1	Temporarily Flooded	-	-
		Average	173.3	Typically Saturated	-	-
		Frequent Low	171.7	Semipermanently Flooded	-	-
Boggy Marsh	Lake	Frequent High	117.3	Seasonally Flooded	-	-
		Average	115.9	Typically Saturated	-	-
		Frequent Low	114.5	Semipermanently Flooded	-	-
Bowers	Marion	Frequent High	57.1	Temporarily Flooded	-	-
		Average	54.0	Typically Saturated	-	-
		Frequent Low	52.7	Semipermanently Flooded	-	-
Brantley	Seminole	Frequent High	46.3	Seasonally Flooded	-	-
		Average	45.6	Typically Saturated	-	-
		Frequent Low	44.1	Semipermanently Flooded	-	-
Brooklyn	Clay	Frequent High	114.6	Temporarily Flooded	-	-
		Average	108.0	Typically Saturated	-	-
		Frequent Low	101.0	Semipermanently Flooded	-	-
Broward	Putnam	Frequent High	40.0	Temporarily Flooded	-	-
		Average	38.2	Typically Saturated	-	-
		Frequent Low	36.5	Semipermanently Flooded	-	-
Burkett	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Semipermanently Flooded	-	-
<u>Butler</u> <u>Chain-of-Lakes</u>	Volusia	<u>Infrequent High</u>	<u>23.6</u>	=	<u>120</u>	<u>25</u>
		<u>Infrequent Low</u>	<u>17.7</u>	=	<u>180</u>	<u>20</u>
Charles	Marion	Frequent High	40.2	Seasonally Flooded	-	-
		Average	39.3	Typically Saturated	-	-
		Frequent Low	37.9	Semipermanently Flooded	-	-
Cherry	Lake	Frequent High	96.0	Seasonally Flooded	-	-
		Average	94.9	Typically Saturated	-	-
		Frequent Low	93.4	Semipermanently Flooded	-	-
Clear	Putnam	Frequent High	37.4	Temporarily Flooded	-	-
		Average	36.4	Typically Saturated	-	-
		Frequent Low	34.9	Semipermanently Flooded	-	-
Colby	Volusia	Frequent High	27.6	-	30	3
		Frequent Low	22.9	-	120	3
Como	Putnam	Frequent High	38.0	Seasonally Flooded	-	-
		Average	36.2	Typically Saturated	-	-
		Frequent Low	34.4	Semipermanently Flooded	-	-
Como, Little Lake	Putnam	Frequent High	38.0	Seasonally Flooded	-	-
		Average	36.6	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Coon Pond	Volusia	Frequent High	35.7	Seasonally Flooded	-	-
		Average	34.6	Typically Saturated	-	-
		Frequent Low	33.1	Semipermanently Flooded	-	-
Cowpen	Putnam	Frequent High	89.1	Temporarily Flooded	-	-
		Average	85.7	Typically Saturated	-	-
		Frequent Low	84.2	Semipermanently Flooded	-	-
Cow Pond	Volusia	Frequent High	40.5	Seasonally Flooded	-	-
		Average	39.8	Typically Saturated	-	-
		Frequent Low	37.6	Semipermanently Flooded	-	-
Crystal/Baker	Putnam	Frequent High	35.5	Seasonally Flooded	-	-
		Average	33.9	Typically Saturated	-	-
		Frequent Low	33.0	Semipermanently Flooded	-	-
Daugharty	Volusia	Frequent High	44.8	Temporarily Flooded	-	-
		Average	42.6	Typically Saturated	-	-
		Frequent Low	41.2	Semipermanently Flooded	-	-
Davis	Volusia	Frequent High	36.2	Seasonally Flooded	-	-
		Average	35.4	Typically Saturated	-	-
		Frequent Low	34.0	Semipermanently Flooded	-	-
Deep	Putnam	Frequent High	35.0	Seasonally Flooded	-	-
		Average	33.1	Typically Saturated	-	-
		Frequent Low	32.2	Semipermanently Flooded	-	-
Dias	Volusia	Frequent High	34.6	Seasonally Flooded	-	-
		Average	33.5	Typically Saturated	-	-
		Frequent Low	32.2	Semipermanently Flooded	-	-

Disston	Flagler	Frequent High	13.8	Seasonally Flooded	-	-
		Average	13.2	Typically Saturated	-	-
		Frequent Low	12.5	Semipermanently Flooded	-	-
Dorr	Lake	Frequent High	43.5	Seasonally Flooded	-	-
		Average	43.1	Typically Saturated	-	-
		Frequent Low	42.1	Semipermanently Flooded	-	-
Dream Pond	Putnam	Frequent High	49.0	Seasonally Flooded	-	-
		Average	47.5	Typically Saturated	-	-
		Frequent Low	46.0	Semipermanently Flooded	-	-
Drudy	Volusia	Frequent High	42.1	Seasonally Flooded	-	-
		Average	40.6	Typically Saturated	-	-
		Frequent Low	39.1	Semipermanently Flooded	-	-
Echo	Putnam	Frequent High	38.8	Seasonally Flooded	-	-
		Average	36.7	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Emma	Lake	Frequent High	94.1	Seasonally Flooded	-	-
		Average	92.5	Typically Saturated	-	-
		Frequent Low	91.1	Semipermanently Flooded	-	-
Emporia	Volusia	Frequent High	38.9	Seasonally Flooded	-	-
		Average	35.8	Typically Saturated	-	-
		Frequent Low	34.3	Semipermanently Flooded	-	-
Estella	Putnam	Frequent High	38.6	Seasonally Flooded	-	-
		Average	37.2	Typically Saturated	-	-
		Frequent Low	36.5	Semipermanently Flooded	-	-
Fox	Brevard	Frequent High	16.7	Temporarily Flooded	-	-
		Average	15.3	Typically Saturated	-	-
		Frequent Low	13.8	Semipermanently Flooded	-	-
Geneva	Clay	Frequent High	103.0	Seasonally Flooded	-	-
		Average	101.0	Typically Saturated	-	-
		Frequent Low	98.5	Semipermanently Flooded	-	-
Georges Lake	Putnam	Frequent High	98.4	Seasonally Flooded	-	-
		Average	97.8	Typically Saturated	-	-
		Frequent Low	97.0	Semipermanently Flooded	-	-
Gertie	Volusia	Frequent High	27.5	Temporarily Flooded	-	-
		Average	25.6	Typically Saturated	-	-
		Frequent Low	23.3	Semipermanently Flooded	-	-
Gore	Flagler	Frequent High	21.1	-	30	3
		Average	20.6	-	180	1.5
		Frequent Low	19.2	-	120	5
Grandin	Putnam	Frequent High	81.5	-	30	2
		Frequent Low	78.6	-	120	5
Halfmoon	Marion	Frequent High	49.7	Seasonally Flooded	-	-
		Average	47.9	Typically Saturated	-	-
		Frequent Low	46.5	Semipermanently Flooded	-	-
Helen	Volusia	Frequent High	46.1	Temporarily Flooded	-	-
		Average	44.2	Typically Saturated	-	-
		Frequent Low	43.6	Semipermanently Flooded	-	-
Hires	Volusia	Frequent High	41.0	Seasonally Flooded	-	-
		Average	39.5	Typically Saturated	-	-
		Frequent Low	38.0	Semipermanently Flooded	-	-
Hokey	Volusia	Frequent High	35.4	Seasonally Flooded	-	-
		Average	33.7	Typically Saturated	-	-
		Frequent Low	32.3	Semipermanently Flooded	-	-
Hopkins Prairie	Marion	Frequent High	25.8	Seasonally Flooded	-	-
		Average	23.4	Typically Saturated	-	-
		Frequent Low	22.0	Semipermanently Flooded	-	-
Howell	Putnam	Frequent High	34.5	Seasonally Flooded	-	-
		Average	33.6	Typically Saturated	-	-
		Frequent Low	31.8	Semipermanently Flooded	-	-
Howell	Seminole	Frequent High	53.7	Seasonally Flooded	-	-
		Average	52.9	Typically Saturated	-	-
		Frequent Low	51.5	Semipermanently Flooded	-	-



Indian	Volusia	Frequent High	37.0	Seasonally Flooded	-	-
		Average	36.1	Typically Saturated	-	-
		Frequent Low	34.4	Semipermanently Flooded	-	-
Irma	Orange	Frequent High	55.1	Seasonally Flooded	-	-
		Average	54.8	Typically Saturated	-	-
		Frequent Low	53.4	Semipermanently Flooded	-	-
Kerr	Marion	Frequent High	24.4	Seasonally Flooded	-	-
		Average	22.9	Typically Saturated	-	-
		Frequent Low	21.5	Semipermanently Flooded	-	-
Lizzie	Putnam	Frequent High	43.9	Seasonally Flooded	-	-
		Average	42.7	Typically Saturated	-	-
		Frequent Low	41.7	Semipermanently Flooded	-	-
Louisa	Lake	Frequent High	96.5	Seasonally Flooded	-	-
		Average	95.4	Typically Saturated	-	-
		Frequent Low	94.0	Semipermanently Flooded	-	-
Lower Lake Louise	Volusia	Frequent High	31.8	Seasonally Flooded	-	-
		Average	31.2	Typically Saturated	-	-
		Frequent Low	29.7	Semipermanently Flooded	-	-
Lucy	Lake	Frequent High	94.1	Seasonally Flooded	-	-
		Average	92.5	Typically Saturated	-	-
		Frequent Low	91.1	Semipermanently Flooded	-	-
Magnolia	Clay	Frequent High	124.7	Seasonally Flooded	-	-
		Average	124.2	Typically Saturated	-	-
		Frequent Low	121.4	Semipermanently Flooded	-	-
Mall, Little Lake	Putnam	Frequent High	38.7	Seasonally Flooded	-	-
		Average	36.8	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Margaret	Putnam	Frequent High	35.2	Seasonally Flooded	-	-
		Average	34.5	Typically Saturated	-	-
		Frequent Low	32.5	Semipermanently Flooded	-	-
Martha	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Semipermanently Flooded	-	-
Marvin	Putnam	Frequent High	38.6	Seasonally Flooded	-	-
		Average	37.3	Typically Saturated	-	-
		Frequent Low	36.3	Semipermanently Flooded	-	-
McGrady	Putnam	Frequent High	41.5	Seasonally Flooded	-	-
		Average	39.9	Typically Saturated	-	-
		Frequent Low	37.8	Semipermanently Flooded	-	-
McKasel	Putnam	Frequent High	36.7	Seasonally Flooded	-	-
		Average	35.5	Typically Saturated	-	-
		Frequent Low	34.1	Semipermanently Flooded	-	-
Melrose	Putnam	Frequent High	105.2	Seasonally Flooded	-	-
		Average	104.2	Typically Saturated	-	-
		Frequent Low	102.8	Semipermanently Flooded	-	-
Mills	Seminole	Frequent High	42.5	Seasonally Flooded	-	-
		Average	41.4	Typically Saturated	-	-
		Frequent Low	39.9	Semipermanently Flooded	-	-
Minneola	Lake	Frequent High	96.0	Seasonally Flooded	-	-
		Average	95.3	Typically Saturated	-	-
		Frequent Low	93.9	Semipermanently Flooded	-	-
Monroe	Seminole and Volusia	Frequent High	2.8	-	30	2
		Average	1.2	-	180	1.5
		Frequent Low	0.5	-	120	5
Nettles / English	Putnam	Frequent High	44.3	Seasonally Flooded	-	-
		Average	42.7	Typically Saturated	-	-
		Frequent Low	41.7	Semipermanently Flooded	-	-
Nicotoon	Marion	Frequent High	54.7	Seasonally Flooded	-	-
		Average	53.3	Typically Saturated	-	-
		Frequent Low	51.9	Semipermanently Flooded	-	-
Norris	Lake	Frequent High	30.5	Seasonally Flooded	-	-
		Average	29.7	Typically Saturated	-	-
		Frequent Low	29.1	Semipermanently Flooded	-	-

North Como Park	Putnam	Frequent High	41.3	Seasonally Flooded	-	-
		Average	39.7	Typically Saturated	-	-
		Frequent Low	38.5	Semipermanently Flooded	-	-
North Talmadge	Volusia	Frequent High	55.6	Seasonally Flooded	-	-
		Average	54.4	Typically Saturated	-	-
		Frequent Low	52.9	Semipermanently Flooded	-	-
Omega	Putnam	Frequent High	57.4	Temporarily Flooded	-	-
		Average	56.1	Typically Saturated	-	-
		Frequent Low	54.0	Semipermanently Flooded	-	-
Orio	Putnam	Frequent High	37.1	Seasonally Flooded	-	-
		Average	35.6	Typically Saturated	-	-
		Frequent Low	34.7	Semipermanently Flooded	-	-
Pam	Putnam	Frequent High	39.3	Seasonally Flooded	-	-
		Average	37.5	Typically Saturated	-	-
		Frequent Low	36.1	Semipermanently Flooded	-	-
Pearl	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Semipermanently Flooded	-	-
Pierson	Volusia	Frequent High	34.4	Seasonally Flooded	-	-
		Average	33.8	Typically Saturated	-	-
		Frequent Low	32.4	Semipermanently Flooded	-	-
Pine Island	Lake	Frequent High	107.7	Seasonally Flooded	-	-
		Average	106.8	Typically Saturated	-	-
		Frequent Low	105.4	Semipermanently Flooded	-	-
Prevatt	Orange	Frequent High	56.0	Seasonally Flooded	-	-
		Average	53.0	Typically Saturated	-	-
		Frequent Low	50.9	Semipermanently Flooded	-	-
Prior	Putnam	Frequent High	42.3	Seasonally Flooded	-	-
		Average	40.0	Typically Saturated	-	-
		Frequent Low	39.0	Semipermanently Flooded	-	-
Purdom	Volusia	Frequent High	37.0	Seasonally Flooded	-	-
		Average	36.4	Typically Saturated	-	-
		Frequent Low	35.0	Semipermanently Flooded	-	-
Sand	Putnam	Frequent High	40.9	Seasonally Flooded	-	-
		Average	39.0	Typically Saturated	-	-
		Frequent Low	36.6	Semipermanently Flooded	-	-
Sand Hill	Clay	Frequent High	132.0	Seasonally Flooded	-	-
		Average	131.6	Typically Saturated	-	-
		Frequent Low	129.5	Semipermanently Flooded	-	-
Savannah	Volusia	Frequent High	31.1	Seasonally Flooded	-	-
		Average	29.5	Typically Saturated	-	-
		Frequent Low	28.0	Semipermanently Flooded	-	-
Scoggin	Volusia	Frequent High	35.0	Seasonally Flooded	-	-
		Average	34.1	Typically Saturated	-	-
		Frequent Low	32.7	Semipermanently Flooded	-	-
Shaw	Volusia	Frequent High	36.7	-	30	3
		Average	35.4	-	180	1.7
		Frequent Low	33.7	-	120	3
Silver	Putnam	Frequent High	36.8	Seasonally Flooded	-	-
		Average	35.1	Typically Saturated	-	-
		Frequent Low	33.7	Semipermanently Flooded	-	-
Smith	Marion	Frequent High	54.6	Temporarily Flooded	-	-
		Average	51.4	Typically Saturated	-	-
		Frequent Low	50.0	Semipermanently Flooded	-	-
South	Brevard	Frequent High	16.7	Temporarily Flooded	-	-
		Average	15.3	Typically Saturated	-	-
		Frequent Low	13.8	Semipermanently Flooded	-	-
South Como Park	Putnam	Frequent High	38.1	Seasonally Flooded	-	-
		Average	36.7	Typically Saturated	-	-
		Frequent Low	35.3	Semipermanently Flooded	-	-
Star	Putnam	Frequent High	77.5	Seasonally Flooded	-	-
		Average	75.4	Typically Saturated	-	-
		Frequent Low	74.0	Semipermanently Flooded	-	-

Stella	Putnam	Frequent High	39.4	Seasonally Flooded	-	-
		Average	38.6	Typically Saturated	-	-
		Frequent Low	37.2	Semipermanently Flooded	-	-
Sunset	Lake	Frequent High	85.9	Temporarily Flooded	-	-
		Average	83.5	Typically Saturated	-	-
		Frequent Low	81.0	Semipermanently Flooded	-	-
Swan	Putnam	Frequent High	93.0	Temporarily Flooded	-	-
		Average	90.3	Typically Saturated	-	-
Sylvan	Seminole	Frequent High	40.4	Seasonally Flooded	-	-
		Average	38.9	Typically Saturated	-	-
		Frequent Low	37.5	Semipermanently Flooded	-	-
Tarhoe	Putnam	Frequent High	37.0	Seasonally Flooded	-	-
		Average	36.0	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Three Island Lakes	Volusia	Frequent High	23.7	-	30	5
		Frequent Low	19.4	-	120	10
Trone	Putnam	Frequent High	37.5	Seasonally Flooded	-	-
		Average	35.7	Typically Saturated	-	-
		Frequent Low	34.3	Semipermanently Flooded	-	-
Trout	Volusia	Frequent High	23.3	Seasonally Flooded	-	-
		Average	20.9	Typically Saturated	-	-
		Frequent Low	17.7	Semipermanently Flooded	-	-
Tuscawilla	Alachua	Frequent High	77.6	Seasonally Flooded	-	-
		Average	74.6	Typically Saturated	-	-
		Frequent Low	73.2	Semipermanently Flooded	-	-
Upper Lake Louise	Volusia	Frequent High	35.3	Seasonally Flooded	-	-
		Average	34.6	Typically Saturated	-	-
		Frequent Low	33.2	Semipermanently Flooded	-	-
Washington	Brevard	Frequent High	15.6	Seasonally Flooded	-	-
		Average	14.2	Typically Saturated	-	-
		Frequent Low	12.8	Semipermanently Flooded	-	-
Wauberg	Alachua	Frequent High	67.4	Seasonally Flooded	-	-
		Average	67.1	Typically Saturated	-	-
		Frequent Low	65.6	Semipermanently Flooded	-	-
Weir	Marion	Frequent High	57.2	Seasonally Flooded	-	-
		Average	56.4	Typically Saturated	-	-
		Frequent Low	54.9	Semipermanently Flooded	-	-
Winnemissett	Volusia	Frequent High	59.5	Seasonally Flooded	-	-
		Average	57.8	Typically Saturated	-	-
		Frequent Low	56.0	Semipermanently Flooded	-	-
Winona	Volusia	Frequent High	36.1	Seasonally Flooded	-	-
		Average	33.5	Typically Saturated	-	-
		Frequent Low	32.0	Semipermanently Flooded	-	-

(5) through (6) renumbered (6) through (7) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.0421, 373.103, 373.415 FS. History—New 9-16-92, Amended 8-17-94, 6-8-95, 1-17-96, 8-20-96, 10-20-96, 11-4-98, 6-27-00, 2-13-01, 3-19-02, 5-11-03, 11-10-03, 1-12-04, 2-1-06, 12-3-06,\_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE NO.: 40C-8.031  
 RULE TITLE: Minimum Surface Water Levels and Flows and Groundwater Levels

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to amend established minimum water levels for the following lakes in the following counties: Lake Geneva in Clay County, and Cowpen Lake and Lake Tarhoe in Putnam County.

SUBJECT AREA TO BE ADDRESSED: The proposed rule would amend established minimum water levels for the above listed lakes pursuant to the mandate of Section 373.042, Florida Statutes. Each of the amended levels have an associated duration and return interval. The terms herein are already defined in Chapter 40C-8, F.A.C. As with all minimum levels established by the District, if adopted, the minimum levels in this rule amendment would be used as a basis for imposing limitations on withdrawals of groundwater and surface water in the consumptive use permit regulatory process and for reviewing proposed surface water management systems in the environmental resource permit regulatory process.

RULEMAKING AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042, 373.0421 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: Wendy Gaylord, Rules Coordinator, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)326-3026, or email address wgaylord@sjrwm.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels.

(1) through (3) No change.

(4) The following minimum surface water levels are established:

System Name	County	Minimum Level	Level (ft NGVD)	Hydroperiod Category	Duration (days)	Return Interval (years)
Apshawa North	Lake	Frequent High	85.0	Seasonally flooded	-	-
		Average	83.3	Typically saturated	-	-
		Frequent Low	81.3	Semipermanently flooded	-	-
Apshawa South	Lake	Frequent High	86.0	Seasonally Flooded	-	-
		Average	84.7	Typically Saturated	-	-
		Frequent Low	83.2	Semipermanently Flooded	-	-
Argenta	Putnam	Frequent High	50.1	Seasonally Flooded	-	-
		Average	47.7	Typically Saturated	-	-
		Frequent Low	46.3	Semipermanently Flooded	-	-
Ashby	Volusia	Frequent High	12.3	-	60	2
		Frequent Low	11.1	-	120	5
Banana	Putnam	Frequent High	38.0	Seasonally Flooded	-	-
		Average	36.2	Typically Saturated	-	-
		Frequent Low	34.4	Semipermanently Flooded	-	-
Bell	Putnam	Frequent High	42.5	Temporarily Flooded	-	-
		Average	40.5	Typically Saturated	-	-
		Frequent Low	38.7	Semipermanently Flooded	-	-
Big	Volusia	Frequent High	26.1	Seasonally Flooded	-	-
		Average	25.0	Typically Saturated	-	-
		Frequent Low	23.7	Semipermanently Flooded	-	-
Bird Pond	Putnam	Frequent High	41.8	Seasonally Flooded	-	-
		Average	39.5	Typically Saturated	-	-
		Frequent Low	38.1	Semipermanently Flooded	-	-
Blue Pond	Clay	Frequent High	174.1	Temporarily Flooded	-	-
		Average	173.3	Typically Saturated	-	-
		Frequent Low	171.7	Semipermanently Flooded	-	-
Boggy Marsh	Lake	Frequent High	117.3	Seasonally Flooded	-	-
		Average	115.9	Typically Saturated	-	-
		Frequent Low	114.5	Semipermanently Flooded	-	-
Bowers	Marion	Frequent High	57.1	Temporarily Flooded	-	-
		Average	54.0	Typically Saturated	-	-
		Frequent Low	52.7	Semipermanently Flooded	-	-
Brantley	Seminole	Frequent High	46.3	Seasonally Flooded	-	-
		Average	45.6	Typically Saturated	-	-
		Frequent Low	44.1	Semipermanently Flooded	-	-
Brooklyn	Clay	Frequent High	114.6	Temporarily Flooded	-	-
		Average	108.0	Typically Saturated	-	-
		Frequent Low	101.0	Semipermanently Flooded	-	-
Broward	Putnam	Frequent High	40.0	Temporarily Flooded	-	-
		Average	38.2	Typically Saturated	-	-
		Frequent Low	36.5	Semipermanently Flooded	-	-
Burkett	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Semipermanently Flooded	-	-

Charles	Marion	Frequent High	40.2	Seasonally Flooded	-	-
		Average	39.3	Typically Saturated	-	-
		Frequent Low	37.9	Semipermanently Flooded	-	-
Cherry	Lake	Frequent High	96.0	Seasonally Flooded	-	-
		Average	94.9	Typically Saturated	-	-
		Frequent Low	93.4	Semipermanently Flooded	-	-
Clear	Putnam	Frequent High	37.4	Temporarily Flooded	-	-
		Average	36.4	Typically Saturated	-	-
		Frequent Low	34.9	Semipermanently Flooded	-	-
Colby	Volusia	Frequent High	27.6	-	30	3
		Frequent Low	22.9	-	120	3
Como	Putnam	Frequent High	38.0	Seasonally Flooded	-	-
		Average	36.2	Typically Saturated	-	-
		Frequent Low	34.4	Semipermanently Flooded	-	-
Como, Little Lake	Putnam	Frequent High	38.0	Seasonally Flooded	-	-
		Average	36.6	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Coon Pond	Volusia	Frequent High	35.7	Seasonally Flooded	-	-
		Average	34.6	Typically Saturated	-	-
		Frequent Low	33.1	Semipermanently Flooded	-	-
Cowpen	Putnam	<u>Infrequent High</u>	<u>92.3</u>	=	30	25
		<del>Frequent High</del>	<del>89.1</del>	<del>Temporarily Flooded</del>	<del>-</del>	<del>-</del>
		<del>Average</del>	<del>85.7</del>	<del>Typically Saturated</del>	<del>-</del>	<del>-</del>
		<del>Frequent Low</del>	<del>84.2</del>	<del>Semipermanently Flooded</del>	<del>-</del>	<del>-</del>
		<u>Infrequent Low</u>	<u>77.2</u>	=	30	50
Cow Pond	Volusia	Frequent High	40.5	Seasonally Flooded	-	-
		Average	39.8	Typically Saturated	-	-
		Frequent Low	37.6	Semipermanently Flooded	-	-
Crystal/Baker	Putnam	Frequent High	35.5	Seasonally Flooded	-	-
		Average	33.9	Typically Saturated	-	-
		Frequent Low	33.0	Semipermanently Flooded	-	-
Daugharty	Volusia	Frequent High	44.8	Temporarily Flooded	-	-
		Average	42.6	Typically Saturated	-	-
		Frequent Low	41.2	Semipermanently Flooded	-	-
Davis	Volusia	Frequent High	36.2	Seasonally Flooded	-	-
		Average	35.4	Typically Saturated	-	-
		Frequent Low	34.0	Semipermanently Flooded	-	-
Deep	Putnam	Frequent High	35.0	Seasonally Flooded	-	-
		Average	33.1	Typically Saturated	-	-
		Frequent Low	32.2	Semipermanently Flooded	-	-
Dias	Volusia	Frequent High	34.6	Seasonally Flooded	-	-
		Average	33.5	Typically Saturated	-	-
		Frequent Low	32.2	Semipermanently Flooded	-	-
Disston	Flagler	Frequent High	13.8	Seasonally Flooded	-	-
		Average	13.2	Typically Saturated	-	-
		Frequent Low	12.5	Semipermanently Flooded	-	-
Dorr	Lake	Frequent High	43.5	Seasonally Flooded	-	-
		Average	43.1	Typically Saturated	-	-
		Frequent Low	42.1	Semipermanently Flooded	-	-
Dream Pond	Putnam	Frequent High	49.0	Seasonally Flooded	-	-
		Average	47.5	Typically Saturated	-	-
		Frequent Low	46.0	Semipermanently Flooded	-	-
Drudy	Volusia	Frequent High	42.1	Seasonally Flooded	-	-
		Average	40.6	Typically Saturated	-	-
		Frequent Low	39.1	Semipermanently Flooded	-	-
Echo	Putnam	Frequent High	38.8	Seasonally Flooded	-	-
		Average	36.7	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Emma	Lake	Frequent High	94.1	Seasonally Flooded	-	-
		Average	92.5	Typically Saturated	-	-
		Frequent Low	91.1	Semipermanently Flooded	-	-
Emporia	Volusia	Frequent High	38.9	Seasonally Flooded	-	-
		Average	35.8	Typically Saturated	-	-
		Frequent Low	34.3	Semipermanently Flooded	-	-

Estella	Putnam	Frequent High	38.6	Seasonally Flooded	-	-
		Average	37.2	Typically Saturated	-	-
		Frequent Low	36.5	Semipermanently Flooded	-	-
Fox	Brevard	Frequent High	16.7	Temporarily Flooded	-	-
		Average	15.3	Typically Saturated	-	-
		Frequent Low	13.8	Semipermanently Flooded	-	-
Geneva	Clay	<u>Infrequent High</u>	<u>106.3</u>	=	<u>120</u>	<u>25</u>
		<del>Frequent High</del>	<del>103.0</del>	<del>Seasonally Flooded</del>	<del>--</del>	<del>--</del>
		<del>Average</del>	<del>101.0</del>	<del>Typically Saturated</del>	<del>--</del>	<del>--</del>
		<del>Frequent Low</del>	<del>98.5</del>	<del>Semipermanently Flooded</del>	<del>--</del>	<del>--</del>
		<u>Infrequent Low</u>	<u>83.3</u>	=	<u>90</u>	<u>17</u>
Georges Lake	Putnam	Frequent High	98.4	Seasonally Flooded	-	-
		Average	97.8	Typically Saturated	-	-
		Frequent Low	97.0	Semipermanently Flooded	-	-
Gertie	Volusia	Frequent High	27.5	Temporarily Flooded	-	-
		Average	25.6	Typically Saturated	-	-
		Frequent Low	23.3	Semipermanently Flooded	-	-
Gore	Flagler	Frequent High	21.1	-	30	3
		Average	20.6	-	180	1.5
		Frequent Low	19.2	-	120	5
Grandin	Putnam	Frequent High	81.5	-	30	2
		Frequent Low	78.6	-	120	5
Halfmoon	Marion	Frequent High	49.7	Seasonally Flooded	-	-
		Average	47.9	Typically Saturated	-	-
		Frequent Low	46.5	Semipermanently Flooded	-	-
Helen	Volusia	Frequent High	46.1	Temporarily Flooded	-	-
		Average	44.2	Typically Saturated	-	-
		Frequent Low	43.6	Semipermanently Flooded	-	-
Hires	Volusia	Frequent High	41.0	Seasonally Flooded	-	-
		Average	39.5	Typically Saturated	-	-
		Frequent Low	38.0	Semipermanently Flooded	-	-
Hokey	Volusia	Frequent High	35.4	Seasonally Flooded	-	-
		Average	33.7	Typically Saturated	-	-
		Frequent Low	32.3	Semipermanently Flooded	-	-
Hopkins Prairie	Marion	Frequent High	25.8	Seasonally Flooded	-	-
		Average	23.4	Typically Saturated	-	-
		Frequent Low	22.0	Semipermanently Flooded	-	-
Howell	Putnam	Frequent High	34.5	Seasonally Flooded	-	-
		Average	33.6	Typically Saturated	-	-
		Frequent Low	31.8	Semipermanently Flooded	-	-
Howell	Seminole	Frequent High	53.7	Seasonally Flooded	-	-
		Average	52.9	Typically Saturated	-	-
		Frequent Low	51.5	Semipermanently Flooded	-	-
Indian	Volusia	Frequent High	37.0	Seasonally Flooded	-	-
		Average	36.1	Typically Saturated	-	-
		Frequent Low	34.4	Semipermanently Flooded	-	-
Irma	Orange	Frequent High	55.1	Seasonally Flooded	-	-
		Average	54.8	Typically Saturated	-	-
		Frequent Low	53.4	Semipermanently Flooded	-	-
Kerr	Marion	Frequent High	24.4	Seasonally Flooded	-	-
		Average	22.9	Typically Saturated	-	-
		Frequent Low	21.5	Semipermanently Flooded	-	-
Lizzie	Putnam	Frequent High	43.9	Seasonally Flooded	-	-
		Average	42.7	Typically Saturated	-	-
		Frequent Low	41.7	Semipermanently Flooded	-	-
Louisa	Lake	Frequent High	96.5	Seasonally Flooded	-	-
		Average	95.4	Typically Saturated	-	-
		Frequent Low	94.0	Semipermanently Flooded	-	-
Lower Lake Louise	Volusia	Frequent High	31.8	Seasonally Flooded	-	-
		Average	31.2	Typically Saturated	-	-
		Frequent Low	29.7	Semipermanently Flooded	-	-
Lucy	Lake	Frequent High	94.1	Seasonally Flooded	-	-
		Average	92.5	Typically Saturated	-	-
		Frequent Low	91.1	Semipermanently Flooded	-	-

Magnolia	Clay	Frequent High	124.7	Seasonally Flooded	-	-
		Average	124.2	Typically Saturated	-	-
		Frequent Low	121.4	Semipermanently Flooded	-	-
Mall, Little Lake	Putnam	Frequent High	38.7	Seasonally Flooded	-	-
		Average	36.8	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Margaret	Putnam	Frequent High	35.2	Seasonally Flooded	-	-
		Average	34.5	Typically Saturated	-	-
		Frequent Low	32.5	Semipermanently Flooded	-	-
Martha	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Semipermanently Flooded	-	-
Marvin	Putnam	Frequent High	38.6	Seasonally Flooded	-	-
		Average	37.3	Typically Saturated	-	-
		Frequent Low	36.3	Semipermanently Flooded	-	-
McGrady	Putnam	Frequent High	41.5	Seasonally Flooded	-	-
		Average	39.9	Typically Saturated	-	-
		Frequent Low	37.8	Semipermanently Flooded	-	-
McKasel	Putnam	Frequent High	36.7	Seasonally Flooded	-	-
		Average	35.5	Typically Saturated	-	-
		Frequent Low	34.1	Semipermanently Flooded	-	-
Melrose	Putnam	Frequent High	105.2	Seasonally Flooded	-	-
		Average	104.2	Typically Saturated	-	-
		Frequent Low	102.8	Semipermanently Flooded	-	-
Mills	Seminole	Frequent High	42.5	Seasonally Flooded	-	-
		Average	41.4	Typically Saturated	-	-
		Frequent Low	39.9	Semipermanently Flooded	-	-
Minneola	Lake	Frequent High	96.0	Seasonally Flooded	-	-
		Average	95.3	Typically Saturated	-	-
		Frequent Low	93.9	Semipermanently Flooded	-	-
Monroe	Seminole and Volusia	Frequent High	2.8	-	30	2
		Average	1.2	-	180	1.5
		Frequent Low	0.5	-	120	5
Nettles / English	Putnam	Frequent High	44.3	Seasonally Flooded	-	-
		Average	42.7	Typically Saturated	-	-
		Frequent Low	41.7	Semipermanently Flooded	-	-
Nicotoon	Marion	Frequent High	54.7	Seasonally Flooded	-	-
		Average	53.3	Typically Saturated	-	-
		Frequent Low	51.9	Semipermanently Flooded	-	-
Norris	Lake	Frequent High	30.5	Seasonally Flooded	-	-
		Average	29.7	Typically Saturated	-	-
		Frequent Low	29.1	Semipermanently Flooded	-	-
North Como Park	Putnam	Frequent High	41.3	Seasonally Flooded	-	-
		Average	39.7	Typically Saturated	-	-
		Frequent Low	38.5	Semipermanently Flooded	-	-
North Talmadge	Volusia	Frequent High	55.6	Seasonally Flooded	-	-
		Average	54.4	Typically Saturated	-	-
		Frequent Low	52.9	Semipermanently Flooded	-	-
Omega	Putnam	Frequent High	57.4	Temporarily Flooded	-	-
		Average	56.1	Typically Saturated	-	-
		Frequent Low	54.0	Semipermanently Flooded	-	-
Orio	Putnam	Frequent High	37.1	Seasonally Flooded	-	-
		Average	35.6	Typically Saturated	-	-
		Frequent Low	34.7	Semipermanently Flooded	-	-
Pam	Putnam	Frequent High	39.3	Seasonally Flooded	-	-
		Average	37.5	Typically Saturated	-	-
		Frequent Low	36.1	Semipermanently Flooded	-	-
Pearl	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Semipermanently Flooded	-	-
Pierson	Volusia	Frequent High	34.4	Seasonally Flooded	-	-
		Average	33.8	Typically Saturated	-	-
		Frequent Low	32.4	Semipermanently Flooded	-	-

Pine Island	Lake	Frequent High	107.7	Seasonally Flooded	-	-
		Average	106.8	Typically Saturated	-	-
		Frequent Low	105.4	Semipermanently Flooded	-	-
Prevatt	Orange	Frequent High	56.0	Seasonally Flooded	-	-
		Average	53.0	Typically Saturated	-	-
		Frequent Low	50.9	Semipermanently Flooded	-	-
Prior	Putnam	Frequent High	42.3	Seasonally Flooded	-	-
		Average	40.0	Typically Saturated	-	-
		Frequent Low	39.0	Semipermanently Flooded	-	-
Purdom	Volusia	Frequent High	37.0	Seasonally Flooded	-	-
		Average	36.4	Typically Saturated	-	-
		Frequent Low	35.0	Semipermanently Flooded	-	-
Sand	Putnam	Frequent High	40.9	Seasonally Flooded	-	-
		Average	39.0	Typically Saturated	-	-
		Frequent Low	36.6	Semipermanently Flooded	-	-
Sand Hill	Clay	Frequent High	132.0	Seasonally Flooded	-	-
		Average	131.6	Typically Saturated	-	-
		Frequent Low	129.5	Semipermanently Flooded	-	-
Savannah	Volusia	Frequent High	31.1	Seasonally Flooded	-	-
		Average	29.5	Typically Saturated	-	-
		Frequent Low	28.0	Semipermanently Flooded	-	-
Scoggin	Volusia	Frequent High	35.0	Seasonally Flooded	-	-
		Average	34.1	Typically Saturated	-	-
		Frequent Low	32.7	Semipermanently Flooded	-	-
Shaw	Volusia	Frequent High	36.7	-	30	3
		Average	35.4	-	180	1.7
		Frequent Low	33.7	-	120	3
Silver	Putnam	Frequent High	36.8	Seasonally Flooded	-	-
		Average	35.1	Typically Saturated	-	-
		Frequent Low	33.7	Semipermanently Flooded	-	-
Smith	Marion	Frequent High	54.6	Temporarily Flooded	-	-
		Average	51.4	Typically Saturated	-	-
		Frequent Low	50.0	Semipermanently Flooded	-	-
South	Brevard	Frequent High	16.7	Temporarily Flooded	-	-
		Average	15.3	Typically Saturated	-	-
		Frequent Low	13.8	Semipermanently Flooded	-	-
South Como Park	Putnam	Frequent High	38.1	Seasonally Flooded	-	-
		Average	36.7	Typically Saturated	-	-
		Frequent Low	35.3	Semipermanently Flooded	-	-
Star	Putnam	Frequent High	77.5	Seasonally Flooded	-	-
		Average	75.4	Typically Saturated	-	-
		Frequent Low	74.0	Semipermanently Flooded	-	-
Stella	Putnam	Frequent High	39.4	Seasonally Flooded	-	-
		Average	38.6	Typically Saturated	-	-
		Frequent Low	37.2	Semipermanently Flooded	-	-
Sunset	Lake	Frequent High	85.9	Temporarily Flooded	-	-
		Average	83.5	Typically Saturated	-	-
		Frequent Low	81.0	Semipermanently Flooded	-	-
Swan	Putnam	Frequent High	93.0	Temporarily Flooded	-	-
		Average	90.3	Typically Saturated	-	-
		Frequent Low	88.0	Semipermanently Flooded	-	-
Sylvan	Seminole	Frequent High	40.4	Seasonally Flooded	-	-
		Average	38.9	Typically Saturated	-	-
		Frequent Low	37.5	Semipermanently Flooded	-	-
Tarhoe	Putnam	Frequent High	<del>36.6</del> 37.0	Seasonally Flooded	30 --	3 --
		Average	<del>35.1</del> 36.0	Typically Saturated	180 --	1.7 --
		Frequent Low	<del>33.8</del> 35.2	Semipermanently Flooded	120 --	5 --
Three Island Lakes	Volusia	Frequent High	23.7	-	30	5
		Frequent Low	19.4	-	120	10
Trone	Putnam	Frequent High	37.5	Seasonally Flooded	-	-
		Average	35.7	Typically Saturated	-	-
		Frequent Low	34.3	Semipermanently Flooded	-	-
Trout	Volusia	Frequent High	23.3	Seasonally Flooded	-	-
		Average	20.9	Typically Saturated	-	-
		Frequent Low	17.7	Semipermanently Flooded	-	-



Tusawilla	Alachua	Frequent High	77.6	Seasonally Flooded	-	-
		Average	74.6	Typically Saturated	-	-
		Frequent Low	73.2	Semipermanently Flooded	-	-
Upper Lake Louise	Volusia	Frequent High	35.3	Seasonally Flooded	-	-
		Average	34.6	Typically Saturated	-	-
		Frequent Low	33.2	Semipermanently Flooded	-	-
Washington	Brevard	Frequent High	15.6	Seasonally Flooded	-	-
		Average	14.2	Typically Saturated	-	-
		Frequent Low	12.8	Semipermanently Flooded	-	-
Wauberg	Alachua	Frequent High	67.4	Seasonally Flooded	-	-
		Average	67.1	Typically Saturated	-	-
		Frequent Low	65.6	Semipermanently Flooded	-	-
Weir	Marion	Frequent High	57.2	Seasonally Flooded	-	-
		Average	56.4	Typically Saturated	-	-
		Frequent Low	54.9	Semipermanently Flooded	-	-
Winnemissett	Volusia	Frequent High	59.5	Seasonally Flooded	-	-
		Average	57.8	Typically Saturated	-	-
		Frequent Low	56.0	Semipermanently Flooded	-	-
Winona	Volusia	Frequent High	36.1	Seasonally Flooded	-	-
		Average	33.5	Typically Saturated	-	-
		Frequent Low	32.0	Semipermanently Flooded	-	-

(5) through (6) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.0421, 373.103, 373.415 FS. History—New 9-16-92. Amended 8-17-94, 6-8-95, 1-17-96, 8-20-96, 10-20-96, 11-4-98, 6-27-00, 2-13-01, 3-19-02, 5-11-03, 11-10-03, 1-12-04, 2-1-06, 12-3-06,\_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: 40D-400.550  
 RULE TITLE: General Permit for Construction, Operation and Maintenance of Nonproduction-related Agricultural Facilities

PURPOSE AND EFFECT: The purpose of this rulemaking is to establish a new noticed general environmental resource permit for the construction, operation and maintenance of nonproduction-related agricultural facilities. The effect will be to reduce the permitting application and fee requirements for activities that qualify for this new permit.

SUBJECT AREA TO BE ADDRESSED: Environmental resource permitting.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.118, FS

LAW IMPLEMENTED: 373.413, 373.414, 373.416, 373.419, 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: Mark Luchte, P.E., Agricultural Regulation Program Manager,

Southwest Florida Water Management District, Sarasota Service Office, 6750 Fruitville Road, Sarasota, FL 34240-9711, (941)377-3722

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

RULE NO.: 59A-7.034  
 RULE TITLE: Alternate-Site Testing

PURPOSE AND EFFECT: The agency is proposing to amend the rule that specifies the types of tests that can be performed at alternate test sites within hospitals.

SUBJECT AREA TO BE ADDRESSED: Revisions to regulations that describe the type of clinical laboratory testing performed at hospital alternate sites including revisions to what is required to be considered in the approval of alternate site tests.

RULEMAKING AUTHORITY: 483.051 FS.

LAW IMPLEMENTED: 483.051, 483.106, 483.181, 483.201, 483.221, 483.23 FS.

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

DATE AND TIME: January 20, 2011, 2:00 p.m.

PLACE: Agency for Health Care Administration, Building 3, Conference Room C, 2727 Mahan Drive, Tallahassee, Florida. Call in number: (888)808-6959 code: 8509227761

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: Karen Rivera, Laboratory Unit, 2727 Mahan Drive, Building 1, Mail Stop 32, Tallahassee, Florida 32308,

(850)412-4500. 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: Karen Rivera, Laboratory Unit, 2727 Mahan Drive, Building 1, Mail Stop 32, Tallahassee, Florida 32308, (850)412-4500  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.250  
 RULE TITLE: Prescribed Drug Services  
 PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.250, F.A.C., is to incorporate by reference the revised Florida Medicaid Prescribed Drugs Coverage, Limitations, and Reimbursement Handbook, October 2010. The amendment clarifies existing policy, updates forms, and updates fiscal agent information.

SUBJECT AREA TO BE ADDRESSED: Prescribed Drug Services.

RULEMAKING AUTHORITY: 409.919 FS.  
 LAW IMPLEMENTED: 409.906(20), 409.908, 409.912 FS.

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

DATE AND TIME: Thursday, January 13, 2011, 10:00 a.m. – 11:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida 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 48 hours before the workshop/meeting by contacting: Marie Donnelly at the Bureau of Medicaid Pharmacy Services, (850)412-4166. 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: Marie Donnelly at donnellm@ahca.myflorida.com

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Appraisal Board**

RULE NO.: 61J1-2.001  
 RULE TITLE: Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to update fees.

SUBJECT AREA TO BE ADDRESSED: Fees.

RULEMAKING AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 215.34, 455.217, 455.2281, 455.271(6)(b), 475.6147, 475.615, 475.618 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: Thomas O’Bryant, Jr., Deputy Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

**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**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
62-344.100	Purpose, Intent and Scope
62-344.200	Definitions
62-344.300	Procedures for Requesting Delegation
62-344.400	Content of Petition
62-344.500	Criteria for Review
62-344.600	Procedures for Identifying and Reconciling Duplicative Permitting and Incorporation of Stricter Local Standards
62-344.700	Delegation Agreements
62-344.900	Forms

PURPOSE AND EFFECT: To incorporate changes to the existing Department rule governing delegation of the Environmental Resource Permit (ERP) program under Part IV of Chapter 373, F.S., to a county, municipality, or local pollution control program (local governments). These changes are required as a result of amendments to Section 373.441, F.S., made in Chapter 2010-147, Laws of Florida, effective July 1, 2010. Specifically, these changes will reflect that the

Department is the responsible agency for delegating ERP program responsibilities of the Department or a water management district, in whole or in part, to a local government. The rule will also include provisions for a local government to petition the Governor and Cabinet for review of a request for a delegation that is not approved or denied within one year of being initiated, the detail that must be contained in any denial by the Department of a local governments petition for delegation, and provisions for approval of a petition that meets the requirements of Chapter 62-344, F.A.C.

**SUBJECT AREA TO BE ADDRESSED:** Procedures governing delegation of the ERP program to local governments to comply with Chapter 2010-147, Laws of Florida.

**RULEMAKING AUTHORITY:** 373.441 FS.

**LAW IMPLEMENTED:** 373.441 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: Mary VanTassel, Florida Department of Environmental Protection, Office of Submerged Lands and Environmental Resources, MS 2500, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850)245-8486, or e-mail: Mary.VanTassel@dep.state.fl.us. Further information and updates on this proposed rule also may be obtained from the Departments website at: [http://www.dep.state.fl.us/water/rules\\_dr.htm#erp](http://www.dep.state.fl.us/water/rules_dr.htm#erp). (OGC No. 10-2686)

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
64B8-42.001	Licensure by Endorsement
64B8-42.002	Licensure by Examination

**PURPOSE AND EFFECT:** The Board proposes to revise the language in the application forms for Rules 64B8-42.001 and 64B8-42.002, F.A.C. The Board will also review, and vote on the newly prepared Statement of Estimated Regulatory Costs with respect to economical impacts.

**SUBJECT AREA TO BE ADDRESSED:** Licensure.

**RULEMAKING AUTHORITY:** 456.017(1), 468.507 FS.

**LAW IMPLEMENTED:** 456.027, 468.507, 468.509, 468.513 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, Dietetics and Nutrition Council/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

**DEPARTMENT OF HEALTH**

**Board of Nursing**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
64B9-8.001	The Probable Cause Panel

**PURPOSE AND EFFECT:** The Board proposes this amendment to take out the geographic assignments.

**SUBJECT AREA TO BE ADDRESSED:** The Probable Cause Panel.

**RULEMAKING AUTHORITY:** 456.073(1), (3), 464.006 FS.

**LAW IMPLEMENTED:** 456.073(4) 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 Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399

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

**DEPARTMENT OF HEALTH**

**Board of Psychology**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
64B19-11.005	Supervised Experience Requirements
64B19-11.012	Application Forms

**PURPOSE AND EFFECT:** The Board proposes the development of rule amendments to address the requirements for supervised experience and to address various forms for licensure.

**SUBJECT AREA TO BE ADDRESSED:** Requirements for supervised experience and to address various forms for licensure.

**RULEMAKING AUTHORITY:** 490.004(4) FS.

**LAW IMPLEMENTED:** 490.005, 490.006(1)(b), 490.007(1) 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, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.: 68A-1.004 RULE TITLE: Definitions

PURPOSE AND EFFECT: The purpose and effect of this rule development is to provide definitions for language in rules of the Fish and Wildlife Conservation Commission, during calendar year 2011.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include rule language definitions.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.: 68A-4.001, 68A-4.002, 68A-4.007 RULE TITLES: General Prohibitions, Possession of Gun While Using a Light Prohibited, Exclusion of Certain Areas from Open Season

PURPOSE AND EFFECT: The purposes and effects of this rule development effort are to establish or revise rule provisions, during calendar year 2011, associated with general

prohibitions pertaining to wildlife and freshwater fish resources, possession of a gun while using a light, and exclusion of certain areas from open season.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include general prohibitions pertaining to wildlife and freshwater fish, possession of a gun while using a light, and exclusion of certain areas from open season.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.2223, 379.3015, 379.404 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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.: 68A-5.001, 68A-5.005 RULE TITLES: Issuance of Statutory Licenses, Stamps and Permits; Issuance of Duplicates, Quota Hunt Permits and Special-Opportunity Permits – Application; Selection; Issuance

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development are to establish or revise procedures for application, selection, or issuance of statutory licenses, stamps, permits and quota hunt or special-opportunity hunt permits, during the 2011 calendar year.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include the application, selection, or issuance of statutory licenses, stamps, permits and quota hunt or special-opportunity hunt permits.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.354 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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-9.002	Permits to Take Wildlife or Freshwater Fish for Justifiable Purposes
68A-9.004	Permits for Hunting or Other Recreational Use on Wildlife Management Areas
68A-9.005	Falconry
68A-9.006	Wildlife Rehabilitation Permit
68A-9.007	Special-use Permits; Short-term Use Permits; Fees; Special-Opportunity Hunting and Fishing
68A-9.008	Permits for Physically Disabled
68A-9.010	Taking Nuisance Wildlife
68A-9.012	Taking of Wildlife on Airport Property

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, associated with wildlife management area permits, recreational use permits and related fees on Wildlife Management Areas; falconry; special-use permits, short-term use permits, special-opportunity hunting and fishing permits, and any related fees; permits for the physically disabled; and to clarify and simplify regulations relating to nuisance wildlife and wildlife on airport property.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include recreational use permits; falconry; special-use permits, short-term use permits, special-opportunity hunting and fishing, and related fees; permits for wildlife rehabilitation and the physically disabled; and taking of nuisance wildlife and wildlife on airport property.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution; 379.354 FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 375.313, 375.571, 379.1025, 379.2223, 379.354 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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.:	RULE TITLE:
68A-11.003	Use of Motorboats on Certain Waters; Permits

PURPOSE AND EFFECT: The purpose and effect of this rule development is to establish or revise rule provisions, during calendar year 2011, associated with the use of motorboats on certain waters.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include use of motorboats on certain waters.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution; 375.313 FS.; Ch. 65-1841, Ch. 85-361, Laws of Florida.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 375.313 FS.; Ch. 65-1841, Ch. 85-361, Laws of Florida.

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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-12.002	General Methods of Taking Game; Prohibitions
68A-12.007	Hunting Dogs; Molesting Game in Closed Season; Training; Field Trials; Prohibited for Certain Hunting

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development are to establish or revise rule provisions, during calendar year 2011, associated with general methods of taking game, and the use of dogs for taking game.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include general methods of taking game, and the use of dogs for taking game.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is, during calendar year 2011, to (1) establish open seasons, statewide management zones, bag limits and possession limits for taking game; (2) establish hunting regulations for ducks, geese, coots, and other migratory birds; (3) provide for adoption of Federal statutes and regulations pertaining to migratory birds and hunting on National Wildlife Refuges; (4) update taxonomic changes; (5) establish hunting regulations for public small-game hunting areas; and (6) provide for the issuance of antlerless deer permits to private landowners.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include regulations for taking game including waterfowl and other migratory birds, issuance of antlerless deer permits to private landowners, public small-game hunting area regulations, adoption of Federal statutes and regulations, and hunting on National Wildlife Refuges.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-13.001	Open Season for Taking Game; Bag and Possession Limits
68A-13.003	Hunting Regulations for Ducks, Geese, and Coots
68A-13.004	Open Season for Taking and Bag Limits for Non-Migratory Game and Issuance of Antlerless Deer Permits
68A-13.006	Hunting on National Wildlife Refuges
68A-13.007	Hunting Regulations on Public Small-Game Hunting Areas
68A-13.008	Hunting Regulations for Migratory Birds Other than Ducks and Coots

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-14.001	Establishment Orders
68A-14.0011	Opening or Closing Areas Other Than Restricted Hunting Areas or Bird Sanctuaries; General

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, associated with the establishment of areas as wildlife management areas, wildlife and environmental areas, refuges, bird sanctuaries, restricted hunting areas, critical wildlife areas, fish management areas, miscellaneous areas, or wild hog areas; and the opening or closing of areas other than restricted hunting areas, bird sanctuaries or critical wildlife areas.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas covered in the proposed rules include the establishment of areas as wildlife management areas, wildlife and environmental areas, refuges, bird sanctuaries, restricted hunting areas, critical wildlife areas, fish management areas, miscellaneous areas, or wild hog areas; and the opening or closing of areas other than restricted hunting areas, bird sanctuaries or critical wildlife areas.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.

**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:** Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
68A-15.004	General Regulations Relating to Wildlife Management Areas
68A-15.005	Quota Permits; Antlerless Deer Permits; Special-Opportunity Permits
68A-15.006	Regulations Relating to Miscellaneous Areas
68A-15.061	Specific Regulations for Wildlife Management Areas – Southwest Region
68A-15.062	Specific Regulations for Wildlife Management Areas – North Central Region
68A-15.063	Specific Regulations for Wildlife Management Areas – Northwest Region
68A-15.064	Specific Regulations for Wildlife Management Areas – South Region
68A-15.065	Specific Regulations for Wildlife Management Areas – Northeast Region

**PURPOSE AND EFFECT:** The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, to (1) establish or revise general

regulations relating to Wildlife Management Areas (WMAs) and specific regulations related to Miscellaneous Areas (MAs); (2) establish or adjust hunter quotas for WMAs; (3) establish or modify specific area regulations for WMAs and MAs; and (4) adjust hunting season dates on WMAs and MAs to conform with proposed 2011-2012 hunting season dates for the appropriate management zone.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas covered in the proposed rules include general regulations, quota hunt permits, hunting season dates and specific area regulations pertaining to WMAs.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution; 375.313, 379.2223 FS.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution; 375.313, 379.2223, 379.354 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:** Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
68A-16.001	Migratory Birds; Adoption of Federal Statutes and Regulations
68A-16.002	Bald Eagle

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rules is to establish or revise rule provisions, during calendar year 2011, associated with birds.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas covered in the proposed rules include adoption of Federal statues and regulations regarding migratory birds. The subject area also includes rules associated with the conservation of bald eagles.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution; 379.2223 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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-17.004	General Regulations Relating to Wildlife and Environmental Areas
68A-17.005	Specific Regulations for Wildlife and Environmental Areas

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, to (1) establish general regulations relating to Wildlife and Environmental Areas (WEAs); (2) establish or modify specific area regulations for WEAs; and (3) adjust hunting season dates on WEAs to conform with proposed 2011-2012 hunting season dates for the appropriate management zone.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include hunting season dates, general regulations and specific area regulations pertaining to WEAs.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 375.313, 379.2223, 379.354 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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.:	RULE TITLE:
68A-18.004	Regulations in Wildlife Refuges

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to or revise rule provisions, during calendar year 2011, associated with wildlife refuges.

SUBJECT AREA TO BE ADDRESSED: Subject area covered in the proposed rules include regulations in wildlife refuges.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.2223 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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.:	RULE TITLE:
68A-19.005	General Regulations Relating to Critical Wildlife Areas

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions related to critical wildlife areas (CWAs) during calendar year 2011.

SUBJECT AREA TO BE ADDRESSED: Proposed changes would clarify existing rule language; require CWA boundaries to be posted; prohibit public access in areas posted "Closed to Public Access"; prohibit dogs in area posted as "Closed to Dogs"; and allow permits to be issued by the Executive Director for scientific or conservation purposes on CWAs closed to public access.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: Bud



Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-20.004	Regulations in Fish Management Areas

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, for regulations in Fish Management Areas (FMA).

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in proposed rules include regulations in Fish Management Areas.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-20.005	Specific Fish Management Area Regulations

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, specific to Fish Management Area (FMA) regulations.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in proposed rules include specific area regulations pertaining to individual FMAs.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-23.002	General Methods of Taking Freshwater Fish

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, for the general methods of taking of freshwater fish.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in proposed rules include general methods of taking freshwater fish.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.:	RULE TITLE:
68A-23.003	Commercial Fishing Devices; Provision for Use in Certain Waters

**PURPOSE AND EFFECT:** The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, for commercial fishing devices and provisions for their use in certain waters.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas covered in proposed rules include commercial fishing devices and provisions for their use in certain waters.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.

**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:** Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
68A-23.004	Lawful Methods for Using Trotlines and Bush Hooks or Set Lines

**PURPOSE AND EFFECT:** The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, for lawfully utilizing trotlines, bush hooks, or set lines.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas covered in proposed rules include lawful use of trotlines and bush hooks or set lines.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.

**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:** Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
68A-23.005	Bag Limits, Length Limits, Open Season: Freshwater Fish

**PURPOSE AND EFFECT:** The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, for bag limits, length limits, open season for freshwater fish.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas covered by proposed rules include bag limits, length limits, and open seasons for freshwater fish.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.

**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:** Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
68A-24.002	Methods of Taking Fur-Bearing Animals; Possession; Open Season
68A-24.005	Transporting and Shipping Live Raccoons

**PURPOSE AND EFFECT:** The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, associated with methods of taking, possession of, and open season for furbearing animals; and transporting and shipping live raccoons.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas covered in the proposed rules include methods of taking, possession of, and open season for furbearing animals; and transporting and shipping live raccoons.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-25.002	General Provisions for Taking Possession and Sale of Reptiles
68A-25.003	Taking and Disposal of Nuisance-Alligators Statewide
68A-25.004	Regulations Governing the Operation of Alligator Farms
68A-25.031	Regulations Governing Alligator Egg and Hatchling Collections on Lands Not Included in Alligator Management Programs
68A-25.032	Regulations Governing the Establishment of Alligator Management Programs
68A-25.042	Regulations Governing Statewide Alligator Trapping, Permitting, Taking and Sale
68A-25.052	Regulations Governing the Processing of Alligators and the Sale of Alligator Meat and Parts

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, to establish regulations for taking and possessing alligators and other reptiles that will ensure conservation of reptile populations while providing for realization of their potential aesthetic, recreational, and economic values.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include requirements for taking and possessing alligators and other reptiles.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.26, 379.3012, 379.303, 379.304, 379.305, 379.372, 379.373, 379.374, 379.3751, 379.3752, 379.3761, 379.3762 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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-27.0001	Purpose and Intent
68A-27.001	Definitions
68A-27.0011	Killing Endangered Species (Repealed)
68A-27.0012	Procedures for Listing and Removing Species from Florida's Endangered and Threatened Species List
68A-27.0021	Designation of Candidate Species; Prohibitions; Permits
68A-27.003	Designation of Endangered Species; Prohibitions
68A-27.005	Designation of Species of Special Concern; Prohibitions; Permits
68A-27.006	Reward Program
68A-27.007	Permits and Authorizations for the Take of Florida Endangered and Threatened Species

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to establish or revise rule provisions, during calendar year 2011, associated with species classified as Candidate Species, Endangered Species, Threatened Species and Species of Special Concern lists.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include listing, delisting, and reclassifying procedures; designation of Candidate Species, Endangered Species, Threatened Species and Species of Special Concern; and prohibitions, permits, and rewards associated with such species.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.2292 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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.:	RULE TITLE:
68A-31.001	Regulations Related to Commission Managed Shooting Ranges

PURPOSE AND EFFECT: The purpose of the proposed rule development effort is to establish regulations for Commission managed shooting ranges in calendar year 2011 that would address public safety, access, and activities. The effect of the proposed rule will be to enable the agency to better manage public use of Commission managed shooting ranges.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include requirements for access, activities, and public safety on Commission managed shooting ranges.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution; 375.313, 379.2223 FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 375.313, 379.2223 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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-13.0015	Definitions
68B-13.005	Designation as Restricted Species; Season; Repeal of Special Act
68B-13.006	Licenses, Endorsements, and Permits
68B-13.007	Restrictions on Size and on Transport and Possession of Stone Crabs and Stone Crab Claws
68B-13.008	Gear, Trap Construction, Commercial Trap Marking Requirements, Trap Working Regulations, Trap Transfer
68B-13.009	Recreational Stone Crab Harvest: Bag Limit, Trap Limit, Trap Marking Requirements, Trap Pulling
68B-13.010	Stone Crab Trap Limitation Program
68B-13.011	Prohibitions
68B-13.012	Commission Policy Regarding the Assessment of Administrative Penalties

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for stone crab as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-14.001	Purpose and Intent, Designation as Restricted Species
68B-14.002	Definitions
68B-14.0035	Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper
68B-14.00355	Size Limits for Importation and Sale
68B-14.0036	Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption
68B-14.0038	Recreational Snapper Seasons
68B-14.0039	Recreational Grouper Seasons
68B-14.0045	Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits
68B-14.005	Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation
68B-14.006	Other Prohibitions

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule changes for reef fish in the 2011 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.  
**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:** Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-21.0015	Definitions
68B-21.002	Designation of Snook as a Protected Species
68B-21.003	Prohibition of Sale of Snook
68B-21.004	Seasons
68B-21.005	Size Limits
68B-21.006	Bag and Possession Limits
68B-21.007	Restrictions on Gear and Methods Used to Take Snook

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule changes for snook in the 2011 calendar year as a result of stock assessments or other management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.  
**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:** Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-22.001	Purpose and Intent; Repeal of Certain Laws; Designation as Protected Species
68B-22.002	Definitions
68B-22.003	Size Limits
68B-22.005	Bag and Possession Limits; Sale Prohibited
68B-22.006	Other Prohibitions; Applicability
68B-22.007	Catch-Hold-and-Release Tournament Exemption

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule changes for red drum (redfish) in the 2011 calendar year as a result of stock assessments or other management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.

**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:** Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
68B-24.001	Purpose and Intent
68B-24.002	Definitions
68B-24.003	Minimum Size Limits
68B-24.0035	Special Recreational Crawfish License
68B-24.004	Bag Limit
68B-24.0045	Importation of Spiny Lobster; Documentation and Other Requirements
68B-24.005	Seasons
68B-24.0055	Commercial Requirements; Appeals
68B-24.006	Gear: Traps, Buoys, Identification Requirements, Prohibited Devices
68B-24.0065	Special Provisions for John Pennekamp Coral Reef State Park in Monroe County: Closure During Two-day Sport Season; Closure of Coral Formation Protection Zones
68B-24.007	Other Prohibitions
68B-24.009	Trap Reduction Schedule

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for spiny lobster as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.

**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 IS** Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
68B-33.001	Purpose and Intent
68B-33.002	Definitions
68B-33.003	Marlin and Sailfish Possession Limits; Prohibition of Harvest for Spearfish; Prohibition of Sale; Exception; Gear Restrictions
68B-33.0034	Swordfish: Recreational Bag and Possession Limits
68B-33.0035	Swordfish: Federal Permit Required for Sale
68B-33.004	Size Limits
68B-33.005	Billfish and Swordfish: Recreational Catch Reporting

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule changes for billfish and swordfish in the 2011 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.  
 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 IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE RULE BEING DEVELOPED IS NOT AVAILABLE.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.: 68B-34.002 68B-34.003	RULE TITLES: Definitions Bonefish Size Limit; Bag and Possession Limits; Exception, Gear Restriction
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PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for bonefish as a result of stock assessments or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.  
 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 IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.: 68B-35.001  68B-35.002 68B-35.003  68B-35.004  68B-35.005	RULE TITLES: Purpose and Intent; Repeal of Certain Laws; Designation as Restricted Species, Aquaculture Exemption for Pompano Definitions Size and Bag Limits; Prohibition of Sale Gear Specifications and Prohibited Gear Commercial Pompano Harvest Requirements: Pompano Endorsement Criteria; State and Federal Waters Pompano Daily Harvest Limits and License Requirements for Sale or Purchase
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PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for permit, African pompano, and Florida pompano in the 2011 calendar year as a result of stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.  
 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 IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-37.001	Purpose and Intent; Repeal of Other Laws; Designation as Restricted Species
68B-37.002	Definitions
68B-37.003	Size Limits
68B-37.004	Regional Bag Limits; Closed Seasons
68B-37.005	Commercial Season and Daily Harvest Limit
68B-37.006	Gear Specifications and Prohibited Gear; Bycatch Allowance

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for spotted seatrout as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-42.001	Purpose and Intent; Designation of Restricted Species; Definition of "Marine Life Species"
68B-42.002	Definitions
68B-42.003	Prohibition of Harvest: Longspine Urchin, Bahama Starfish
68B-42.0035	Live Landing and Live Well Requirements

68B-42.0036	Harvest in Biscayne National Park Prohibited; Exception
68B-42.004	Size Limits
68B-42.005	Recreational Bag Limit
68B-42.006	Commercial Season, Harvest Limits
68B-42.0065	Commercial Requirements; Endorsements; Requalifying; Appeals; Leasing; Transferability
68B-42.007	Gear Specifications and Prohibited Gear
68B-42.008	Live Rock: Harvest in State Waters Prohibited; Aquacultured Live Rock Harvest and Landing Allowed
68B-42.009	Prohibition on the Taking, Destruction, or Sale of Marine Corals and Sea Fans; Exception

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for marine life regulations in the 2011 calendar year as a result of federal regulatory actions, stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-44.002	Definitions
68B-44.003	Bag Limit Applicable to State Waters, Gear Restriction
68B-44.004	Landing in Whole Condition; Transit Through State Waters
68B-44.005	Commercial Harvest of Sharks: Federal Permit Required



- 68B-44.006 Commercial Season; Season Closure; Prohibition of Sale
- 68B-44.007 Size Limit Applicable to State Waters
- 68B-44.008 Prohibited Species; Prohibition of Harvest, Landing, and Sale

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for sharks and rays in the 2011 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

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| <p>RULE NOS.:</p> <ul style="list-style-type: none"> <li>68B-45.001</li> <li>68B-45.002</li> <li>68B-45.003</li> <li>68B-45.004</li> <li>68B-45.0045</li> <li>68B-45.005</li> <li>68B-45.006</li> <li>68B-45.007</li> <li>68B-45.008</li> </ul> | <p>RULE TITLES:</p> <ul style="list-style-type: none"> <li>Purpose and Intent; Repeal of Statutory Provisions; Designation as Restricted Species</li> <li>Definitions</li> <li>Minimum Size Limits</li> <li>Regulation and Prohibition of Certain Harvesting Gear</li> <li>Closed Seasons</li> <li>Bag Limit</li> <li>Other Prohibitions</li> <li>Blue Crab Limited Entry Endorsement Program</li> <li>Assessment of Administrative Penalties for Violations Relating to Blue Crab Management</li> </ul> |
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PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for blue crab as a result of stock assessments or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

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| <p>RULE NOS.:</p> <ul style="list-style-type: none"> <li>68B-48.001</li> <li>68B-48.002</li> <li>68B-48.003</li> <li>68B-48.004</li> </ul> | <p>RULE TITLES:</p> <ul style="list-style-type: none"> <li>Purpose and Intent; Repeal of section 370,11(2)(a)2., F.S.; Designated as Restricted Species Agriculture Exemption</li> <li>Definitions</li> <li>Size and Bag Limits</li> <li>Gear Specifications and Prohibited Gear</li> </ul> |
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PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for flounder and sheepshead in the 2011 calendar year as a result of stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.:	RULE TITLE:
68B-52.001	Shad and River Herring: Repeal of Section 370.11(3), F.S., and Repeal of Chapter 21417, Laws of Florida (1941), Chapter 29466, Laws of Florida (1953), and Chapter 59-1771, Laws of Florida (1959); Prohibited Gear; Bag Limits; Definitions

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for shad and river herring in the 2011 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 IS Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-56.001	Definitions
68B-56.002	Commercial Licensing Requirements; Appeals
68B-56.003	Allowable Commercial Harvesting Gear
68B-56.004	Commercial Season; Season Closure; Daily Harvest and Possession Limits

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for ballyhoo as a result of stock assessments or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Resources**

RULE NOS.:	RULE TITLES:
68E-18.001	Introduction: Purpose and Intent
68E-18.002	Definitions
68E-18.003	Certificate Allocations and Fees
68E-18.004	Spiny Lobster Trap Tags
68E-18.005	Transfer of Certificates
68E-18.006	Rental or Leasing of Trap Tags
68E-18.007	Trap Reduction
68E-18.008	Suspension of Certificates and Crawfish Endorsement
68E-18.010	Commission Policy Regarding the Assessment of Administrative Penalties

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for the spiny lobster trap certificate program as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.

**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 IS:** Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

**PURPOSE AND EFFECT:** Clarifies definitions, eligibility, application and documentation requirements and processes for victims of domestic violence and stalking to participate in the Address Confidentiality Program, as well as the role of the program assistants assisting the victims in the enrollment process.

**SUMMARY:** This rule provides the definitions, eligibility, application and documentation requirements and processes for victims of domestic violence and stalking to participate in the Address Confidentiality Program, as well as the role of the program assistants assisting the victims in the enrollment process.

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

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:** 741.409 FS.

**LAW IMPLEMENTED:** 741.401, 741.402, 741.403, 741.404, 741.405, 741.406, 741.407, 741.408, 741.409, 741.465, 97.0585(3) FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS:** Christina Harris, Chief of Advocacy and Grants Management, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050; (850)414-3300

## Section II Proposed Rules

### DEPARTMENT OF LEGAL AFFAIRS

#### Division of Victim Services and Criminal Justice Programs

RULE NOS.:	RULE TITLES:
2A-7.001	Definitions
2A-7.002	Application and Certification Process
2A-7.0021	Eligibility
2A-7.0022	Application Process
2A-7.0023	Participant Responsibilities
2A-7.0024	Applicant Assistant Duties and Responsibilities
2A-7.003	Responsibility of State and Local Agencies and Governmental Entities
2A-7.004	Certification Renewal
2A-7.005	Certification Withdrawal, Invalidation, Expiration, and Cancellation
2A-7.006	Information Release to Law Enforcement Agency
2A-7.007	Agency Use of Designated Address and Agency Exemption Request
2A-7.008	Service of Process
2A-7.009	Maintaining Protected Records Voter Information

THE FULL TEXT OF THE PROPOSED RULES IS:

2A-7.001 Definitions.

(1) "Address Confidentiality Program" is the statutorily created program responsible for implementing the provisions of Sections 741.401-.409, F.S., within the Office of the Attorney General.

(2) "Agency or Governmental Entity" means an office, department, division, bureau, board, commission, or other statutory unit of state or local government or any functional subdivision of ~~the aforementioned that agency.~~

(3) "Applicant" means a person who is applying for participation in the Address Confidentiality Program. An applicant may be primary (the victim) or secondary (minor).

~~(4)(3) "Applicant Application Assistant" means an employee of a state or local agency, or a non-profit organization program that provides counseling, referral, shelter, or other services to victims of domestic violence, that has been selected by the respective agency and designated by the department Attorney General to assist individuals in applying for enrollment in the program the completion of program participation applications.~~