

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.039
RULE TITLE: FVRS Voter Registration Processes
PURPOSE AND EFFECT: The proposed language codifies and sets forth a number of existing practices and procedures relating to registering voters in the Florida Voter Registration System. The processes are intended to ensure uniformity and consistency in the way a person is registered regardless of where they register to voter or update their registration records in the state. No statement of estimated regulatory cost is triggered and therefore no statement is prepared. Since no SERC is required or prepared, and no information exists other than past experiences associated with this subject matter, the proposed rule is not expected to require legislative ratification pursuant to Section 120.541(3), Florida Statutes, or any other statute, in order to become effective.

SUBJECT AREA TO BE ADDRESSED: FVRS Voter Registration Procedures.

RULEMAKING AUTHORITY: 20.10(3), 97.012(1)-(2) 97.052(1), 98.015(10)-(12), 98.035(5), 98.045(5) FS.

LAW IMPLEMENTED: 97.052, 97.053, 98.015, 98.035, 98.045, 98.075(2) FS.

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

DATE AND TIME: August 15, 2011, 1:30 p.m.

PLACE: Florida Department of State, R.A. Gray Building, Room 307, 500 S. Bronough Street, Tallahassee, Florida 32399
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eddie Phillips, Executive Assistant, Office of the General Counsel, Florida Department of State at elphillips@dos.state.fl.us or (850)245-6536. 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: Maria Matthews, Assistant General Counsel, Office of General Counsel, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250, at (850)245-6536, mimatthews@dos.state.fl.us or Peggy Taff, Chief, Bureau of Voter Registration Services, ptaff@dos.state.fl.us; (850)245-6200. The preliminary text will also be made

available via the via the Division of Elections' webpage for proposed rules at: <http://election.dos.state.fl.us/rules/proposed-rules/index.shtml>

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

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.043
RULE TITLE: Electronic File Reporting Relating to Absentee Ballot Request Information, Voting Activity, and Election Results

PURPOSE AND EFFECT: The primary purpose of the proposed rule revision is to conform the rule to provisions in Chapter 2011-40, Laws of Florida, which change the requirements set out in the rule. In particular, section 11 which will take effect on July 1, 2012, includes file specifications and changes the timeline for reporting precinct-level election results and voting history will supersede the requirements set out in rule. Additionally, sections 37 and 39 (which took effect May 19, 2011, the day the bill became law) affect the wording of subsections (3) and (4) of the rule as relates to absentee ballot request information and early voting history upload. No statement of estimated regulatory cost is triggered and therefore no statement is prepared. Since no SERC is required or prepared, and no information exists other than past experiences associated with this subject matter, the proposed rule is not expected to require legislative ratification pursuant to Section 120.541(3), Florida Statutes, or any other statute, in order to become effective.

SUBJECT AREA TO BE ADDRESSED: Electronic reporting requirements for absentee ballot requests, voting history, voter registration history and election results.

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 98.0981(5), 101.62(3), 101.657(2), 102.141(10) FS.

LAW IMPLEMENTED: 98.0981, 101.62, 101.657, 102.141 FS.

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

DATE AND TIME: August 15, 2011, 2:30 p.m.

PLACE: Florida Department of State, R.A. Gray Building, Room 307, 500 S. Bronough Street, Tallahassee, Florida 32399
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eddie Phillips, elphillips@dos.state.fl.us, administrative assistant, Office of General Counsel, Department of State, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399-0250, telephone:

(850)245-6536. 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: Maria Matthews, Assistant General Counsel, Office of General Counsel, at (850)245-6536, mimatthews@dos.state.fl.us or Dr. Gisela Salas, Director, Division of Elections, Gisela.Salas@dos.myflorida.com, (850)245-6200, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250. A copy of the preliminary text will also be available via the Division of Elections' webpage for proposed rules at: <http://election.dos.state.fl.us/rules/proposed-rules/index.shtml>

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

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.048
 RULE TITLE: NVRA-Voter Registration Agencies

PURPOSE AND EFFECT: The purpose of the new rule is to ensure that each voter registration agency designated by the National Voter Registration Act (NVRA) of 1995 and by Section 97.058, F.S., is complying with the requirements of NVRA. The proposed rules requires each such agency: 1) to designate a coordinator and act as a liaison to the Department of State's NVRA coordinator, 2) to ensure compliance with the federal and state law governing voter registration activities, 3) to record for each client voter registration services provided, 4) to report quarterly the number of applications for new registration and updates are received, and 5) to require training for staff. The proposed rule also incorporates by reference DS-DE #77-ENG (eff. 04/2011) and DS-DE #77-SPN (eff. 04/2011), a form in English and in Spanish that combines the preference form (allows for tracking voter registration activity and a detachable national mail-in application form. No statement of estimated regulatory cost is triggered and therefore no statement is prepared. Since no SERC is required or prepared, and no information exists other than past experiences associated with this subject matter, the proposed rule is not expected to require legislative ratification pursuant to Section 120.541(3), Florida Statutes, or any other statute, in order to become effective.

SUBJECT AREA TO BE ADDRESSED: NVRA duties off federal and state designated voter registration agencies.

RULEMAKING AUTHORITY: 20.10(3), 97.012, 97.058(9) FS.

LAW IMPLEMENTED: 97.012(7), (10), 97.058, FS., 42 U.S.C. 1973gg

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

DATE AND TIME: August 15, 2011, 4:15 p.m.

PLACE: Florida Department of State, R.A. Gray Building, Room 307, 500 S. Bronough Street, Tallahassee, Florida 32399 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eddie L. Phillips, Executive Assistant, Office of General Counsel, Florida Department of State at 1(850)245-6500 or elphillips@dos.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Maria Matthews, Assistant General Counsel, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250, at (850)245-6536 or mimatthews@dos.state.fl.us or Peggy Taff, Chief, Bureau of Voter Registration Services, Division of Elections, Florida Department of State at (850)245-6200 or ptaff@dos.state.fl.us

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

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.051
 RULE TITLE: Federal Write-In Absentee Ballot

PURPOSE AND EFFECT: The purpose of the proposed new rule is to implement the requirements of Chapter 2011-162, Laws of Florida, which expanded the use of federal write-in absentee ballots (which is a back-up ballot to the state absentee ballot) beyond federal elections to include a state or local election involving two or more candidates. The new law takes effect July 1, 2011. The new law requires the Department of State to adopt directions and criteria for determining voter intent on a federal write-in absentee ballot in the event of a recount. No statement of estimated regulatory cost is triggered and therefore no statement is prepared. Since no SERC is required or prepared, and no information exists other than past experiences associated with this subject matter, the proposed

rule is not expected to require legislative ratification pursuant to Section 120.541(3), Florida Statutes, or any other statute, in order to become effective.

SUBJECT AREA TO BE ADDRESSED: Federal Write-in Absentee Ballots.

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 102.166(4) FS.

LAW IMPLEMENTED: 101.6952, 101.5614, 102.166 FS.

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

DATE AND TIME: August 15, 2011, 3:30 p.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eddie L. Phillips, Executive Assistant, Office of General Counsel, Department of State at 1(850)245-6536 or at elphillips@dos.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Maria Matthews, Assistant General Counsel, Office of General Counsel at (850)245-6536, mimatthews@dos.state.fl.us or Dr. Gisela Salas, Director, Division of Elections, (850)245-6200, Gisela.Salas@dos.myflorida.com, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250

DEPARTMENT OF REVENUE

RULE NO.:	RULE TITLE:
12-3.0015	Interest Applicable to Unpaid Tax Liabilities or Amounts Not Timely Refunded

PURPOSE AND EFFECT: Prior to posting forms and other documents on the Department’s website, taxpayers were able to obtain forms and documents using the Department’s Fax on Demand System. With forms and documents readily available on the website, the Fax on Demand System has been discontinued.

Effective January 1, 2012, Section 22, Chapter 2011-76, L.O.F., repeals the emergency excise tax.

The purpose of the proposed amendments to Rule 12-3.0015, F.A.C. (Interest Applicable to Unpaid Tax Liabilities or Amounts Not Timely Refunded), is to remove provisions regarding the obsolete Fax on Demand System and provisions regarding the emergency excise tax that will be repealed effective January 1, 2012.

SUBJECT AREA TO BE ADDRESSED: The subject of the rule workshop is the proposed removal of provisions regarding the obsolete Fax on Demand System and provisions regarding the emergency excise tax that will be repealed effective January 1, 2012.

RULEMAKING AUTHORITY: 213.06(1) FS.

LAW IMPLEMENTED: 213.235, 213.255 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: August 16, 2011, 1:30 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, 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: Tammy Miller at (850)617-8346. 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: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7610

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT’S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

RULE NO.:	RULE TITLE:
12-6.0015	Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12-6.0015, F.A.C., is to adopt, by reference, changes to Form DR-835 (Power of Attorney and Declaration of Representative), that will provide for the inclusion of an e-mail address at which the Department may contact a taxpayer’s representative.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed adoption of changes to Form DR-835 (Power of Attorney and Declaration of Representative).

RULEMAKING AUTHORITY: 213.06(1), 213.21(1) FS.

LAW IMPLEMENTED: 72.011, 119.071(5), 213.21 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: August 16, 2011, 1:30 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7610.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

RULE NO.: 12-16.003
 RULE TITLE: Form of Consent Agreements

PURPOSE AND EFFECT: Prior to posting forms and other documents on the Department's website, taxpayers were able to obtain forms and documents by fax, using the Department's Fax on Demand System. With forms and documents readily available on the website, the Fax on Demand System has been discontinued. The purpose of the proposed rule amendments to Rule 12-16.003, F.A.C. (Form of Consent Agreements), is to remove obsolete provisions regarding the Fax on Demand System.

SUBJECT AREA TO BE ADDRESSED: The proposed removal of provisions regarding the obsolete Fax on Demand System.

RULEMAKING AUTHORITY: 213.06(1) FS.

LAW IMPLEMENTED: 213.23 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: August 16, 2011, 1:30 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7610

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-18.001	Authorization for Compensation
12-18.004	Submission of Information and Claims for Compensation

PURPOSE AND EFFECT: Effective January 1, 2012, Section 22, Chapter 2011-76, L.O.F., repeals the emergency excise tax. The purpose of the proposed amendments to Rule 12-18.001, F.A.C. (Authorization for Compensation), is to reflect the repeal of the emergency excise tax. The purpose of the proposed amendments to Rule 12-18.004, F.A.C. (Submission of Information and Claims for Compensation), is to reflect the repeal of the emergency excise tax in the Form DR-55 (Application for Compensation for Tax Information).

SUBJECT AREA TO BE ADDRESSED: The proposed amendments to Rules 12-18.001 and 12-18.004, F.A.C., reflect the repeal of the emergency excise tax by Section 22, Chapter 2011-76, L.O.F.

RULEMAKING AUTHORITY: 213.06(1), 213.30(1) FS.

LAW IMPLEMENTED: 213.30 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: August 16, 2011, 1:30 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, 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: Tammy Miller at (850)617-8346. 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: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7610

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

RULE NO.: 12-22.005 **RULE TITLE:** Disclosure Procedures

PURPOSE AND EFFECT: The purpose of the proposed rule amendments to Rule 12-22.005, F.A.C. (Disclosure Procedures), is necessary to remove language on how to obtain copies of Form DR-835, Power of Attorney and Declaration of Representative, that is incorporated by reference in Rule 12-6.0015, F.A.C., and redundant of the provisions of that rule.

SUBJECT AREA TO BE ADDRESSED: The removal of redundant information on how to obtain copies of Form DR-835, Power of Attorney and Declaration of Representative, from the Department.

RULEMAKING AUTHORITY: 213.06(1) FS.

LAW IMPLEMENTED: 213.053, 213.22 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: August 16, 2011, 1:30 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, 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: Tammy Miller at (850)617-8346. 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: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850) 717-7610

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-29.002	Florida Tax Credit Scholarship Program; Participation; Allocation; Carryforward; Rescindment
12-29.003	Florida Tax Credit Scholarship Program; Applications

PURPOSE AND EFFECT: Chapter 2011-123, L.O.F., extends the period for which tax credits authorized under the Florida Tax Credit Scholarship Program may be taken from three years to five years, eliminates the 75% limitation on the corporate income tax and insurance premium tax credits, and allows taxpayers who have previously rescinded a tax credit more than once to obtain approval to rescind an outstanding tax credit.

The purpose of the amendments to Rule 12-29.002, F.A.C. (Florida Tax Credit Scholarship Program; Participation; Allocation; Carryforward; Rescindment), is to incorporate the changes to the Florida Tax Credit Scholarship Program made by Chapter 2011-123, L.O.F.: (1) remove the limitation on the corporate income tax and insurance premium tax credits that were limited to 75% of the tax due after the required deductions; (2) provide that the five-year carryforward period is applicable to all credits approved under the Program for carryforward on or after July 1, 2011, and to all unused carryforward credits that were eligible to be carried forward as of July 1, 2011; (3) remove the limitation that prevented taxpayers who had previously rescinded a tax credit authorized under the Program from obtaining approval to rescind an outstanding tax credit; and (4) remove obsolete provisions.

The purpose of the proposed amendments to Rule 12-29.003, F.A.C. (Florida Tax Credit Scholarship Program; Applications), is to incorporate the changes made to the Program by Chapter 2011-123, L.O.F.

SUBJECT AREA TO BE ADDRESSED: The subject of the workshop is the proposed amendments to incorporate the changes to the Florida Tax Credit Scholarship Program and the repeal of the emergency excise tax effective January 1, 2012.

RULEMAKING AUTHORITY: 213.06(1), 1002.395(13) FS.

LAW IMPLEMENTED: 92.525(1)(b), 211.0251, 212.1831, 213.37, 220.1875, 561.1211, 624.51055, 1002.395(1)-(3), (13) 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: August 16, 2011, 1:30 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, 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: Tammy Miller at (850)617-8346. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Robert DuCasse, Revenue Program Administrator, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6476

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.:	RULE TITLES:
12A-1.0142	Refund of Tax Paid on Purchases of Equipment, Machinery, and Other Materials for Renewable Energy Technologies
12A-1.097	Public Use Forms
12A-1.107	Enterprise Zone and Florida Neighborhood Revitalization Programs

PURPOSE AND EFFECT: The Department of Environmental Protection Florida Renewable Energy Technologies Sales Tax Program, as provided in Section 212.08(7)(ccc), F.S., established by Section 9, Chapter 2008-227, L.O.F., expired July 1, 2010. Section 1, Chapter 2011-3, L.O.F., removes the obsolete statutory section from the Florida Statutes. The purpose of the proposed repeal of Rule 12A-1.0142, F.A.C. (Refund of Tax Paid on Purchases of Equipment, Machinery, and Other Materials for Renewable Energy Technologies), is to remove obsolete provisions regarding the Department's administration of the Program.

Currently, the use of the sales and use tax returns is limited to a single calendar year. The purpose of the proposed amendments to Rule 12A-1.097, F.A.C. (Public Use Forms), is to consolidate and simplify instructions for sales and use tax returns and to remove the limitation of the use of the tax return to a single calendar year. The proposed amendments update Form DR-1, Florida Business Tax Application, and reorganize the application and instructions to simplify the registration process for Florida's taxes administered by the Department and

to obtain information from taxpayers that will allow the Department to provide information regarding Florida's tax laws to those taxpayers impacted by the law.

Prior to posting forms and other documents on the Department's website, taxpayers were able to obtain forms and documents by fax using the Department's Fax on Demand System. With forms and documents readily available on the website, the Fax on Demand System has been discontinued.

The purpose of the proposed rule amendments to Rule 12A-1.107, F.A.C. (Enterprise Zone and Florida Neighborhood Revitalization Programs), is to remove obsolete provisions regarding the Fax on Demand System.

SUBJECT AREA TO BE ADDRESSED: The subject of the rule workshop is: (1) the proposed removal of obsolete provisions regarding the Department's administration of the Florida Renewable Energy Technologies Sales Tax Program; (2) the proposed removal of provisions regarding the obsolete Fax on Demand System; and (3) the changes to forms used by the Department in the administration of sales and use tax.

RULEMAKING AUTHORITY: 201.11, 202.17(3)(a), 202.22(6), 202.26(3), 212.0515(7), 212.07(1)(b), 212.08(5)(b)4., (g)6., (h)6., (n)4., (o)4., (7), (15)(e), 212.11(5)(b), 212.12(1)(b)2., 212.17(6), 212.18(2), (3), 213.06(1), 376.70(6)(b), 376.75(9)(b), 403.718(3)(b), 403.7185(3)(b), 443.171(2), (7) FS.

LAW IMPLEMENTED: 92.525(1)(b), (3), 95.091, 119.071(5), 125.0104, 125.0108, 201.01, 201.08(1)(a), 201.133, 201.17(1)-(5), 202.11(2), (3), (6), (16), (24), 202.17, 202.22(3)-(6), 202.28(1), 203.01, 212.02, 212.03, 212.0305, 212.031, 212.04, 212.05, 212.0501, 212.0515, 212.054, 212.055, 212.06, 212.0606, 212.07(1), (8), (9), 212.08, 212.084(3), 212.085, 212.09, 212.096, 212.11(1), (4), (5), 212.12(1), (2), (9), (13), 212.13, 212.14(4), (5), 212.15(2), 212.17, 212.18(2), (3), 213.235, 213.255, 213.29, 213.37, 215.26, 219.07, 288.1083, 288.1258, 376.70, 376.75, 377.801-.806, 403.717, 403.718, 403.7185, 443.036, 443.121(1), (3), 443.131, 443.1315, 443.1316, 443.171(2), (7) 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: August 16, 2011, 1:30 p.m.
 PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, 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: Tammy Miller at (850)617-8346. 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: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7610

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:
12A-16.008 Public Use Forms

PURPOSE AND EFFECT: Currently, the use of the solid waste and rental car surcharge form is limited to a single calendar year. The purpose of the proposed amendments to Rule 12A-16.008, F.A.C. (Public Use Forms), is to consolidate and simplify instructions for the solid waste fees and the rental car surcharge returns and to remove the limitation of the use of the tax return to a single calendar year.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of solid waste fees and the rental car surcharge.

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

LAW IMPLEMENTED: 212.0606, 212.12(2), 213.235, 376.70, 403.717, 403.718, 403.7185 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: August 16, 2011, 1:30 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida

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DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.:	RULE TITLES:
12A-19.041	Sales of Communications Services to a Residential Household
12A-19.100	Public Use Forms

PURPOSE AND EFFECT: Chapter 2011-119, L.O.F., revises the classification of "resort condominiums" and "resort dwellings," in Chapter 509, F.S., as "public lodging establishments" to "vacation rentals." The purpose of the proposed amendments to Rule 12A-19.041, F.A.C. (Sales of Communications Services to a Residential Household), is to update "resort dwellings" to "vacation rentals," as an example of a transient public lodging establishment consistent with the provisions of Chapter 509, F.S.

Chapter 2011-120, L.O.F., modifies Section 202.16(3), F.S., eliminating the requirement of the Department to provide tax amounts and brackets to communications services dealers, and stating the requirement of communications services dealers to compute the state and the local communications services tax based on a rounding algorithm.

Providers of communications services address/jurisdiction databases and vendors of such databases may request that the Department certify their database for accuracy of the address/jurisdictions contained within the database. To apply, service providers and database vendors must submit Form DR-700012 (Application for Certification of Communications Services Database), along with their database containing a combination of FIPS 55 place codes and GNIS Feature Identifier place codes. When the place codes do not correlate, the database is returned to the applicant for correction.

The purpose of the proposed amendments to Rule 12A-19.100, F.A.C. (Public Use Forms), is to: (1) adopt, by reference, updates to Form DR-700012 to clarify that the FIPS 55 place codes and the GNIS Feature Identifier place codes contained within a database submitted for certification must correlate; (2) provide the version of form DR-700016 that is to be used to report the communications services tax during the specified reporting periods; (3) remove the instructions contained under "Rounding rule," on Page 20 of Form DR-700016, Florida Communications Services Tax Return (R. 07/11); and (4) update the local communications services tax rates that will be in effect on January 1, 2012, on Form DR-700016, Florida Communications Services Tax Return (R. 01/12).

SUBJECT AREA TO BE ADDRESSED: The subject of the workshop is the Department's proposed changes to: (1) Form DR-700012, Application for Certification of Communications Services Database, to provide the requirement that an

address/jurisdiction database submitted by an application for certification by the Department must contain both FIPS 55 place codes and GNIS Feature Identifier place codes and that the place codes must correlate; and (2) Form DR-700016, Florida Communications Services Tax Return, to remove obsolete provisions regarding the rounding rule and to update the communications services tax rates effective January 1, 2012.

RULEMAKING AUTHORITY: 175.1015(5), 185.085(5), 202.151, 202.16(2), 202.26(3)(a), (c), (d), (e), (j), 202.27(7) FS.

LAW IMPLEMENTED: 119.071(5), 175.1015, 185.085, 202.11(3), (10), (11), 202.12(1), (3), 202.125(1), 202.13(2), 202.151, 202.16(2), (4), 202.17(6), 202.19(1), (7), (10), 202.22(6), 202.27, 202.28(1), (2), 202.29, 202.30(3), 202.33, 202.34(3), (4)(c), 202.35(1), (2), (4) FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Heather Miller, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7104

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DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.:	RULE TITLES:
12B-4.003	Public Use Forms
12B-4.060	Tax on Transfers of Ownership Interest in Legal Entities

PURPOSE AND EFFECT: Section 201.02(1)(b), F.S., as created by Chapter 2009-131, Laws of Florida (L.O.F.), imposes tax on transfers of ownership interests in a conduit entity when the transfer is within three years of a transfer of Florida real property into the conduit entity, and documentary

stamp tax was not paid on the full consideration when the real property was transferred into the conduit entity. Chapter 2009-131, L.O.F., authorized the Department to promulgate an emergency rule and a permanent rule to implement the provisions of the law.

The purpose of the proposed amendments to Rule 12B-4.003, F.A.C. (Public Use Forms), is to adopt, by reference, changes to the Documentary Stamp Tax Return for Nonregistered Taxpayers' Unrecorded Documents (Form DR-228) to provide for the reporting of the tax on transfers of ownership interest in a conduit entity that are not filed or recorded in Florida.

The purpose of the creation of Rule 12B-4.060, F.A.C. (Tax on Transfers of Ownership Interest in Legal Entities), is to provide: (1) definitions of the terms "conduit entity" and "full consideration" for purposes of the rule; (2) that tax is due on the transfer of an ownership interest in a conduit entity that occurs within three years of the transfer of real property to the conduit entity; (3) that tax is due on the amount of consideration paid or given for the ownership interest in the conduit entity and how the tax is to be computed; (4) when the tax is due and how the tax is to be remitted to the Department; (5) that tax is not due on a gift of ownership interest to the conduit entity or transfers of equity interest that are traded on public regulated security exchanges; (6) that the discretionary surtax imposed in Miami-Dade County applies to transfers of ownership as provided in the rule; (7) that provisions of this rule do not affect the tax imposed under Section 201.02(4), F.S., on documents which convey or transfer, pursuant to Section 689.071, F.S., any beneficial interest in lands, tenements, or other real property; and (8) examples of when the tax is due.

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is creation of the rule that when adopted, will apply to transfers of an ownership interest in a conduit entity to which real property was transferred without tax paid on the full consideration for the property, as provided in Section 201.02(1)(b), F.S., created by Chapter 2009-131, L.O.F., and the updating of the form used to report the tax to the Department when the transfer is not filed or recorded in Florida.

RULEMAKING AUTHORITY: 201.11, 213.06(1) FS., s. 6, Ch. 2009-131, L.O.F.

LAW IMPLEMENTED: 119.071(5), 201.01, 201.02(1), (4), 201.031, 201.07, 201.08(1)(a), 201.133 FS.

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

DATE AND TIME: August 16, 2011, 2:00 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida. The public can also participate in this rule development workshop through a simultaneous electronic broadcast of this event by the Department of Revenue using WebEx, and conference calling technology. The requirements to participate are access to the Internet and a

telephone. The public can participate in this electronic workshop by accessing the broadcast from their home or office. Specific information about how to participate in this electronic meeting from your home or office will be included in the Agenda for this workshop posted on the Department’s Proposed Rule site at www.myflorida.com/dor/rules.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tim Phillips, Revenue Program Administrator I, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7224

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DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.:	RULE TITLES:
12B-5.030	Importers
12B-5.040	Carriers
12B-5.050	Terminal Suppliers
12B-5.060	Wholesalers
12B-5.070	Terminal Operators
12B-5.080	Exporters
12B-5.090	Local Government Users
12B-5.100	Mass Transit Systems
12B-5.110	Blenders
12B-5.121	Temporary Licenses Issued Under a Declared Emergency
12B-5.130	Refunds
12B-5.150	Public Use Forms
12B-5.200	Wholesalers of Alternative Fuel
12B-5.400	Producers and Importers of Pollutants

PURPOSE AND EFFECT: Section 206.02(2)(c), F.S., requires terminal suppliers, importers, exporters, blenders, biodiesel manufacturers, and wholesalers to pay a \$30 license tax to obtain an annual fuel license or to renew an annual fuel license. Similar provisions are provided for carriers and terminal operators to obtain an annual fuel license in Sections

206.021(3), 206.022(2), and 206.89(4), F.S., provides that a \$5 filing fee is required to obtain a license as a retailer of alternative fuel.

Sections 206.05(1), 206.051, and 206.89(2), F.S., provide that terminal suppliers, importers, exporters, wholesalers, and retailers of alternative fuel are required to post a bond to obtain a Florida fuel license. Section 206.9931(1), F.S., provides bond requirements for applicants applying for a license as an importer or producer of pollutants.

To obtain a Florida fuel license, the licensee is required to maintain a bond sufficient to ensure payment to the state of the amount of the tax, plus any penalties and interest for which the person may become liable. A wholesaler who has no import or export activity that sells only undyed diesel fuel and that is not authorized by the Department to remit fuel tax to its supplier would have no liability to the state and would not be required to post a bond. Any applicant for a pollutants tax license for the sole purpose of applying for refunds of tax-paid pollutants would not be required to post a bond.

The purpose of the proposed amendments to Rule Chapter 12B-5, F.A.C., Tax on Motor Fuels, Diesel Fuels, Alternative Fuels, Aviation Fuels, and Pollutants, is to: (1) correct the use of the term “license fee” to “license tax” and to correct the use of the term “registration fee” to “filing fee,” consistent with Sections 206.02(2)(c), 206.021(3), 206.022(2), and 206.89(4), F.S., as requested by the Joint Administrative Procedures Committee; (2) update provisions regarding bonding requirements consistent with Sections 206.05(1), 206.051, 206.89(2), and 206.9931(1), F.S.; and (3) adopt, by reference, changes to the fuel and pollutant returns to include the annual updates to the state fuel sales tax rate and the local option tax rates effective January 2012.

Section 206.8745(1), F.S., provides that any purchaser who purchases tax-paid diesel fuel and has paid the fuel taxes to the seller may claim a refund of the fuel taxes paid as provided in Section 215.26, F.S., if the fuel is used for an exempt purpose as provided in Section 206.874(3), F.S. The purpose of the proposed amendments to Rule 12B-5.130, F.A.C. (Refunds), is to: (1) remove provisions regarding the availability of a refund of tax paid on diesel fuel used in the operations of boats, vessels, or equipment for fishing that are not consistent with the provisions of Section 206.8745(1), F.S.; (2) provide the procedures on how to obtain a refund of the fuel taxes paid on diesel fuel used for commercial fishing purposes or by a vessel engaged in the commercial transportation of persons or property consistent with the provisions of Section 206.8745(1), F.S.; and (3) clarify that diesel fuel used for such commercial purposes is subject to sales tax, plus any applicable discretionary sales surtax.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to Rule Chapter 12B-5, F.A.C., to use the statutory terms “license tax” and “filing fee” for purposes of obtaining an annual Florida fuel tax license, to

update provisions regarding bonding requirements, to adopt updates to the fuel and pollutant returns to include state sales tax rate and the local tax rates effective January 2012, and the procedures to claim a refund of tax paid on diesel fuel used in a commercial fishing vessel.

RULEMAKING AUTHORITY: 206.14(1), 206.485(1), 206.59(1), 213.06(1), 213.755(8), 526.206 FS.

LAW IMPLEMENTED: 119.071(5), 206.02, 206.021, 206.022, 206.025, 206.026, 206.027, 206.028, 206.05, 206.055, 206.095, 206.11, 206.404, 206.41, 206.43, 206.44, 206.485, 206.64, 206.86, 206.874, 206.8745, 206.877, 206.90, 206.91, 206.92, 206.97, 206.9835, 206.9865, 206.9931, 206.9943, 212.0501, 213.255, 213.755, 526.203 FS.

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DATE AND TIME: August 16, 2011, 1:30 p.m.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ronald Gay, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6745.

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DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.: **RULE TITLES:**
 12B-7.008 Public Use Forms
 12B-7.026 Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rules 12B-7.008, and 12B-7.026, F.A.C. (Public Use Forms), is to adopt, by reference, changes to forms used by the Department in the administration of the severance tax imposed on oil, gas, sulfur, and solid minerals produced in Florida.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of the severance tax imposed on oil, gas, sulfur, and solid minerals produced in Florida.

RULEMAKING AUTHORITY: 211.075(2), 211.125(1), 211.33(6), 213.06(1), 1002.395(13) FS.

LAW IMPLEMENTED: 92.525(1)(b), (2), (3), (4), 211.02, 211.0251, 211.026, 211.075, 211.076, 211.125, 211.30, 211.31, 211.3103, 211.3106, 211.33, 213.755(1), 1002.395 FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7610.

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DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.: **RULE TITLES:**
 12B-8.001 Premium Tax; Rate and Computation
 12B-8.002 Insurance Policy Surcharge; Rate and Computation
 12B-8.003 Tax Statement; Overpayments
 12B-8.006 State Fire Marshal Regulatory Assessment and Surcharge; Levy and Amount
 12B-8.007 Deposit of Certain Tax Receipts; Refund of Improper Payments
 12B-8.016 Retaliatory Provisions

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12B-8.001, F.A.C. (Premium Tax; Rate and Computation), is to update statutory and rule references, remove unnecessary effective dates, remove provisions

regarding the emergency excise tax repealed effective January 1, 2012, by Section 22, Chapter 2011-76, L.O.F., and provide technical changes.

The purpose of the proposed amendments to Rule 12B-8.0012, F.A.C. (Insurance Policy Surcharge; Rate and Computation), is to remove unnecessary effective dates and the trust fund into which the insurance policy surcharge proceeds are deposited, as provided in Section 252.372, F.S.

The purpose of the proposed amendments to Rule 12B-8.003, F.A.C. (Tax Statement; Overpayments), is to remove the requirement for a corporate officer or attorney to declare the correctness and completeness of the insurance premium tax, fee, and surcharge return that is redundant of provisions contained in the return, and to adopt, by reference, changes to forms used by the Department in the administration of the insurance premium taxes, fees, and surcharges.

The purpose of the proposed amendments to Rule 12B-8.006, F.A.C. (State Fire Marshal Regulatory Assessment and Surcharge; Levy and Amount), is to remove obsolete provisions regarding the trust fund into which the regulatory assessment and surcharge are deposited. Section 624.516, F.S., requires the regulatory assessment imposed under Section 624.515(1), F.S., and the surcharge imposed under Section 624.515(2), F.S., to be deposited into the Insurance Regulatory Trust Fund.

The purpose of the proposed repeal of Rule 12B-8.007, F.A.C. (Deposit of Certain Tax Receipts; Refund of Improper Payments), is to remove unnecessary provisions regarding the deposit and distribution of proceeds from all premium taxes that are provided in Section 624.521, F.S.

The purpose of the proposed amendments to Rule 12B-8.016, F.A.C. (Retaliatory Provisions), is to remove unnecessary effective dates, remove obsolete provisions, and remove provisions regarding the emergency excise repealed effective January 1, 2012, by Section 22, Chapter 2011-76, L.O.F.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed removal of provisions regarding the emergency excise repealed effective January 1, 2012, by Section 22, Chapter 2011-76, L.O.F., changes to forms used by the Department in the administration of the insurance premium taxes, fees, and surcharges, and the removal of obsolete or unnecessary provisions.

RULEMAKING AUTHORITY: 213.06(1), 220.183(4)(d), 288.99(11), 624.5105(4)(b), 1002.395(13) FS., Ch. 93-128, L.O.F.

LAW IMPLEMENTED: 92.525, 175.041, 175.101, 175.1015, 175.111, 175.121, 175.141, 175.151, 185.02, 185.03, 185.08, 185.085, 185.09, 185.10, 185.12, 185.13, 213.05, 213.053, 213.235, 213.37, 220.183, 220.19, 220.191, 252.372, 288.99, 440.51, 443.1216, 624.11, 624.402, 624.4072, 624.4094, 624.4621, 624.4625, 624.475, 624.501, 624.509, 624.5091, 624.5092, 624.50921, 624.510, 624.5105, 624.51055, 624.5107, 624.511, 624.515, 624.516, 624.518, 624.519,

624.520, 624.521, 624.601, 624.610, 626.7451(11), 627.311, 627.351, 627.3512, 627.357(9), 627.7711, 627.943, 628.6015, 629.401, 629.5011, 631.72, 632.626, 634.131, 634.313(2), 634.415(2), 636.066, 642.0301, 642.032, 1002.395 FS., Ch. 93-128, s. 29, Ch. 2005-280 L.O.F.

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DATE AND TIME: August 16, 2011, 1:30 p.m.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Terrence Branch, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6196

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DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NOS.:	RULE TITLES:
12C-1.003	Definitions
12C-1.051	Forms
12C-1.343	Interest Computations

PURPOSE AND EFFECT: Effective January 1, 2012, Section 22, Chapter 2011-76, L.O.F., repeals the emergency excise tax. The purpose of the proposed amendments to Rule 12C-1.003, F.A.C. (Definitions), is to update the definition of the term "written notice" to include any original or amended corporate income tax or franchise tax return, or any original or amended emergency excise tax return due prior to January 1, 2012.

The purpose of the proposed amendments to Rule 12C-1.051, F.A.C. (Forms), is to adopt, by reference, changes to tax returns used by the Department in the administration of the corporate income tax, and to remove an obsolete form no longer used by the Department.

The purpose of the proposed amendments to Rule 12C-1.343, F.A.C. (Interest Computations), is to: (1) update the provisions regarding interest, as provided in Section 220.807, F.S., on any underpayment or erroneous refund of the corporate income tax

or franchise tax, or the emergency excise tax imposed prior to January 1, 2012, and the payment of interest on any overpayment of such taxes, removing obsolete or unnecessary provisions; and (2) provide how to obtain the interest rates.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed definition of the term “written notice,” the proposed provisions regarding interest on any underpayments, overpayments, or erroneous refunds of the corporate income or franchise tax, or emergency excise tax imposed prior to January 1, 2012, and the proposed changes to forms used by the Department in the administration of the corporate income tax.

RULEMAKING AUTHORITY: 213.06(1), 220.1896(9), 220.192(5), (7), 220.193(4), 220.51, 288.9921, 1002.395(13) FS.

LAW IMPLEMENTED: 119.071(5), 213.755(1), 220.11, 220.12, 220.13(1), (2), 220.14, 220.15, 220.16, 220.181, 220.182, 220.183, 220.184, 220.1845, 220.185, 220.186, 220.1875, 220.1895, 220.1896, 220.19, 220.191, 220.192, 220.193, 220.21, 220.211, 220.22, 220.221, 220.222, 220.23, 220.24, 220.241, 220.31, 220.32, 220.33, 220.34, 220.41, 220.42, 220.43, 220.44, 220.51, 220.721, 220.723, 220.725, 220.737, 220.801, 220.803, 220.805, 220.807, 220.809, 221.04, 288.9916, 624.51055, 1002.395 FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jennifer Ensley, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850) 717-7659

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DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.: 12C-2.0115
RULE TITLE: Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12C-2.0115, F.A.C. (Public Use Forms), is to adopt, by reference, changes to the forms used by the Department in the administration of the tax on governmental leasehold estates, and to provide the 2012 Valuation Factor Table used to calculate the amount of tax due.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of the tax on governmental leasehold estates.

RULEMAKING AUTHORITY: 199.202(2), 213.06(1) FS.

LAW IMPLEMENTED: 119.071(5), 196.199(2), 199.032 (2005), 199.042 (2005), 199.103(7), 199.135 (2005), 199.202, 199.232, 199.282 (2005), 199.292, 213.24(3), 215.26 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: August 16, 2011, 1:30 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tim Phillips, Revenue Program Administrator I, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7224

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT’S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NOS.: 12C-3.0015
RULE TITLES: Documents, Extensions, and Due Dates for Filing
12C-3.008 Public Use Forms

PURPOSE AND EFFECT: Section 1, Chapter 2011-86, L.O.F., extends the expiration of the period of exemption from filing a Florida Estate Tax Return for decedents who die after December 31, 2004, and prior to January 1, 2013. The purpose of the proposed amendments to Rule 12C-3.0015, F.A.C. (Documents, Extensions, and Due Dates for Filing), is to update the rule to provide the statutory period for the exemption from the requirement to file a Florida Estate Tax Return.

The purpose of the proposed amendment to Rule 12C-3.008, F.A.C., is to adopt, by reference, updates to Form DR-312 (Affidavit of No Florida Estate Tax Due), Form DR-313 (Affidavit of No Florida Estate Tax Due When Federal Return is Required), and Form F-706 (Florida Estate Tax Return for Residents, Nonresidents, and Nonresident Aliens) to reflect the extension of the exemption period from filing a Florida Estate Tax Return.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to the Florida estate tax rules and forms to incorporate the provisions of Section 1, Chapter 2011-86, L.O.F.

RULEMAKING AUTHORITY: 198.08, 198.32(2), 213.06(1) FS.

LAW IMPLEMENTED: 92.525(1)(b), 119.071(5), 198.02, 198.03, 198.04, 198.05, 198.08, 198.13, 198.14, 198.15, 198.22, 198.23, 198.26, 198.32, 198.33(1), 198.38, 198.39, 213.37, 837.06 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: August 16, 2011, 1:30 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, 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: Tammy Miller at (850)617-8346. 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: Debra Gifford, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6752

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

PUBLIC SERVICE COMMISSION

RULE NO.: 25-4.0161
RULE TITLE: Regulatory Assessment Fees; Telecommunications Companies.

PURPOSE AND EFFECT: Rule 25-4.0161, F.A.C., would be amended to reduce the regulatory assessment fee for telecommunications companies under Sections 350.113 and 364.336, F.S., as required by Section 364.336, F.S., to remove references to company types no longer regulated by the

Commission, to amend regulatory assessment fee filing forms, and to clarify requirements for requesting a filing extension. Docket No. 110224-TP.

SUBJECT AREA TO BE ADDRESSED: Telecommunications utility regulation.

RULEMAKING AUTHORITY: 350.127(2) FS.

LAW IMPLEMENTED: 350.113, 364.285, 364.336 FS.

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

DATE AND TIME: Monday, August 22, 2011, 9:30 a.m.

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL 32399-0850

One or more Commissioners may be in attendance and participate in the workshop. In accordance with the Americans with Disabilities Act, persons requiring a special accommodation to participate at this workshop should contact the Office of Commission Clerk no later than five days prior to the workshop at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kathryn G.W. Cowdery, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6216, kcowdery@psc.state.fl.us. The agenda for the workshop and a copy of the preliminary draft of the proposed rule amendment will be available on the Commission's website, www.floridapsc.com, and in this docket after August 8, 2011.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-208.101
RULE TITLE: Employee Grooming, Uniform and Clothing Requirements

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to modify the provisions regarding permissible facial hair for employees.

SUBJECT AREA TO BE ADDRESSED: Employee grooming.

RULEMAKING AUTHORITY: 944.09 FS.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-208.101 Employee Grooming, Uniform and Clothing Requirements.

(1) No change.

(2) In addition to the standards set forth in subsection (1), all male employees shall comply with the following grooming standards:

(a) No change.

(b) Facial hair for staff is authorized as follows:

1. through 4. No change.

5. Authorized facial hair is defined as:

a. A moustache that does not protrude below the top of the upper lip or past the corner of the mouth on the side; or

~~b. A full face beard; or~~

~~b.e.~~ A goatee with or without a moustache.

6. through (7) No change.

(8) Forms. The following forms used in implementing the provisions of this rule are hereby incorporated by reference:

(a) No change.

(b) Authorization for Uniform Replacement, DC2-817, effective 12-18-00. A copy of these forms may be obtained from the Forms Control Administrator, ~~Office of Research, Planning and Support Services~~, Department of Corrections, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.

Rulemaking Specific Authority 944.09 FS. Law Implemented 944.09 FS. History--New 2-27-85, Amended 6-19-85, Formerly 33-4.07, Amended 3-6-88, 8-15-89, 2-12-91, 10-13-91, 4-19-98, 12-7-98, Formerly 33-4.007, Amended 10-5-99, 3-21-00, 12-18-00, 4-30-02, 2-20-03, 6-26-03, 10-27-03, 12-28-03, 12-12-04, 9-11-06, 2-6-07, 10-8-07, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

RULE NO.: RULE TITLE:

61G16-1.009 Definitions

PURPOSE AND EFFECT: The Board proposes the rule amendment to correct the terminology assigned to the definition.

SUBJECT AREA TO BE ADDRESSED: Definitions.

RULEMAKING AUTHORITY: 492.104 FS.

LAW IMPLEMENTED: 492.105, 492.111. 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: Richard Morrison, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0754

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

RULE NO.: RULE TITLE:

61G16-5.001 Related Degrees

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete antiquated academic labels.

SUBJECT AREA TO BE ADDRESSED: Related Degrees.

RULEMAKING AUTHORITY: 492.104 FS., Chapter 98-116, Laws of Florida.

LAW IMPLEMENTED: 492.105(1)(d)1. FS., Chapter 98-116, 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: Richard Morrison, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0754

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

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: RULE TITLE:

64B18-11.001 Application for Licensure

PURPOSE AND EFFECT: The Board proposes to revise the rule to reflect changes to the incorporated application revised 6/11.

SUBJECT AREA TO BE ADDRESSED: Changes to the incorporated application revised 6/11.

RULEMAKING AUTHORITY: 461.005 FS.

LAW IMPLEMENTED: 456.017(1)(c), 456.0635, 461.006 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: Bruce

Deterding, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32314-3256

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.: 65A-1.603
 RULE TITLE: Food Assistance Program Income and Expenses

PURPOSE AND EFFECT: The proposed rule amendment increases the standard utility allowance, the basic utility allowance and the telephone standard used in the calculation of benefits for the Food Assistance Program.

SUBJECT AREA TO BE ADDRESSED: Increases to the utility allowances.

RULEMAKING AUTHORITY: 414.45 FS.

LAW IMPLEMENTED: 414.31 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: August 16, 2011, 1:30 p.m.

PLACE: 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, Florida 32399-0700

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: Cindy Keil. 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: Cindy Keil, ACCESS Florida Program Policy, 1317 Winewood Boulevard, Building 3, Tallahassee, Florida 32399-0700, cindy_keil@dcf.state.fl.us, (850)717-4113

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-21.008
 RULE TITLE: Notification of Change in Funeral Director in Charge

PURPOSE AND EFFECT: This rulemaking action implements changes to Section 497.380, F.S., as enacted by the Florida legislature in Chapter 2010-125, Laws of Florida. This proposed rule was approved by the Board of Funeral,

Cemetery, and Consumer Services at its monthly meeting on January 6, 2011. The purpose and effect of the rule is to clarify application of the new funeral director in charge provisions at Section 497.380(7) and (12), F.S.

SUBJECT AREA TO BE ADDRESSED: The subject area addressed by this rule is funeral directors in charge; procedures for changes of funeral directors in charge; grandfathering provisions regarding certain persons currently serving as funeral directors in charge; effect of loss of FDIC on operations at a funeral establishment.

RULEMAKING AUTHORITY: 497.103(5), 497.103(1)(n), 497.380(12)(c) FS.

LAW IMPLEMENTED: 497.380 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: August 17, 2011, 10:00 a.m.

PLACE: Room 332, Pepper Building, 111 W. Madison Street, 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 2 days before the workshop/meeting by contacting: LaTonya Bryant-Parker, at (850)413-4957 or LaTonya.Bryant-Parker@myfloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984, shropshired@MyFloridaCFO.com. Direct any request for rule development workshop to Mr. Shropshire

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-23.001
 RULE TITLE: Manner of Application

PURPOSE AND EFFECT: This rule amendment specifies procedures for applying for licensure as a direct disposer under Section 497.602, F.S. This proposed rule amendment was approved by the Board of Funeral, Cemetery, and Consumer Services at its monthly meeting on December 2, 2010.

SUBJECT AREA TO BE ADDRESSED: Procedures for application for licensure as a direct disposer under Section 497.602, F.S.

RULEMAKING AUTHORITY: 497.103(5), 497.141(2), 497.602(2)(a), (i), 497.602(3)(d) FS.

LAW IMPLEMENTED: 497.602 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: August 17, 2011, 9:00 a.m.

PLACE: Room 332, Pepper Building, 111 W. Madison Street, 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: LaTonya Bryant-Parker, at (850)413-4957 or LaTonya.Bryant-Parker@myfloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984, shropshired@MyFloridaCFO.com. Direct any request for rule development workshop to Mr. Shropshire

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.:	RULE TITLE:
69K-100.040	Funeral Director Affiliation With Funeral Establishment

PURPOSE AND EFFECT: This rulemaking action implements changes to Section 497.372, F.S., as enacted by the Florida legislature in Chapter 2010-125, Laws of Florida. This proposed rule was approved by the Board of Funeral, Cemetery, and Consumer Services at its monthly meeting on 1-6-2011. The purpose and effect of the rule is to establish criteria for determining whether an affiliation exists between a funeral director and a funeral establishment, through the funeral director's ownership of, employment by, or contractual relationship with, a funeral establishment.

SUBJECT AREA TO BE ADDRESSED: The subject area addressed by this rule is the affiliation of a funeral director with a funeral establishment, as required by Section 497.372(2), F.S.

RULEMAKING AUTHORITY: 497.103(5), 497.130(1)(n), 497.372(2) FS.

LAW IMPLEMENTED: 497.372(2) 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: August 17, 2011, 11:00 a.m.

PLACE: Room 332, Pepper Building, 111 W. Madison Street, 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 2 days before the workshop/meeting by contacting: LaTonya Bryant-Parker, at (850)413-4957 or LaTonya.Bryant-Parker@myfloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984, shropshired@MyFloridaCFO.com. Direct any request for rule development workshop to Mr. Shropshire

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

**Section II
Proposed Rules**

DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-503.001	Chaplaincy Services

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify that notwithstanding any other Department regulation, approved lighters and matches may be used in religious ceremonies requiring the use of such items and female inmates may be permitted to wear dresses rather than pants in order to accommodate a sincere religious belief.

SUMMARY: The proposed rule clarifies that notwithstanding any other Department regulation, approved lighters and matches may be used in approved religious ceremonies

requiring the use of such items and female inmates may be permitted to wear dresses rather than pants in order to accommodate a sincere religious belief.

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

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

RULEMAKING AUTHORITY: 944.09, 944.11 FS.

LAW IMPLEMENTED: 90.505, 944.09, 944.11, 944.803 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 RULE IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-503.001 Chaplaincy Services.

(1) through (2) No change.

(3) Religious Services and Rituals.

(a) through (g) No change.

(h) Notwithstanding any other Department rule, procedure, or policy, approved lighters and matches may be used during approved religious ceremonies that require the use of such items.

(4) through (5) No change.

(6) The chaplain shall be authorized to maintain written communication with inmates where the inmate and the chaplain ~~Chaplain~~ have been at the same institution, at the same time, and either the inmate or the chaplain ~~Chaplain~~ has transferred to another Florida Department of Corrections institution under the following conditions:

(a) No change.

(b) Consistent with the effective management and order of the institution, the chaplain ~~Chaplain~~ maintaining written communication with an inmate at another Florida Department of Corrections institution must inform the chaplain ~~Chaplain~~ at the inmate's current institutional location.

(7) through (11) No change.

(12) Notwithstanding any other Department rule, procedure, or policy, a female inmate shall be permitted to wear dresses rather than pants if it is necessary to accommodate the inmate's sincere religious beliefs.

~~(13)~~(12) Inmates who wish to observe religious dietary laws shall be provided a diet sufficient to sustain them in good health without violating those dietary laws. Exceptions may be made only in unusual cases where providing a special diet would:

(a) Require exceeding budgetary allowances,

(b) Create a threat to the security, order, or effective management of the institution, or

(c) Amount to unjustified special treatment of inmates receiving the special diet.

(d) The institution shall prepare and identify food so that those inmates who wish to abstain from eating pork or pork products may do so.

(e) The chaplain shall advise the institutional officials in charge of food services on all matters relating to the implementation of this subsection.

~~(14)~~(13) Religious Publications.

(a) Inmates shall have access to religious publications through the chapel or institutional library or as provided through the chaplain.

(b) The chaplain shall assist inmates in obtaining personal copies of religious books and periodicals, subject to rules of the Department.

(c) Religious publications shall include the following:

1. Sacred texts – the primary religious documents from which the standards of the faith are derived.

2. Prayer books – the instructional material, prayers and liturgies for the observation of holy rituals, services and personal devotion;

3. Devotional literature – religious commentary, religious calendars, personal instruction in the faith, and sermon type material.

Rulemaking Authority 944.09, 944.11 FS. Law Implemented 90.505, 944.09, 944.11, 944.803 FS. History—New 1-6-82, Formerly 33-3.14, 33-3.014, Amended 10-18-01, 1-9-03, 2-25-08, 9-22-08, 1-25-10, 3-2-11,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Alex Taylor, Chaplaincy Services Administrator

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Edwin G. Buss, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 13, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 1, 2011

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: RULE TITLE:

64B18-14.010 Citations

PURPOSE AND EFFECT: The Board proposes the rule amendment to update violations and penalties.

SUMMARY: Violations and penalties will be updated.
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

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

RULEMAKING AUTHORITY: 456.072, 456.077, 461.005 FS, 461.007 FS.

LAW IMPLEMENTED: 456.013(6), 456.072, 456.077, 461.007, 461.013 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 RULE IS: Bruce Deterding, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B18-14.010 Citations.

(1) through (3) No change.

VIOLATIONS
 (a) No change.

1. through 3. No change.

4. Failure to attend during the first biennium or within twelve (12) months of initial licensure one full day of a meeting of the Board of Podiatric Medicine at which disciplinary hearings are conducted. Guidelines outlined in Rule 64B18-17.005.

(b) through (m) No change.

(5) through (6) No change.

PENALTY

\$500 fine and required attendance of one full day of board meeting.

Rulemaking Specific Authority 456.072, 456.077, 461.005 FS. Law Implemented 456.057, 456.062, 456.072, 456.077, 461.012, 461.013(7) FS. History—New 1-19-92, Formerly 21T-14.010, 61F12-14.010, Amended 3-26-95, 2-25-96, 6-17-97, Formerly 59Z-14.010, Amended 11-23-00, 8-13-02, 7-26-04, 6-14-06, 10-11-06, 10-7-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Board of Podiatric Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 24, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 1, 2011

DEPARTMENT OF HEALTH

Prescription Drug Monitoring Program

RULE NO.:

RULE TITLE:

64K-1.002

American Society of Automation in Pharmacy Standards and Formats

PURPOSE AND EFFECT: To establish data reporting standards designed to capture controlled substance dispensing data from dispensing practitioners and pharmacies. To encourage responsible prescribing by implementing provisions to help establish a limited access comprehensive electronic database system for controlled substances.

SUMMARY: This rule describes the format for submissions to the Prescription Drug Monitoring Program database as ASAP 2007 version 4.1, specifies the Zero Report standard for no controlled substances dispensed, and provides where the standards may be obtained.

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

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: 893.055 FS.

LAW IMPLEMENTED: 893.055 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 RULE IS: Rebecca R. Poston, Program Manager, 4052 Bald Cypress Way, Bin #C16, Tallahassee, Florida 32399-3250, (850)245-4797 or Rebecca_Poston@doh.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

64K-1.002 American Society of Automation in Pharmacy Standards and Formats.

The format for submission to the database shall be in accordance with the Electronic Reporting Standard for Prescription Monitoring Programs of the American Society for Automation in Pharmacy (ASAP), ASAP 2007 version 4.1. The format for submission to the database if no controlled substances dispensed shall be in accordance with the ASAP Zero Report standard. A copy of the Electronic Reporting Standard for Prescription Monitoring Programs may be

obtained from the American Society for Automation in Pharmacy, 492 Norristown Road, Suite 160, Blue Bell, Pennsylvania 19422, Telephone: (610)825-7783, Website: www.asapnet.org.

Rulemaking Authority 893.055 FS. Law Implemented 893.055 FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rebecca Poston

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: H. Frank Farmer, M.D., Ph.D, FACP

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 20, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 12, 2010

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-23.003 RULE TITLE: Renewal of Direct Disposer Licenses

PURPOSE AND EFFECT: To establish procedures, forms, and a schedule for biennial renewal of direct disposer licenses. This is mandatory rulemaking pursuant to changes made to Section 497.603(2), F.S., by s. 27 of Chapter 2010-125, Laws of Florida. This proposed new rule was approved by the Board of Funeral, Cemetery, and Consumer Services on January 6, 2011. SUMMARY: Establishes procedures and a schedule for biennial renewal of direct disposer licenses.

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

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

RULEMAKING AUTHORITY: 497.103(5), 497.603(2) FS.

LAW IMPLEMENTED: 497.103(2), 497.140(6), 497.603(2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: August 25, 2011, 9:00 a.m.

PLACE: Room 332, Pepper Building, 111 W. Madison Street, Tallahassee, Florida. NOTE: This hearing is a rescheduling of a hearing previously set for July 13, 2011.

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: LaTonya Bryant-Parker, at (850)413-4957 or LaTonya.Bryant-Parker@myfloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984, shropshired@MyFloridaCFO.com. Direct any request for a hearing to Mr. Shropshire

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-23.003 Renewal of Direct Disposer Licenses.

(1) Direct disposer licenses shall expire at 11:59 p.m. on August 31 of every odd-numbered calendar year.

(2) Renewal fees for direct disposers shall be as specified in Rule 69K-17.0030, F.A.C. In addition, the unlicensed activity fee in the amount of \$5.00, required under Section 497.140(6), Florida Statutes, shall be remitted by the licensee with each renewal fee.

(3) At least 90 days prior to the expiration date of the direct disposer license, the Division of Funeral, Cemetery, and Consumer Services shall mail each direct disposer holding a valid direct disposer license, a license renewal notice, to the licensee's preferred mailing address as shown in the Division's records. A direct disposer shall renew his/her license by returning the license renewal notice to the Division at the address stated on the invoice, with the applicable renewal and unlicensed activity fees, prior to the expiration date of the license.

Rulemaking Authority 497.103(5), 497.603(2) FS. Law Implemented 497.103(2), 497.603, 497.140(6) FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Douglas Shropshire, Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, on behalf of the Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services, under Chapter 497, F.S.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 6, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 7, 2011

Section III
Notices of Changes, Corrections and
Withdrawals

DEPARTMENT OF STATE

Division of Elections

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

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 28, July 15, 2011 issue of the Florida Administrative Weekly.

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

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.0091
 RULE TITLE: Constitutional Amendment Initiative Petition; Submission Deadline; Signature Verification

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 28, July 15, 2011 issue of the Florida Administrative Weekly.

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

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.042
 RULE TITLE: Third-Party Voter Registration Organizations

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 28, July 15, 2011 issue of the Florida Administrative Weekly.

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

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.050
 RULE TITLE: Cancellation of Political Party Filings

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 28, July 15, 2011 issue of the Florida Administrative Weekly.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: 61C-5.0085
 RULE TITLE: Continuing Education Requirements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 37, No. 18, May 6, 2011 issue of the Florida Administrative Weekly.

- 61C-5.0085 Continuing Education Requirements.
- (1) No change.

(2) Course Provider Registration.

(a) Each course provider must register with the bureau to conduct courses that satisfy continuing education requirements of Chapter 399, F.S., by submitting DBPR Form HR 5023-017 APPLICATION FOR COURSE PROVIDER REGISTRATION AND COURSE APPROVAL <http://www.flrules.org/Gateway/reference.asp?No=Ref-00260>, incorporated herein by reference and effective ~~2011 July 15~~ ~~2011 April 14~~. Instructions for completing DBPR Form HR 5023-017 are available in DBPR Form HR 5023-017i, INSTRUCTIONS FOR COMPLETING DBPR Form HR 5023-017 APPLICATION FOR COURSE PROVIDER REGISTRATION AND COURSE APPROVAL <http://www.flrules.org/Gateway/reference.asp?No=Ref-00261>, incorporated herein by reference and effective ~~2011 July 15~~ ~~2011 April 14~~. Copies of these forms are available from the Division of Hotels and Restaurants Internet website at www.MyFloridaLicense.com/dbpr/hr by e-mail to dlr.elevators@dbpr.state.fl.us; or upon written request to the Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013. Each application for course provider registration must include application for approval of at least one course.

(b) through (h) No change.

(3) through (6) No change.

Rulemaking Authority 399.01, 399.02, 399.10 FS. Law Implemented 399.01(16), 399.17 FS. History—New 11-9-06, Amended.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE NO.:	RULE TITLE:
61G7-5.001	Application Procedure; Application Form; Fees; Confidential Information; Denial of Application; Request for Hearing

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 17, April 30, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NOS.:	RULE TITLES:
61G15-31.003	Design of Structures Utilizing Prefabricated Wood Trusses
61G15-31.006	Design of Structural Systems Utilizing Open Web Steel Joists and Joist Girders

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 45, November 13, 2009 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NOS.:	RULE TITLES:
61G15-31.010	Design of Structures Utilizing Cold-Formed Steel Framing
61G15-31.011	Design of Aluminum Structures
61G15-31.012	Design of Temporary Support Structures

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 45, November 13, 2009 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.:	RULE TITLE:
64F-12.001	General Regulations; Definitions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 14, April 9, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.:	RULE TITLE:
64F-12.012	Records of Drugs, Cosmetics and Devices

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 42, October 23, 2009 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.:	RULE TITLE:
64F-12.013	Prescription Drugs; Receipt, Storage and Security

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 42, October 23, 2009 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF FINANCIAL SERVICES**Division of State Fire Marshal**

RULE NO.: RULE TITLE:
69A-60.006 Manufactured and Prototype
 Buildings

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 25, June 24, 2011 issue of the Florida Administrative Weekly has been withdrawn.

Section IV Emergency Rules

DEPARTMENT OF REVENUE**Sales and Use Tax**

RULE NO.: RULE TITLE:
12AER11-14 Sales of Clothing and School
 Supplies during the Period August
 12 through August 14, 2011

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 36, Chapter 2011-76, Laws of Florida, authorizes the Department of Revenue to promulgate emergency rules to implement the provisions of the law specifying a period during which the sale of certain clothing, and school supplies are exempt from sales and use tax. The law provides that conditions necessary for an emergency rule have been met. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate means regarding the exemption during the period from 12:01 a.m., August 12, 2011 through 11:59 p.m., August 14, 2011, for sales of clothing, wallets, or bags having a selling price of \$75 or less per item and for sales of school supplies having a selling price of \$15 per item or less. The exemption does not apply to sales within a theme park or entertainment complex as defined in Section 509.013(9), F.S., or within a public lodging establishment as defined in Section 509.013(4), F.S., or within an airport as defined in Section 330.27(2), F.S. The rule defines "clothing," "school supplies," "theme park or entertainment complex," "public lodging establishment," "airport" and "mail order sales." The rule describes the items that are included in the exemption and explains how various transactions are to be handled for purposes of the exemption, including sales of sets of both exempt and taxable items, items normally sold as a unit, mail order sales, shipping and handling charges, layaway sales, rain checks, exchanges, refunds, coupons, rebates, and discounts, repairs and alterations, gift certificates, rentals of clothing, reporting requirements, documentation to be maintained, and merchant's license fees. The rule provides a list of items and their taxable status during the exemption period for clothing and school supplies.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of an emergency rule to administer the provisions of Section 36, Chapter 2011-76, Laws of Florida, which specify a period during which the sale of certain clothing and school supplies are exempt from sales and use tax. Additionally, an emergency rule is the most expedient and appropriate means of notifying dealers and taxpayers of the provisions of Section 36, Chapter 2011-76, Laws of Florida.

SUMMARY: Emergency Rule 12AER11-14 notifies the general public and retailers of the exemption during the period from 12:01 a.m., August 12, 2011 through 11:59 p.m., August 14, 2011, for sales of clothing, wallets, or bags having a selling price of \$75 or less per item and for sales of school supplies having a selling price of \$15 per item or less.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Gary Gray, Revenue Program Administrator I, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6777

THE FULL TEXT OF THE EMERGENCY RULE IS:

12AER11-14 Sales of Clothing and School Supplies During the Period August 12 through August 14, 2011.

(1) Clothing Sales.

(a) Beginning at 12:01 a.m. on August 12, 2011, and ending at 11:59 p.m. on August 14, 2011 (the exemption period), no tax is due on the sale or purchase of any article of clothing, wallet, or bag, including handbags, backpacks, fanny packs, and diaper bags, but excluding briefcases, suitcases, and other garment bags, with a selling price of \$75.00 or less. This exemption does not apply to sales of clothing, wallets, or bags within a theme park, entertainment complex, public lodging establishment, or airport.

(b)1. The sales tax exemption applies to each eligible item of clothing, wallet, or bag, selling for \$75.00 or less. The exemption applies regardless of how many items are sold on the same invoice to a customer.

2. Example: A customer purchases two shirts for \$40.00 each. Both items will qualify for the exemption, even though the customer's total purchase price (\$80.00) exceeds \$75.00.

(c)1. The exemption does not apply to the first \$75.00 of price of an eligible item of clothing, wallet, or bag, selling for more than \$75.00.

2. Example: A customer purchases a pair of pants costing \$79.95. Tax is due on the entire \$79.95.

(2) Exempt Sales of School Supplies.

(a) Beginning at 12:01 a.m. on August 12, 2011, and ending at 11:59 p.m. on August 14, 2011 (the exemption period), no tax is due on the sale or purchase of any item of school supplies with a selling price of \$15.00 or less. This

exemption does not apply to sales of school supplies within a theme park, entertainment complex, public lodging establishment, or airport.

(b)1. The sales tax exemption applies to each eligible item of school supplies selling for \$15.00 or less. The exemption applies regardless of how many items are sold on the same invoice to a customer.

2. Example: A customer purchases ten composition books for \$2.50 each. All ten items will qualify for the exemption, even though the customer's total purchase price (\$25.00) exceeds \$15.00.

(c)1. The exemption does not apply to the first \$15.00 of price of an eligible item of school supplies selling for more than \$15.00.

2. Example: A customer purchases a calculator costing \$18.00. Tax is due on the entire \$18.00.

(3) Definitions.

(a) "Clothing" means any article of wearing apparel, including all footwear, except skis, swim fins, in-line skates, and other skates, intended to be worn on or about the human body. "Clothing" does not include watches, watchbands, jewelry, umbrellas, or handkerchiefs.

(b) "School supplies" means pens, pencils, erasers, crayons, notebooks, notebook filler paper, legal pads, binders, lunch boxes, construction paper, markers, folders, poster board, composition books, poster paper, scissors, cellophane tape, glue, paste, rulers, computer disks, protractors, compasses, and calculators.

(c) "Theme park or entertainment complex" means a complex comprised of at least 25 contiguous acres owned and controlled by the same business entity and which contains permanent exhibitions and a variety of recreational activities and has a minimum of 1 million visitors annually.

(d)1. "Public lodging establishment" means any unit, group of units, dwelling, building, or group of buildings within a single complex of buildings, which is rented to guests more than three times in a calendar year for periods of less than 30 days or 1 calendar month, whichever is less, or which is advertised or held out to the public as a place regularly rented to guests. License classifications of public lodging establishments, and the definitions therefor, are set out in Section 509.242, F.S. For the purpose of licensure, the term does not include condominium common elements as defined in Section 718.103, F.S.

2. The following are excluded from the definition in subparagraph 1.:

a. Any dormitory or other living or sleeping facility maintained by a public or private school, college, or university for the use of students, faculty, or visitors;

b. Any facility certified or licensed and regulated by the Agency for Health Care Administration or the Department of Children and Family Services or other similar place regulated under Section 381.0072, F.S.;

c. Any place renting four rental units or less, unless the rental units are advertised or held out to the public to be places that are regularly rented to transients;

d. Any unit or group of units in a condominium, cooperative, or timeshare plan and any individually or collectively owned one-family, two-family, three-family, or four-family dwelling house or dwelling unit that is rented for periods of at least 30 days or 1 calendar month, whichever is less, and that is not advertised or held out to the public as a place regularly rented for periods of less than 1 calendar month, provided that no more than four rental units within a single complex of buildings are available for rent;

e. Any migrant labor camp or residential migrant housing permitted by the Department of Health, under Sections 381.008-381.00895, F.S.; and

f. Any establishment inspected by the Department of Health and regulated by Chapter 513, F.S.

(e) "Airport" means an area of land or water used for, or intended to be used for, landing and takeoff of aircraft, accessory or relative areas, buildings, facilities, or rights-of-way necessary to facilitate such use or intended use.

(f) "Mail order sale" is a sale of tangible personal property, ordered by mail or other means of communication, from a dealer who receives the order in another state of the United States, or in a commonwealth, territory, or other area under the jurisdiction of the United States, and transports the property or causes the property to be transported, whether or not by mail, from any jurisdiction of the United States, including this state, to a person in this state, including the person who ordered the property.

(4) Sales of Sets Containing Both Exempt and Taxable Items.

(a) When exempt items are normally sold together with taxable merchandise as a set or single unit, the full price is subject to sales tax.

(b) Example: A gift set consisting of a wallet and key chain is sold for a single price of \$35.00. Although the wallet would otherwise be exempt during the exemption period, the full price of the gift set is taxable because the key chain is taxable.

(c) Example: A desk set consisting of a stapler and a pair of scissors is sold for a single price of \$9.95. Although the scissors would otherwise be exempt during the exemption period, the full price of the desk set is taxable because the stapler is taxable.

(5) Articles Normally Sold as a Unit.

(a) Articles that are normally sold as a unit must continue to be sold in that manner; they cannot be separately stated and sold as individual items in order to obtain the exemption.

(b) Example: A pair of shoes normally sells for \$80.00. The pair cannot be split in order to sell each shoe for \$40.00 to qualify for the exemption.

(c) Example: A suit is normally priced at \$125.00 on a single price tag. The suit cannot be split into separate articles so that any of the components may be sold for \$75.00 or less in order to qualify for the exemption. However, components that are normally priced as separate articles may continue to be sold as separate articles and qualify for the exemption if the price of an article is \$75.00 or less.

(d) Example: A pen and pencil set is normally priced at \$18.00 on a single price tag. The set cannot be split into separate articles so that either of the components may be sold for \$15.00 or less in order to qualify for the exemption.

(6) Buy One, Get One Free or for a Reduced Price.

(a) The total price of items advertised as “buy one, get one free,” or “buy one, get one for a reduced price,” cannot be averaged in order for both items to qualify for the exemption.

(b) Example: A retailer advertises pants as “buy one, get one free.” The first pair of pants is priced at \$80.00; the second pair of pants is free. Tax is due on \$80.00. The store cannot sell each pair of pants for \$40.00 in order for the items to qualify for the exemption. However, the retailer may advertise and sell the items for 50% off, selling each pair of \$80.00 pants for \$40.00, making each pair eligible for the exemption.

(c) Example: A retailer advertises shoes as “buy one pair at the regular price, get a second pair for half price.” The first pair of shoes is sold for \$80.00; the second pair is sold for \$40.00 (half price). Tax is due on the \$80.00 shoes, but not on the \$40.00 shoes. The store cannot sell each pair of shoes for \$60.00 in order for the items to qualify for the exemption. However, a retailer may advertise the pairs for 25% off, thereby selling each pair of \$80.00 shoes for \$60.00, making each pair eligible for the exemption.

(7) Mail Order Sales.

(a) For purposes of this exemption, eligible items purchased by mail order, including sales transactions over the Internet, will receive the exemption if the order is accepted by the mail order company during the exemption period for immediate shipment. When the acceptance of the order by the mail order company occurs during the exemption period, the exemption will apply even if delivery is made after the exemption period.

(b) An order is accepted by the mail order company when it has taken an action to fill the order for immediate shipment. Actions to fill an order include, but are not limited to, placing an “in date” stamp on a mail order, assigning an “order number” to a telephone order, or confirming an Internet order by e-mail message.

(c) An order is for immediate shipment when delayed shipment is not requested by the customer. An order is for immediate shipment notwithstanding that the shipment may be delayed because of a backlog of orders or because stock is currently unavailable to, or on back order by, the company.

(8) Shipping and Handling Charges.

(a) Shipping and handling charges are included as part of the sales price of the eligible item, whether or not separately stated. If multiple items are shipped on a single invoice, to determine if any items qualify for the exemption, the shipping and handling charge must be proportionately allocated to each item ordered, and separately identified on the invoice.

(b) Example 1: A customer orders a jacket for \$75.00. The shipping charge to deliver the jacket to the customer is \$5.00. The selling price of the jacket is \$80.00. Tax is due on the full selling price.

(c) Example 2. A customer orders a suit for \$300.00 and a shirt for \$40.00. The transportation charge to deliver the items is \$15.00. The \$15.00 transportation charge must be proportionately and separately allocated between the items: $300 / 340 = 88\%$; therefore, 88% of the \$15.00 shipping charge, or \$13.20, must be allocated to the suit, and separately identified on the invoice as such. The remaining 12% of the \$15.00 shipping charge, or \$1.80, must be allocated to the shirt, and separately identified on the invoice as such. The selling price of the shirt is \$40.00 plus \$1.80, totaling \$41.80, and therefore qualifying for the exemption.

<u>Suit</u>	<u>\$300.00</u>
<u>Shipping for suit</u>	<u>13.20</u>
<u>Shirt</u>	<u>40.00</u>
<u>Shipping For shirt</u>	<u>1.80</u>

(d) Example 3. A customer orders a suit for \$300.00 and a shirt for \$70.00. The transportation charge to deliver the items is \$50.00. The \$50.00 transportation charge must be proportionately and separately allocated between the items: $300 / 370 = 81\%$. Therefore, 81% of the \$50.00 shipping charge, or \$40.50, must be allocated to the suit, and separately identified on the invoice as such. The remaining 19% of the \$50.00 shipping charge, or \$9.50, must be allocated to the shirt, and separately identified on the invoice as such. The selling price of the shirt is \$70.00 plus \$9.50, totaling \$79.95. Since the selling price of the shirt exceeds \$75.00, the purchase of the shirt is taxable.

<u>Suit</u>	<u>\$300.00</u>
<u>Shipping for suit</u>	<u>40.50</u>
<u>Shirt</u>	<u>70.00</u>
<u>Shipping For shirt</u>	<u>9.50</u>

(9) Layaway sales. A layaway sale is a transaction in which merchandise is set aside for future delivery to a customer who makes a deposit, agrees to pay the balance of the purchase price over a period of time, and receives the merchandise at the end of the payment period.

(a) For purposes of this exemption, eligible items will qualify for the exemption if:

1. A retailer and a customer enter into a contract for a layaway sale for an exempt item during the exemption period;
2. The customer makes the usual deposit in accordance with the retailer’s layaway policy;

3. The merchandise [exempt item(s)] is segregated from the retailer's inventory; and

4. The final payment is made during or after the exemption period.

(b) If final payment on a layaway order is made by and the merchandise is given to the customer during the exemption period, that sale of eligible items will qualify for the exemption, even when the qualified items were placed on layaway before the exemption period.

(10) Rain checks. Eligible items purchased during the exemption period using a rain check will qualify for the exemption regardless of when the rain check was issued. However, issuance of a rain check during the exemption period will not qualify eligible items for the exemption if the item is actually purchased after the exemption period.

(11) Exchanges.

(a) If a customer purchases an eligible item during the exemption period, then later exchanges the item for the same item (different size, different color, etc.), no additional tax will be due even if the exchange is made after the exemption period.

(b) If a customer purchases an eligible item during the exemption period, then later returns the item and receives credit on the purchase of a different item, the appropriate sales tax will apply to the sale of the newly purchased item.

(c) Examples:

1. During the exemption period, a customer purchases a \$75.00 dress that qualifies for the exemption. Later, during the exemption period, the customer exchanges the \$75.00 dress for a \$100.00 dress. Tax is due on the \$100.00 dress. The \$75.00 credit from the returned item cannot be used to reduce the sales price of the \$100.00 item to \$25.00 for exemption purposes.

2. A customer purchases a \$35.00 shirt during the exemption period. After the exemption period, the customer exchanges the shirt for a \$35.00 jacket. Since the jacket was not purchased during the exemption period, tax is due on the \$35.00 price of the jacket.

3. A customer purchases notebook filler paper for \$3.95 during the exemption period. Later during the exemption period, the customer exchanges the notebook filler paper for note pads costing the same amount. Tax is due on the note pads, because they are not eligible for the exemption.

(12) Refunds.

(a) A customer who pays tax to a dealer on an eligible item when no tax is due must secure a refund of the tax from the dealer and not from the Department of Revenue.

(b) For the period August 12, 2011, through October 31, 2011, when a customer returns an item that would qualify for the exemption, no refund of tax shall be given unless the customer provides a receipt or invoice showing tax was paid, or the retailer has sufficient documentation to show that tax was paid on the specific item.

(13) Coupons, Rebates, and Discounts.

(a)1. Manufacturer's coupons. Manufacturer's coupons do not reduce the sales price of an item. Therefore, a manufacturer's coupon cannot be used to reduce the selling price of an item of clothing to \$75.00 or less, or a school supply item to \$15.00 or less, in order to qualify for the exemption.

2. Example: A jacket sells for \$85.00. The customer has a \$10.00 manufacturer's coupon good for the purchase of the jacket. The manufacturer's coupon does not reduce the sales price of the jacket. Tax is due on \$85.00, even though the customer only pays the retailer \$75.00 for the jacket.

(b)1. Store coupons and discounts. Store coupons and discounts reduce the sales price of an item. Therefore, a store coupon or discount can be used to reduce the sales price of an item to \$75.00 or less, or of a school supply item to \$15.00 or less, in order to qualify for the exemption.

2. Example: A customer buys a \$400.00 suit and a \$80.00 shirt. The retailer is offering a 10 percent discount. After applying the 10 percent discount, the final sales price of the suit is \$360.00, and the sales price of the shirt is \$72.00. The suit is taxable (its price is over \$75.00), and the shirt is exempt (its price is less than \$75.00).

(c)1. Rebates. Rebates occur after the sale and do not affect the sales price of an item purchased.

2. Example: A jacket sells for \$85.00. The customer receives a \$10.00 rebate from the manufacturer. The rebate occurs after the sale, so it does not reduce the sales price of the jacket. Tax is due on \$85.00.

(14) Repairs and Alterations to Eligible Items.

(a) Repairs to eligible items do not qualify for the exemption.

(b)1. Alterations to clothing or footwear do not qualify for the exemption, even though alterations may be sold, invoiced, and paid for at the same time as the item to be altered.

2. Example: A customer purchases a pair of pants for \$75.00 and pays \$5.00 to the retailer to have the pants cuffed. The \$75.00 charge for the pants is exempt; however, tax is due on the \$5.00 alterations charge.

(15) Gift Certificates.

(a) Eligible items purchased during the exemption period using a gift certificate will qualify for the exemption, regardless of when the gift certificate was purchased. Eligible items purchased after the exemption period using a gift certificate are taxable, even if the gift certificate was purchased during the exemption period. A gift certificate cannot be used to reduce the selling price of an item of clothing to \$75.00 or less, or of a school supply item to \$15.00 or less, in order for the item to qualify for the exemption.

(b) Example: A customer purchases a dress priced at \$90.00 and uses a \$50.00 gift certificate. Tax is due on \$90.00. The gift certificate does not reduce the selling price to \$40.00 for purposes of the exemption.

(16) Rentals. Rentals of clothing, or footwear do not qualify for the exemption.

(17) Reporting. No special reporting procedures are necessary to report exempt sales made during the exemption period. Sales should be reported as currently required by law.

(18) Record Retention and Documentation. No special record keeping requirements are necessary. Records should be maintained as currently required by law.

(19) License Fees or Other Fees imposed by Panama City and Panama City Beach.

(a) The cities of Panama City and Panama City Beach impose upon retailers a Merchant's License Tax or similar gross receipts tax or fee, which may be passed on to the customer. The Merchant's License Tax is included in the sales price of each item, whether or not the tax is separately stated on the invoice.

(b) Example: A jacket sells for \$74.95. The separately stated 1% gross receipts fee for this item is \$0.75. Since the gross receipts fee is part of the sales price of the item (\$75.70), the jacket will not qualify for the exemption.

(20) List of Items of Clothing and Their Taxable Status During the Exemption Period. The following is a list of items of clothing and their taxable status during the exemption period, if they are sold for \$75.00 or less. This is not an inclusive list. T = Taxable, E = Exempt.

- A
- T Accessories (generally)
- E Barrettes and bobby pins
- E Belt buckles
- E Bow ties
- E Hair nets, bows, clips, and bands
- E Handbags
- T Handkerchiefs
- T Jewelry
- T Key cases
- E Neckwear
- E Ponytail holders
- E Scarves
- E Ties
- E Wallets
- T Watch bands
- T Watches
- E Aerobic/Fitness clothing
- E Aprons/Clothing shields
- T Athletic gloves
- T Athletic pads
- E Athletic supporters

- B
- E Baby clothes
- E Backpacks

- E Bandanas
- E Baseball cleats
- E Bathing suits, caps, and cover-ups
- E Belt buckles
- E Belts
- T Belts for weightlifting
- E Bibs
- E Blouses
- E Book bags
- E Boots (except ski boots)
- E Bowling shoes (purchased)
- T Bowling shoes (rented)
- E Bow ties
- E *Braces and supports worn to correct or alleviate a physical incapacity or injury
- E Bras
- T Briefcases

- C
- E Caps and hats
- T Checkbook covers (separate from wallets)
- T Chest protectors
- E *Choir and altar clothing
- E Cleated and spiked shoes
- E *Clerical vestments
- T Cloth and lace, knitting yarns, and other fabrics
- T Clothing repair items, such as thread, buttons, tapes, iron-on patches, zippers
- E Coats and wraps
- E Coin purses
- T Corsages and boutonnières
- T Cosmetic bags
- E Costumes
- E Coveralls
- T Crib blankets

- D
- E Diaper bags
- E Diapers, diaper inserts (adult and baby, cloth or disposable)
- T Diving suits (wet and dry)
- E Dresses
- T Duffel bags

- E
- T Elbow pads
- E Employee uniforms

<u>F</u>		<u>K</u>	
<u>E</u>	<u>Fanny packs</u>	<u>T</u>	<u>Key chains</u>
<u>T</u>	<u>Fins</u>	<u>T</u>	<u>Knee pads</u>
<u>T</u>	<u>Fishing boots (waders)</u>		
<u>E</u>	<u>Fishing vests (nonflotation)</u>	<u>L</u>	
<u>T</u>	<u>Football pads</u>	<u>E</u>	<u>Lab coats</u>
<u>E</u>	<u>Formal clothing (purchased)</u>	<u>E</u>	<u>Leg warmers</u>
<u>T</u>	<u>Formal clothing (rented)</u>	<u>E</u>	<u>Leotards and tights</u>
		<u>T</u>	<u>Life jackets and vests</u>
<u>G</u>		<u>E</u>	<u>Lingerie</u>
<u>T</u>	<u>Garment bags</u>	<u>T</u>	<u>Luggage</u>
<u>E</u>	<u>Garters and garter belts</u>		
<u>E</u>	<u>Girdles and bras</u>	<u>M-N</u>	
<u>E</u>	<u>Gloves (generally)</u>	<u>T</u>	<u>Make-up bags</u>
<u>T</u>	<u>Baseball</u>	<u>E</u>	<u>Martial arts attire</u>
<u>T</u>	<u>Batting</u>	<u>E</u>	<u>Neckwear and ties</u>
<u>T</u>	<u>Bicycle</u>		
<u>E</u>	<u>Dress (purchased)</u>	<u>O-P</u>	
<u>E</u>	<u>Garden</u>	<u>E</u>	<u>Overshoes and rubber shoes</u>
<u>T</u>	<u>Golf</u>	<u>T</u>	<u>Pads (football, hockey, soccer, elbow, knee,</u>
<u>T</u>	<u>Hockey</u>	<u>shoulder)</u>	
<u>E</u>	<u>Leather</u>	<u>T</u>	<u>Paint or dust masks</u>
<u>T</u>	<u>Rubber</u>	<u>E</u>	<u>Pants</u>
<u>T</u>	<u>Surgical</u>	<u>E</u>	<u>Panty hose</u>
<u>T</u>	<u>Tennis</u>	<u>T</u>	<u>Patterns</u>
<u>E</u>	<u>Work</u>	<u>T</u>	<u>Protective masks (athletic)</u>
<u>T</u>	<u>Goggles (except *prescription)</u>	<u>E</u>	<u>Purses</u>
<u>E</u>	<u>Graduation caps and gowns</u>		
<u>E</u>	<u>Gym suits and uniforms</u>	<u>R</u>	
		<u>E</u>	<u>Raincoats, rain hats, and ponchos</u>
<u>H</u>		<u>E</u>	<u>Receiving blankets</u>
<u>E</u>	<u>Hair nets, bows, clips, and bands</u>	<u>E</u>	<u>*Religious clothing</u>
<u>E</u>	<u>Handbags and purses</u>	<u>T</u>	<u>Rented clothing (including uniforms, formal</u>
<u>T</u>	<u>Handkerchiefs</u>	<u>wear, and costumes)</u>	
<u>T</u>	<u>Hard hats</u>	<u>T</u>	<u>Repair of wearing apparel</u>
<u>E</u>	<u>Hats</u>	<u>E</u>	<u>Robes</u>
<u>T</u>	<u>Helmets (bike, baseball, football, hockey,</u>	<u>T</u>	<u>Roller blades</u>
<u>motorcycle, sports)</u>		<u>T</u>	<u>Roller skates</u>
<u>E</u>	<u>Hosiery, including support hosiery</u>		
<u>E</u>	<u>Hunting vests</u>	<u>S</u>	
		<u>E</u>	<u>Safety clothing</u>
<u>I-J</u>		<u>T</u>	<u>Safety glasses (except *prescription)</u>
<u>T</u>	<u>Ice skates</u>	<u>E</u>	<u>Safety shoes</u>
<u>T</u>	<u>In-line skates</u>	<u>E</u>	<u>Scarves</u>
<u>E</u>	<u>Insoles</u>	<u>E</u>	<u>Scout uniforms</u>
<u>E</u>	<u>Jackets</u>	<u>T</u>	<u>Shaving kits/bags</u>
<u>E</u>	<u>Jeans</u>	<u>E</u>	<u>Shawls and wraps</u>
<u>T</u>	<u>Jewelry</u>	<u>T</u>	<u>Shin guards and padding</u>
		<u>E</u>	<u>Shirts</u>
		<u>E</u>	<u>Shoe inserts</u>

- E Shoes (including athletic)
- E Shoulder pads (for dresses, jackets, etc.)
- T Shoulder pads (football, hockey, sports)
- E Shorts
- T Skates (ice, in-line, roller)
- T Ski boots (snow)
- T Ski vests (water)
- E Ski suits (snow)
- T Skin diving suits
- E Skirts
- E Sleepwear, nightgowns, pajamas
- E Slippers
- E Slips
- E Socks
- T Sports helmets
- T Sports pads (football, hockey, soccer, knee, elbow, shoulder)
- E Sports uniforms (except pads, helmets)
- T Suitcases
- E Suits, slacks, and jackets
- T Sunglasses (except *prescription)
- E Suspenders
- E Sweatbands
- E Sweaters
- T Swimming masks
- E Swim suits and trunks

- T
- E Ties (neckties – all)
- E Tights
- E Tuxedos, excluding cufflinks and rentals

- U
- T Umbrellas
- E Underclothes
- E Uniforms (work, school, and athletic – excluding pads)

- V-W
- E Vests
- E Vintage clothing
- E Wallets
- T Watchbands
- T Water ski vests
- T Weight lifting belts
- T Wet and dry diving suits
- T Wigs, toupees, and chignons
- E Work clothes and uniforms

* These items are always exempt as religious, prescription, prosthetic, or orthopedic items.

(21) List of School Supplies and Their Taxable Status During the Exemption Period. The following is a list of school supplies and their taxable status during the exemption period if they are sold for \$15.00 or less. This is not an inclusive list. T = Taxable, E = Exempt.

- E Binders
- E Calculators
- E Cellophane (transparent) tape
- E Colored pencils
- E Compasses
- E Composition books
- E Computer disks (floppies and blank CDs)
- T Computer paper
- E Construction paper
- T Correction tape, fluid, or pens
- E Crayons
- E Erasers
- E Folders
- E Glue (stick & liquid)
- E Highlighters
- E Legal pads
- E Lunch boxes
- E Markers
- T Masking tape
- E Notebook filler paper
- E Notebooks
- E Paste
- E Pencils, including mechanical and refills
- E Pens, including felt, ballpoint, fountain, highlighters, and refills
- E Poster board
- E Poster paper
- T Printer paper
- E Protractors
- E Rulers
- E Scissors
- T Staplers
- T Staples

This rule shall take effect on August 3, 2011.

Rulemaking Authority 212.17(6), 212.18(2), 213.06(1), (2) FS., Section 36, Chapter 2011-76, L.O.F. Law Implemented 95.091, 212.02(16), 212.05, 212.0596, 212.06, 212.13, 213.35, 215.26(1), 330.27(2), 509.013(4), (9) FS., Chapter 2011-76, L.O.F. History–New

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: August 3, 2011

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER11-37 PLAY 4™

SUMMARY: This emergency rule sets forth the provisions for the conduct of PLAY 4™.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-37 PLAY 4™.

(1) How to Play PLAY 4™.

(a) PLAY 4 is a lottery on-line game in which a player must select any two (2)- or four (4)-digit number from 0000 through 9999 inclusive. The digits may be the same or different; for example, 1111, 1212, and 1348 are all valid selections.

(b) Players may choose play amounts of \$.50 or \$1.00 per play, per drawing, for a total of \$.50, \$1.00, \$2.00, \$3.00, \$4.00, \$6.00, \$12.00, or \$24.00, depending upon the play type selected and number of combinations covered.

(c) Players may make their PLAY 4 ticket selections by marking a play slip or by telling the retailer their desired selections.

1. There are five panels on a play slip. Players electing to use a play slip to make their PLAY 4 ticket selections must mark the play type, draw time, play amount, and number selection (or mark the "Quick Pick" box located at the bottom of each panel for the terminal to randomly select one (1) or more of the numbers) for each panel played. If the draw time is not marked, the ticket will automatically be entered into the next available draw. A "Void" box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel.

Players may mark the \$5 "Quick Picks" box to receive five (5) \$1.00 tickets each with one (1) set of four (4) randomly selected numbers (straight play) for the next PLAY 4 drawing, or may mark the \$10 "Quick Picks" box to receive ten (10) \$1.00 tickets, each with one (1) set of four (4) randomly selected numbers (straight play) for the next available PLAY 4 drawing. Players may mark Quick Picks in addition to panel plays.

Players must use only blue or black ink or pencil for making selections. Play slips must be processed by a retailer in order to obtain a ticket.

2. Players electing to make their PLAY 4 ticket selections by telling the retailer may specify the play type, draw time, play amount, and their desired number selections (or tell the retailer they desire to use the quick pick feature for the terminal to randomly select one (1) or more of the numbers). The terminal defaults to a \$1.00 straight play for the next available

draw if the play type, play amount, and draw time are not specified by the player in conjunction with the selection of the quick pick feature.

(d) A player who selects the combo play type and who elects to use the quick pick feature will not be able to select the total cost of the ticket. The total cost will be determined by whether the quick pick numbers selected by the terminal comprise a 4-way combo, 6-way combo, 12-way combo, or 24-way combo play type as described below.

(e) A player who selects the box play type or the straight/box play type and who elects to use the quick pick feature will not be able to select the type of box play. The type of box play will be determined by whether the quick pick numbers selected by the terminal comprise a 4-way box, 6-way box, 12-way box, or 24-way box combination as described in paragraph (1)(g) below.

(f) Players may play future consecutive midday, evening, or both drawings within a fourteen (14)-day period or non-consecutive drawings within a seven (7)-day period by using the "advance play" feature. To use the advance play feature, players may either mark the play slip or tell the retailer the advance play selections and draw times they desire. For purposes of this paragraph (1)(f), both a fourteen (14)-day and a seven (7)-day period begin on the date of the next available PLAY 4 drawing for the draw time selected and continue through the next thirteen (13)/six (6) consecutive days for the draw time selected. The advance play options are described more fully in subparagraphs 1. and 2. below.

1. Advance Play by Play Slip. Advance play selections made on a play slip are for consecutive drawings for the draw time(s) selected only. Players shall mark the number of consecutive drawings in the "Days" section and the desired draw time(s) in the "Draw Time" section of the play slip. The number of consecutive drawings marked will include the next available drawing for the draw time(s) selected and will apply to each panel (A-E) played. Advance play does not apply to Quick Picks.

a. If the midday (MID) box is selected, the ticket will be entered into the next available midday draw and consecutive midday draws through the selected number of days.

b. If the evening (EVE) box is selected, the ticket will be entered into the next available evening draw and consecutive evening draws through the selected number of days.

c. If the both (BOTH) box is selected, the ticket will be entered into the next available draw and consecutive midday and evening draws through the selected number of days.

2. Advance Play by Telling the Retailer. Players shall specify to the retailer their desired selections in one (1) of the following advance play parameters:

a. Any single day for the draw time(s) selected in a seven (7)-day period;

b. Any two (2) non-consecutive days for the draw time(s) selected in a seven (7)-day period;

c. Any two (2) or more consecutive days for the draw time(s) selected in a seven (7)-day period, not including the next available drawing.

d. Up to fourteen (14) consecutive days for the draw times selected, including the next available drawing.

(g) PLAY 4 can be played and won as follows:

1. "Straight" play. In a straight play, if a player's digits are drawn in the exact order as they were chosen by the player, the player wins \$2,500 for a 50-cent play or \$5,000 for a \$1.00 play.

2. "Box" play. A box play allows a player to win if the player's selections are drawn in any order.

a. A "4-way box" is a play in which the player has selected a number with three (3) identical digits. Therefore, the play involves four (4) combinations; for example, a 1112 box covers the combinations 1112, 1121, 1211 and 2111, and pays a winner \$599 for a 50-cent play or \$1,198 for a \$1.00 play.

b. A "6-way box" is a play in which the player has selected a number with pairs of two (2) unique digits. Therefore, the play involves six (6) combinations; for example, a 1122 box covers the combinations 1122, 1212, 1221, 2112, 2121, and 2211, and pays a winner \$400 for a 50-cent play or \$800 for a \$1.00 play.

c. A "12-way box" is a play in which the player has selected a number with two (2) identical digits. Therefore, the play involves twelve (12) combinations; for example, a 1123 box covers the combinations 1123, 1132, 1213, 1231, 1312, 1321, 2113, 2131, 2311, 3112, 3121, and 3211, and pays a winner \$200 for a 50-cent play or \$400 for a \$1.00 play.

d. A "24-way box" is a play in which the player has selected a number with four (4) unique digits. Therefore, the play involves twenty-four (24) combinations; for example, a 1234 box covers the combinations 1234, 1243, 1324, 1342, 1423, 1432, 2134, 2143, 2314, 2341, 2413, 2431, 3124, 3142, 3214, 3241, 3412, 3421, 4123, 4132, 4213, 4231, 4312, and 4321, and pays a winner \$100 for a 50-cent play or \$200 for a \$1.00 play.

3. "Straight and Box" play. A straight and box play combines a 50-cent straight play and a 50-cent box play for a \$1.00 play.

a. A "Straight and 4-way box" play pays a winner \$3,099 if a player's digits are drawn in the exact order as printed on the player's ticket, or \$599 if the player's digits are drawn in any other order.

b. A "Straight and 6-way box" play pays a winner \$2,900 if a player's digits are drawn in the exact order as printed on the player's ticket, or \$400 if the player's digits are drawn in any other order.

c. A "Straight and 12-way box" play pays a winner \$2,700 if a player's digits are drawn in the exact order as printed on the player's ticket, or \$200 if the player's digits are drawn in any other order.

d. A "Straight and 24-way box" play pays a winner \$2,600 if a player's digits are drawn in the exact order as printed on the player's ticket, or \$100 if the player's digits are drawn in any other order.

4. "Combo" play. A combo is a play covering all straight combinations of a four (4)-digit number and will cost \$2.00 to \$24.00 depending upon the amount played (50 cents or \$1.00) and the number of like digits in the four (4)-digit number selected.

a. A "4-way combo" is a play in which the player has selected a number with three (3) identical digits. The 4-way combo is comprised of four (4) straight play combinations; for example, a 1112 4-way combo covers the combinations 1112, 1121, 1211, and 2111 and pays a winner \$2,500 for a \$2.00 play or \$5,000 for a \$4.00 play.

b. A "6-way combo" is a play in which the player has selected a number with two (2) pairs of unique digits. The 6-way combo is comprised of six (6) straight play combinations; for example, a 1122 6-way combo covers the combinations 1122, 1212, 1221, 2112, 2121, and 2211, and pays a winner \$2,500 for a \$3.00 play or \$5,000 for a \$6.00 play.

c. A "12-way combo" is a play in which the player has selected a number with two (2) identical digits. The 12-way combo is comprised of twelve (12) straight play combinations; for example, a 1123 12-way combo covers combinations 1123, 1132, 1213, 1231, 1312, 1321, 2113, 2131, 2311, 3112, 3121, and 3211, and pays a winner \$2,500 for a \$6.00 play or \$5,000 for a \$12.00 play.

d. A "24-way combo" is a play in which the player has selected a number with four (4) unique digits. The 24-way combo is comprised of twenty-four (24) straight play combinations; for example, a 1234 24-way combo covers the combinations 1234, 1243, 1324, 1342, 1423, 1432, 2134, 2143, 2314, 2341, 2413, 2431, 3124, 3142, 3214, 3241, 3412, 3421, 4123, 4132, 4213, 4231, 4312, and 4321, and pays a winner \$2,500 for a \$12.00 play or \$5,000 for a \$24.00 play.

5. "Front Pair" play. A front pair play allows a player to select only two (2) digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two (2) digits as printed on the ticket match, in exact order, the first two (2) numbers drawn by the Lottery.

6. "Mid Pair" play. A mid pair play allows a player to select only two (2) digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two (2) digits as printed on the ticket match, in exact order, the middle two (2) numbers drawn by the Lottery.

7. "Back Pair" play. A back pair play allows a player to select only two (2) digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two (2) digits as printed on the ticket match, in exact order, the last two (2) numbers drawn by the Lottery.

(h) On occasion, increases in the prize amounts set forth in paragraph (1)(g) above will be offered for promotional purposes.

(i) A liability limit of \$5 million is established for PLAY 4. When the play of a particular four digit number for a drawing reaches the Lottery's PLAY 4 liability limit of \$5 million, no further ticket sales for any type of play that would involve that four digit number will be allowed for that drawing.

(2) PLAY 4 Drawings.

(a) PLAY 4 drawings are conducted twice daily.

(b) PLAY 4 drawings shall be public and witnessed by an accountant employed by an independent certified public accounting firm ("Accountant") who shall certify to the integrity, security, and fairness of each drawing.

(c) The equipment (ball set(s) and drawing machine(s)) used in a PLAY 4 drawing shall be determined by random selection and shall be inspected by an employee of the Florida Lottery's Security Division ("Draw Manager") and the Accountant before and after each drawing.

(d) The equipment shall be configured so that one ball is drawn from each of four units of balls numbered zero through nine.

(e) Once the ball set(s) has been selected and inspected, the selected drawing machine(s) shall be loaded by the Draw Manager, and the ball set(s) mixed by the action of an air blower.

(f) Four balls shall be drawn by vacuum action, one each into four separate display devices. The numbers shown on the four balls, after certification by the Draw Manager and the Accountant, shall be the official winning numbers for the drawing.

(g) In the event a malfunction in the drawing procedures occurs or the drawing equipment malfunctions, the Florida Lottery shall use such substitute procedures as are fair and effective to perform the drawing. Such substitute procedures shall be determined in consultation with the Accountant referred to in paragraph (2)(b). In using such substitute procedures the Florida Lottery shall strive to maintain the highest level of public confidence, security and integrity.

(h) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of official winning numbers.

(3) PLAY 4 Odds of Winning.

The odds of winning in PLAY 4 are as follows:

- (a) Straight 1 in 10,000
- (b) Box 4-Way 1 in 2,500
- (c) Box 6-Way 1 in 1,666.67
- (d) Box 12-Way 1 in 833.33
- (e) Box 24-Way 1 in 416.67
- (f) Straight/ Box 4-Way 1 in 10,000 and 1 in 2,500
- (g) Straight/ Box 6-Way 1 in 10,000 and 1 in 1,666.67
- (h) Straight/ Box 12-Way 1 in 10,000 and 1 in 833.33
- (i) Straight/ Box 24-Way 1 in 10,000 and 1 in 416.67

- (j) Combo 4-Way 1 in 2,500
- (k) Combo 6-Way 1 in 1,666.67
- (l) Combo 12-Way 1 in 833.33
- (m) Combo 24-Way 1 in 416.67
- (n) Front Pair 1 in 100
- (o) Middle Pair 1 in 100
- (p) Back Pair 1 in 100.

(4) PLAY 4 Rules and Prohibitions.

(a) By purchasing a PLAY 4 ticket a player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(b) PLAY 4 prize payments shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

(c) Tickets shall not be purchased by or sold to persons under the age of eighteen (18).

(d) Subject to a retailer's hours of operation and on-line system availability, PLAY 4 lottery tickets are available for purchase daily between the hours of 6:00 a.m. and midnight, Eastern Time (ET).

(e) The scheduled time for the daily PLAY 4 drawing is approximately 1:30 p.m. (ET) for the midday draw and 7:57 p.m., (ET) for the evening draw. Ticket sales for a specific PLAY 4 drawing will close approximately ten (10) minutes prior to that drawing. Any ticket sold after the close of game will be printed with the next available PLAY 4 draw date and time unless the player specifies another PLAY 4 draw date and time within the selection parameters.

(f) Retailer cancellations of PLAY 4 tickets can only be performed by the retailer who sold the ticket, using the selling terminal's optical mark reader, and within two (2) hours after printing, except that no PLAY 4 ticket shall be cancelled after close of game for the related drawing. The two (2)-hour ticket cancellation period may be reduced due to the selling retailer's hours of business operation, the hours of on-line system availability, or the time of the related PLAY 4 close of game.

(g) It is the responsibility of the player to determine the accuracy of the selected panels of numbers, draw date(s), draw time(s) and play types on tickets. In the event that a ticket given to the player by the retailer contains selections that are not consistent with the player's selections, it shall be the responsibility of the player to immediately advise the retailer of that fact. In such event and upon request of a player, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of a player by the "quick pick" method of number selection.

(5) This emergency rule replaces 53ER08-31, F.A.C.

Rulemaking Authority 24.105(2), 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.109(1), 24.115(1) FS. Law Implemented 24.105(2), 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.115(1), 24.116(1), 24.117(2), 24.124(1) FS. History--New 7-14-11, Replaces 53ER08-31.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: July 14, 2011

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER11-38
 RULE TITLE: POWERBALL® Advance Play

SUMMARY: This emergency rule sets forth the provisions for the reduction in the number of POWERBALL® drawings available for purchase starting July 20, 2011, and continuing through January 14, 2012.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-38 POWERBALL® Advance Play.

(1) Commencing after the POWERBALL draw break for the Wednesday, July 20, 2011, drawing and continuing through close of game on January 14, 2012, the number of consecutive POWERBALL drawings available for purchase will be reduced. The number of available drawings will be reduced from fifty two (52) to one (1) in accordance with the table set forth below ("Countdown"). Each advance play reduction will be effective on the Lottery's gaming system after the game close for each POWERBALL drawing occurring during the Countdown period, except that on January 14, 2012, there will be no POWERBALL drawings available for purchase after close of game through 12:00 midnight. The POWERBALL advance play Countdown is in preparation for the anticipated January 15, 2012, launch of the new POWERBALL On-line lottery game.

POWERBALL ADVANCE PLAY COUNTDOWN

<u>POWERBALL Drawing Date</u>	<u>Maximum Number of Drawing Available for Purchase</u>
<u>Wednesday, July 20, 2011</u>	<u>52</u>
<u>Saturday, July 23, 2011</u>	<u>51</u>
<u>Wednesday, July 27, 2011</u>	<u>50</u>
<u>Saturday, July 30, 2011</u>	<u>49</u>
<u>Wednesday, August 3, 2011</u>	<u>48</u>
<u>Saturday, August 6, 2011</u>	<u>47</u>
<u>Wednesday, August 10, 2011</u>	<u>46</u>
<u>Saturday, August 13, 2011</u>	<u>45</u>
<u>Wednesday, August 17, 2011</u>	<u>44</u>
<u>Saturday, August 20, 2011</u>	<u>43</u>
<u>Wednesday, August 24, 2011</u>	<u>42</u>
<u>Saturday, August 27, 2011</u>	<u>41</u>
<u>Wednesday, August 31, 2011</u>	<u>40</u>
<u>Saturday, September 3, 2011</u>	<u>39</u>
<u>Wednesday, September 7, 2011</u>	<u>38</u>
<u>Saturday, September 10, 2011</u>	<u>37</u>
<u>Wednesday, September 14, 2011</u>	<u>36</u>
<u>Saturday, September 17, 2011</u>	<u>35</u>
<u>Wednesday, September 21, 2011</u>	<u>34</u>
<u>Saturday, September 24, 2011</u>	<u>33</u>
<u>Wednesday, September 28, 2011</u>	<u>32</u>

<u>Saturday, October 1, 2011</u>	<u>31</u>
<u>Wednesday, October 5, 2011</u>	<u>30</u>
<u>Saturday, October 8, 2011</u>	<u>29</u>
<u>Wednesday, October 12, 2011</u>	<u>28</u>
<u>Saturday, October 15, 2011</u>	<u>27</u>
<u>Wednesday, October 19, 2011</u>	<u>26</u>
<u>Saturday, October 22, 2011</u>	<u>25</u>
<u>Wednesday, October 26, 2011</u>	<u>24</u>
<u>Saturday, October 29, 2011</u>	<u>23</u>
<u>Wednesday, November 2, 2011</u>	<u>22</u>
<u>Saturday, November 5, 2011</u>	<u>21</u>
<u>Wednesday, November 9, 2011</u>	<u>20</u>
<u>Saturday, November 12, 2011</u>	<u>19</u>
<u>Wednesday, November 16, 2011</u>	<u>18</u>
<u>Saturday, November 19, 2011</u>	<u>17</u>
<u>Wednesday, November 23, 2011</u>	<u>16</u>
<u>Saturday, November 26, 2011</u>	<u>15</u>
<u>Wednesday, November 30, 2011</u>	<u>14</u>
<u>Saturday, December 3, 2011</u>	<u>13</u>
<u>Wednesday, December 7, 2011</u>	<u>12</u>
<u>Saturday, December 10, 2011</u>	<u>11</u>
<u>Wednesday, December 14, 2011</u>	<u>10</u>
<u>Saturday, December 17, 2011</u>	<u>9</u>
<u>Wednesday, December 21, 2011</u>	<u>8</u>
<u>Saturday, December 24, 2011</u>	<u>7</u>
<u>Wednesday, December 28, 2011</u>	<u>6</u>
<u>Saturday, December 31, 2011</u>	<u>5</u>
<u>Wednesday, January 4, 2012</u>	<u>4</u>
<u>Saturday, January 7, 2012</u>	<u>3</u>
<u>Wednesday, January 11, 2012</u>	<u>2</u>
<u>Saturday, January 14, 2012</u>	<u>1 (through close of game)</u>

(2) In the event the new POWERBALL game launches after January 15, 2012, the above advance play Countdown schedule will apply, except that the number of drawings available for purchase for each Wednesday and Saturday POWERBALL drawing occurring after January 15, 2012, will remain at one (1) through close of game on the date of the last POWERBALL drawing prior to the launch of the new POWERBALL game. There will be no POWERBALL drawings available after close of game through 12:00 midnight on the date of the last POWERBALL drawing prior to the launch of the new POWERBALL game.

(3) To use the advance play feature, players may either mark an available number of drawings desired in the Advance Play section of a play slip or tell the retailer their desired number of consecutive advance drawings. The number of consecutive advance drawings selected shall apply to each panel played.

(4) This emergency rule shall supersede paragraph 53ER09-52(2)(e), F.A.C.

Rulemaking Authority 24.105(9)(a), (h), 24.109(1) FS. Law Implemented 24.105(9)(a), (h) FS. History—New 7-19-11.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: July 19, 2011

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on July 12, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Crestview Police Department on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the firearms instructor who supervised the requalification shoots was not CJSTC certified at the time. Petitioner states that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructor had not completed CJSTC firearms instructor certification prior to supervising the firearm requalifications.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302 or by telephoning (850)410-7676.

NOTICE IS HEREBY GIVEN that on July 15, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Gadsden County Sheriff's Office on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the firearms instructor who supervised the requalification shoots was not CJSTC certified at the time. Petitioner states that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructor had not completed CJSTC firearms instructor certification prior to supervising the firearm requalifications.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302 or by telephoning (850)410-7676.

NOTICE IS HEREBY GIVEN that on July 15, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Pembroke Pines Police Department on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the firearms instructors who supervised the requalification shoots were not CJSTC certified at the time. Petitioner states that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors had not completed CJSTC firearms instructor certification prior to supervising the firearm requalifications.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302 or by telephoning (850)410-7676.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on July 19, 2011, the South Florida Water Management District (District), received a petition for waiver from Miami-Dade County Parks and Recreation Department, Application No. 09-0311-5, for utilization of Works or Lands of the District known as the C-9 Canal for a new shared-use trail, landscaping, shelters with appurtenances, signage and access control features (fencing, bollards, vehicular gates and guardrailings) within the south right of way of C-9 beginning at the Florida Turnpike and ending at Miami Gardens Drive, Sections (multiple), Township 51 & 52 South, Range 41 & 42 East, Miami-Dade County. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which prohibits the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of canal bank within Works or Lands of the District, and paragraph 40E-6.221(2)(j), Florida Administrative Code, which prohibits the placement of permanent and/or semi-permanent above-ground structures within designated equipment staging areas within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail: jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the: South Florida Water Management District, 3301 Gun Club Road, MSC 1414, West Palm Beach, FL 33406, Attention: Juli Russell, Office of Counsel.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Spectrum Building, filed April 18, 2011, and advertised in Vol. 37, No. 18, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, 3.3.2 and 2.7.4 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations, platform guards and restricted door openings until January 1, 2012, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-116).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Park Ryal Psychiatric Hospital, filed April 18, 2011, and advertised in Vol. 37, No. 18, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4 and 8.11.2.1.3(cc)1&3 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires suspension and governor ropes be no less than 9.5 mm because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-117).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from FAMU Sampson Hall, filed April 18, 2011, and advertised in Vol. 37, No. 18, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.4.1.5 and 2.15.9.2 ASME A17.1, 2007 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires the pit be 5' deep because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-118).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from FAMU Sampson Hall, filed April 18, 2011, and advertised in Vol. 37, No. 18, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.10.2.1 and 2.4.6.2(c) ASME A17.1, 2000 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a 42" high handrail because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-119).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from FAMU Young Hall, filed April 18, 2011, and advertised in Vol. 37, No. 18, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.4.1.5 and 2.15.9.2 ASME

A17.1, 2007 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a 5' deep pit because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-120).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from FAMU Young Hall, filed April 18, 2011, and advertised in Vol. 37, No. 18, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.10.2.1 and 2.4.6.2(c) ASME A17.1, 2000 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a 42" high handrail because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-121).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Tampa Theatre Office Building, filed April 19, 2011, and advertised in Vol. 37, No. 18, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until December 31, 2014, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-124).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Regency Square, filed April 21, 2011, and advertised in Vol. 37, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.7.4 and 3.3.2 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires platform guards and restricted door openings until April 21, 2014, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-133).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Pipers Ten Condo Assoc., filed April 22, 2011, and advertised in Vol. 37, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.1(a)(2) ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires two-way communication until June 1, 2016, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-135).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Pendleton School, filed April 26, 2011, and advertised in Vol. 37, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4 and 2.24.2.1 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a 9.5 mm steel rope

and a metallic sheave because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-136).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Winter Park Professional Building, filed June 7, 2011, and advertised in Vol. 37, No. 24, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, 3.10.4(u), 3.3.2 and 2.7.4 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations, emergency stop switch, platform guards and restricted door openings until June 2, 2014, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-196).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Crosswinds Colony One Condo Assoc., filed June 10, 2011, and advertised in Vol. 37, No. 25, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 8.6.5.8 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a safety bulkhead on the bottom of the hydraulic jack until February 1, 2014, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-199).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Forestbrook I Assoc., filed June 10, 2011, and advertised in Vol. 37, No. 25, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until June 30, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-201).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on July 6, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Rivergate Tower, filed June 13, 2011, and advertised in Vol. 37, No. 25, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.8.1 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that restricts the installation of electrical equipment and wiring because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-202).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On July 19, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Children's Health Center, filed June 24, 2011, and advertised in Vol. 37, No. 27, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, 3.10.4(t) and 2.7.4 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by

paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations, keyed stop switch and restricted door openings until August 1, 2012, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-216).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On July 19, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from UF Research & Academic Center, filed June 27, 2011, and advertised in Vol. 37, No. 27, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4 and 2.24.2.1 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires the use of 9.5 mm steel rope and a metallic sheave because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-217).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On July 19, 2011 the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Fleur De Lis Condo Assoc., filed June 20, 2011, and advertised in Vol. 37, No. 26, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by Rule 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until June 1, 2016, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-213).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on July 6, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Tampa Racquet Club Condo. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-230).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on July 11, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Steiner Stone LLC. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-232).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on July 12, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Columbia Hospital. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-233).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on June 17, 2011, the Department received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2001 FDA Food Code from Yogulala located in Cutler Bay, FL. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the 3-compartment and handwashing sinks.

The Petition for this variance was published in Vol. 37, No. 26 on July 1, 2011. The Order for this Petition was signed on July 7, 2011, and after a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tanks for the handwash and three-compartment sinks are emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink is provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@DBPR.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN that on July 5, 2011, the Board of Accountancy, received a petition for Brian Sullivan, seeking a variance or waiver of paragraphs 61H1-27.0041(1)(b) and (c), Florida Administrative Code. Paragraph (1)(b) of the rule, lists the requirements for work experience supervision as the subjection of the applicant, during employment, to oversight, guidance and evaluation by a supervisor who had the right to control and direct the applicant as to the result to be accomplished by the work and also as to the means by which the result was to be accomplished. Paragraph (1)(c) of the rule, lists the requirements for work experience supervisor as a licensed certified public accountant in good standing with any regulating body or a chartered accountant recognized by the International Qualifications Appraisal Board (IQAB). Petitioner is also seeking a variance of waiver of subsection 61H1-27.0041(2), F.A.C., which requires that one year of work experience shall be held and understood to mean the rendition of services such as are customarily performed by full-time, regularly employed staff employees of a certified public

accountant during the normal workweek as required by the employing certified public accountant, commencing after the completion of the educational requirements set forth in subsection 61H1-27.002(3), F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on July 18, 2011, the Board of Medicine, received a petition for waiver or variance filed by Shimareet Kumar, M.D., from subsection 64B8-4.009(5), F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with the: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

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

The Board of Optometry hereby gives notice: that the Board of Optometry has issued an Order to Grant on the Amended Petition for Waiver or Variance filed on May 2, 2011, by Gary Leesue, O.D. The following is a summary of the agency's disposition of the petition. The Notice of Petition for Variance was published in Vol. 37, No. 19, May 13, 2011, Florida Administrative Weekly. The petition seeks a variance from Rule 64B13-4.002, F.A.C., with regard to an extension of time to allow a second retake due to the dates of the tests not being within the two year period by one and one-half weeks. The Board considered the petition at its meeting held on June 8, 2011, by telephone conference. The Board's Order, filed on July 5, 2011, approved to issue a waiver or variance in response to this petition because it would violate principles of fairness to deny the Petitioner to retake the examination.

A copy of the Order or additional information may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

The Board of Optometry hereby gives notice: that the Board of Optometry has issued an Order to Grant on the Petition for Waiver or Variance filed on April 14, 2011, by Rachel de la Riva Marcy, O.D. The Notice of Petition for Variance was published in Vol. 37, No. 17, April 29, 2011, Florida Administrative Weekly. The petition seeks a variance from Rule 64B13-4.002, F.A.C., with regard to an extension of time to allow a second retake due to the dates of the tests not

being within the two year period by only 12 days. The Board considered the petition at its meeting held on June 8, 2011, by telephone conference. The Board's Order, filed on July 5, 2011, approved to issue a waiver or variance in response to this petition because it would violate principles of fairness to deny Petitioner a retake of the examination when the deadline was affected by the date the exam was scheduled.

A copy of the Order or additional information may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

The Board of Optometry hereby gives notice:

that the Board of Optometry has issued an Order to Grant on the Petition for Waiver or Variance filed on May 5, 2011, by Lieta Diaz Padron, O.D. The Notice of Petition for Variance was published in Vol. 37, No. 20, May 20, 2011, Florida Administrative Weekly. The petition seeks a variance from Rule 64B13-4.002, F.A.C., with regard to an extension of time to allow a second retake due to the dates of the tests not being within the two year period by 13 days. The Board considered the petition at its meeting held on June 8, 2011, by telephone conference. The Board's Order, filed on July 5, 2011, approved to issue a waiver or variance in response to this petition because it would violate principles of fairness to deny Petitioner a retake of the examination when the deadline was affected by the date the exam was scheduled.

A copy of the Order or additional information may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

The Board of Optometry hereby gives notice:

that the Board of Optometry has issued an Order to Grant on the Petition for Waiver or Variance filed on April 12, 2011, by Ann Morgan Tarter, O.D. The Notice of Petition for Variance was published in Vol. 37, No. 17, April 29, 2011, Florida Administrative Weekly. The petition seeks a variance from Rule 64B13-4.001, F.A.C., with regard to the licensure requirement of Rule 64B13-4.001, F.A.C., that applicants submit scores on the national licensing exam taken no longer than 5 years prior to application. The Board considered the petition at its meeting held on June 8, 2011, by telephone conference. The Board's Order, filed on July 5, 2011, approved to issue a waiver or variance in response to this petition because it would violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

The Board of Optometry hereby gives notice:

that the Board of Optometry has issued an Order to Grant on the Petition for Waiver or Variance filed on April 12, 2011, by Kristine-Hue T. Van, O.D. The Notice of Petition for Variance was published in Vol. 37, No. 17, April 29, 2011, Florida Administrative Weekly. The petition seeks a variance from Rule 64B13-4.002, F.A.C., with regard to an extension of time to allow a second retake due to the dates of the tests not being within the two year period by only 12 days. The Board considered the petition at its meeting held on June 8, 2011, by telephone conference. The Board's Order, filed on July 5, 2011, approved to issue a waiver or variance in response to this petition because it would violate principles of fairness to deny Petitioner a retake of the examination when the deadline was affected by the date the exam was scheduled.

A copy of the Order or additional information may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

NOTICE IS HEREBY GIVEN that on July 5, 2011, the Department of Health, Bureau of Radiation Control, received a petition for variance from the Collier County Sheriff's Office. The petitioner is seeking a variance from subparagraph 64E-5.502(1)(a)6., F.A.C., which prohibits individuals from being exposed to radiation from an x-ray machine for training, demonstration or other purposes unless there are also medical requirements and a proper prescription has been provided.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Don Steiner, Environmental Administrator, Bureau of Radiation Control, Radiation Machine Program, 705 Wells Road, Suite 300, Orange Park, Florida 32073, (904)278-5730. Comments on this petition should be filed with the Bureau of Radiation Control within 14 days of this notice.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN that on July 8, 2012, the Department of Children and Families, received a petition for waiver of subparagraph 65C-13.030(5)(j)3., Florida Administrative Code, from Geoff and Donna Butler. Subparagraph 65C-13.030(5)(j)3., F.A.C., which provides that a caregiver in a licensed foster home may not have a DUI-related driving offenses within the past five years.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

FISH AND WILDLIFE CONSERVATION COMMISSION

NOTICE IS HEREBY GIVEN that on July 5, 2011, the Florida Fish and Wildlife Conservation Commission, received a petition for a variance from the Additional Specifications for Information, Danger, and Regulatory Markers rule (subsection 68D-23.109(3), Florida Administrative Code), which requires the size of a sign used for information, danger, or regulatory markers on the waterway shall be no smaller than three feet by three feet. The petition was submitted by the Florida Fish and Wildlife Conservation Commission, Office of Recreation Services and seeks a permanent variance from the size restriction for signs posting paddling trails. Signs installed to mark a paddling trail are generally located on narrow, twisting waterways inaccessible to or less often used by motorized vessels but which appeal to small, non-motorized boats such as canoes and kayaks. The signs convey information such as the paddling trail direction or campsite locations. Petitioner requests that a permanent variance be granted which allows for smaller information signs to be permitted to mark paddling trails as follows:

9" x 12" size signs posted on waterways less than 30' wide

15" x 20" size signs posted on waterways more than 30' wide

Comments regarding the petition will be accepted for no more than 14 days from the date of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Captain Richard Moore, Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement, Boating and Waterways Section, 620 South Meridian Street, Tallahassee, FL 32399-1600, (850)488-5600 or Richard.Moore@myfwc.com.

Section VI Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

State Board of Administration

Division of Bond Finance

Financial Services Commission:

Office of Insurance Regulation

Office of Financial Regulation

Agency for Enterprise Information Technology

Department of Veterans' Affairs

Department of Highway Safety and Motor Vehicles

Department of Law Enforcement

Department of Revenue

Administration Commission

Florida Land and Water Adjudicatory Commission

Board of Trustees of the Internal Improvement Trust Fund

Department of Environmental Protection

DATE AND TIME: August 16, 2011, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Regular scheduled meeting of the Governor and Cabinet to act on all executive branch matters provided by law and to act on any agendas submitted for their consideration. The Governor and Cabinet will proceed through each agenda, item by item.

The **State Board of Administration** will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; reports on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968.

The **Division of Bond Finance** of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The **Financial Services Commission** will take action on matters duly presented on its agenda which may include, but not be limited to; matters relating to rulemaking for all activities of the **Office of Insurance Regulation** concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and matters related to rulemaking for all activities of the **Office of Financial Regulation** relating to the regulation of banks, credit unions, other financial institutions, finance companies, retail installment sales providers, title loan lenders, collection agencies, mortgage brokers, mortgage lenders, certified capital companies, money services businesses, and the securities industry.

The **Agency for Enterprise Information Technology** will take action on matters duly presented on its agenda which may include, but not be limited to, the presentation and approval of the Agency's Annual Operational Work Plan as well as matters relating to rulemaking for all activities of the Agency.

The **Department of Veterans' Affairs** will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S.

The **Department of Highway Safety and Motor Vehicles** will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The **Department of Law Enforcement** will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The **Department of Revenue** will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, administrative procedure matters, and consideration of other matters within its authority.

The **Administration Commission** will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to various statutes including Chapters 110, 215 and 216, F.S.

The **Florida Land and Water Adjudicatory Commission** will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The **Board of Trustees of the Internal Improvement Trust Fund** will take action on matters for which it is responsible pursuant to law (including duties pursuant to Title 18 of the Florida Statutes and Title 18 of the Florida Administrative Code) and that are duly presented on its agenda, which may include such matters as aquacultural issues as presented by the Division of Aquaculture in the Department of Agriculture and Consumer Services; mineral leases or sales; state or sovereign land leases, sales, exchanges, dedications, and easements; conservation and preservation lands and other land purchases; land planning matters and other matters within its authority.

The **Department of Environmental Protection** will present for consideration those matters required by law to be reviewed by the Governor and Cabinet, sitting as the Siting Board, which may include, but are not limited to siting of power plants and electric and natural gas transmission lines.

A copy of any of the above agendas submitted to the Governor and Cabinet for this meeting may be obtained by viewing the website of the Governor and Cabinet at <http://www.myflorida.com/myflorida/cabinet/> or by contacting each individual agency.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to provide at least 48 hours' notification before the meeting by contacting the Governor's Cabinet Affairs Office, (850)488-5152.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: August 10, 2011, 1:00 p.m. – 4:30 p.m.

PLACE: Florida Fruit & Vegetable Association Conference Room, 800 Trafalgar Court, Maitland, Florida 32794-8153

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Agriculture and Consumer Services announces a meeting of the Florida Emergency Food Assistance Program Advisory Board. The purpose of this meeting is to discuss Florida's Emergency Food Assistance Program.

A copy of the agenda may be obtained by contacting: Andy Windsor, 407 S. Calhoun Street, 2nd Floor, Tallahassee, Florida 32399-0800.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Andy Windsor, 407 S. Calhoun Street, 2nd Floor, Tallahassee, Florida 32399-0800. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF EDUCATION

The **Department of Education**, Charter School Appeal Commission announces a hearing to which all persons are invited.

DATE AND TIME: August 19, 2011, 10:00 a.m. – completion

PLACE: Florida Department of Education, 325 W. Gaines Street, Conference Room 1721-25, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Charter School Appeal Commission will hear the termination of The Learning Place Academy Charter School vs. The School Board of Lee County.

A copy of the agenda may be obtained by contacting: The Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399 or by phone at (850)245-0502.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 days before the workshop/meeting by contacting: The Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399 or by phone at (850)245-0502. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399 or by phone at (850)245-0502.

The **Florida Rehabilitation Council (FRC)**, Quarterly Meeting announces a public meeting to which all persons are invited.

DATES AND TIME: August 17-19, 2011, 8:00 a.m. – close of the meeting

PLACE: Crowne Plaza, 1601 Belvedere Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida Rehabilitation Council.

Any interested parties that need further information may contact: Paige Sharpton at (850)245-3397.

For appeal process see Section 286.0105, Florida Statutes.

Please note that committees of the Florida Rehabilitation Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at: www.rehabworks.org at least seven days before the meeting. Persons who want to be notified of such meetings may request to be put on a mailing list by writing to Paige Sharpton at the Council's address.

A copy of the agenda may be obtained by contacting: The FRC at (850)245-3397.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3-5 days before the workshop/meeting by contacting: The FRC at (850)245-3397. 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 **Education Practices Commission** announces a hearing to which all persons are invited.

DATES AND TIME: A Teacher Hearing Panel, August 4-5, 2011, 9:00 a.m. or as soon thereafter as can be heard

PLACE: Senate Office Building (Room 401), 404 South Monroe Street, Tallahassee, Florida 32399, (850)245-0455

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

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: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Lisa Forbess or Kathleen M. Richards at (850)245-0455.

The **Center for Urban Transportation Research** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 10, 2011, 1:30 p.m.

PLACE: CUTR Building, University of South Florida, 4202 East Fowler Avenue, CUT100, Tampa, FL 33620

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the CUTR Advisory Board.

A copy of the agenda may be obtained by contacting: Kelly Douglass, (813)974-3120.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Florida Building Commission**, "the Commission" announces a public meeting to which all persons are invited.

DATES AND TIME: August 8, 2011, 1:00 p.m. – completion; August 9, 2011, 9:00 a.m.

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida, (407)996-9840

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Monday, August 8, 2011

1:00 p.m. Florida Building Code System Assessment Workshop III

Tuesday, August 9, 2011

9:00 a.m. Plenary session meeting of the Florida Building Commission

Review and Approve Agenda
 Review and Approve the June 7, 2011 Meeting Minutes and Facilitator’s Report; and, the July 11, 2011 Conference Call Meeting Summary Report
 Chair’s Discussion Issues and Recommendations
 Update of the Commission Workplan

Consider Accessibility Waiver Applications:

Warging Enterprises LLC, 25340 West Newberry Road, Newberry, FL
 Kalex Construction & Development, 6840 N.W. 77th Court, Miami, FL
 The Gallery, 701 E. New Haven Avenue, Melbourne, FL
 Ocean Breeze Hotel, 6600 Collins Avenue, Miami Beach, FL
 Engineering Building II, 3820 USF Alumni Drive, Tampa, FL
 Barry University Health and Sports Center Bleacher Renovation, 11300 N.E. 2nd Avenue, Miami Shores, FL
 Science Classroom Complex, FIU, 11200 S.W. 8th Street, Miami, FL
 Chi Omega Sorority House, 601 West Jefferson Street, Tallahassee, FL
 Amnesia, 136 Collins Avenue, Miami Beach, FL
 Madewell, 714 Lincoln Road, Miami Beach, FL
 Liquor Lofts, 1717 West Tennessee Street, Tallahassee, FL
 Dmitri’s Artisan Sandwiches, 790 South Atlantic Avenue, Ormond Beach, FL
 Sherbrooke Apartments, Inc., 901 Collins Avenue, Miami Beach, FL
 Consider Applications for Product and Entity Approval and Consider Revocations
 Consider Applications for Accreditor and Course Approval

Consider Binding Interpretations:

Consider Petitions for Declaratory Statement:

Second Hearing- (None)
 First Hearing- (None)
 Consider other Legal and Legislative Issues

Consider Committee Reports and Recommendations:

Building Code System Assessment Workshops III
 Education POC
 Product Approval POC
 Rule Adoption Hearing Rule 9N-1, 2010, F.A.C., Florida Building Code
 Rule Adoption Hearing Rule 9N-4, 2012, F.A.C., Florida Accessibility Code for Building Construction (If requested)

Consider Next Steps for Adoption and Publication of the Codes and Authorization for Secretary Buzzett to Sign Contracts on Behalf of the Commission

Commission Member Comments and Issues

General Public Comment

Adjourn Plenary Session

A copy of the agenda may be obtained by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call: (850)487-1824 or Fax: (850)414-8436, or see the Commission’s website: www.floridabuilding.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call: (850)487-1824 or Fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, call: (850)487-1824, Fax: (850)414-8436, or see the Commission’s website: www.floridabuilding.org.

DEPARTMENT OF LAW ENFORCEMENT

The **Criminal and Juvenile Justice Information Systems (CJJIS) Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 25, 2011, 8:30 a.m.

PLACE: Florida Department of Law Enforcement Headquarters, 2331 Phillips Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Various topics related to the criminal justice community. Topics include, but not limited to, the Council’s strategic plan, discussion of HB 5401 as it relates to the statute table and the CJJIS Council, national criminal justice projects, electronic license plate enforcement and facial recognition.

A copy of the agenda may be obtained by contacting: Rachel Truxell, (850)410-7116 or racheltruxell@fdle.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Rachel Truxell, (850)410-7116 or racheltruxell@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rachel Truxell, (850)410-7116 or racheltruxell@fdle.state.fl.us.

The Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 31, 2011, 1:00 p.m.

PLACE: Florida Department of Law Enforcement, Tampa Bay Regional Operations Center, 4211 North Lois Avenue, Tampa, Florida, 33614, (813)878-7300

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Examiners Commission Meeting

A copy of the agenda may be obtained by contacting: Bureau Chief Glen Hopkins at (850)410-8600.

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: Medical Examiners Commission Staff at (850)410-8600. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Medical Examiners Commission Staff, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: August 11, 2011, 8:30 am.

PLACE: Florida Department of Transportation, Burns Building Auditorium, 605 Suwannee St., Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or persons under the provisions of Chapter 316, Florida Statutes, relating to weights imposed on the

highway by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations.

A copy of the agenda may be obtained by contacting: Sharon Day, Executive Assistant, Commercial Motor Vehicle Review Board, Rhyne Building, Traffic Engineering and Operations Office, 2740 Centerview Dr., Tallahassee, FL 32301

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: Sharon Day, Executive Assistant. 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 Florida **Department of Transportation**, District Five announces a public hearing to which all persons are invited.

DATE AND TIMES: August 18, 2011, Open House: 5:30 p.m. – 7:30 p.m.; Presentation: 6:15 p.m.

PLACE: Altamonte Springs City Hall, 225 Newburyport Avenue, Altamonte Springs, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: FM Project: 238002-3-52, SR 436 at Robin Road – Turn Lane and Median Modifications. To correct a crash trend, the westbound directional median opening at Robin Road will be closed. The project will also extend the eastbound left turn lane at the signal serving the shopping plaza just east of Robin Road.

A copy of the agenda may be obtained by contacting: A flyer will be distributed at the hearing and also mailed to affected property owners.

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: Ms. Bonnie Pfunter, Public Information Officer, at (850)556-3485 or bpfuntner@lpagroup.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Angela Wilhelm, (386)943-5333, angela.wilhelm@dot.state.fl.us.

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

The Florida **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 7, 2011, 6:30 p.m. – 9:30 p.m.

PLACE: University of Miami, Rosenstiel School of Marine and Atmospheric Science Auditorium, 4600 Rickenbacker Causeway, Miami FL 33149

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to receive public comment on the draft Biscayne Bay Aquatic Preserves Management Plan.

A copy of the draft plan will be available for viewing starting July 29, 2011 at www.dep.state.fl.us/coastal. The Biscayne Bay Aquatic Preserves Advisory Committee will be participating.

A copy of the agenda may be obtained by contacting: Aquatic Preserve Manager, Pamela Sweeney by e-mail: Pamela.Sweeney@dep.state.fl.us by phone: (305)795-3486, or by mail: Biscayne Bay Environmental Center, 1277 N.E. 79th Street Causeway, Miami, FL 33138-4206.

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: Aquatic Preserve Manager, Pamela Sweeney at (305)795-3486. 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 Florida **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 8, 2011, 10:00 a.m. – 3:00 p.m.

PLACE: University of Miami, Rosenstiel School of Marine and Atmospheric Science Seminar Room, 4600 Rickenbacker Causeway, Miami, FL 33149

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is for the members of the Advisory Committee to discuss the revision of the Biscayne Bay Aquatic Preserves Management Plan.

A copy of the agenda may be obtained by contacting: Aquatic Preserve Manager, Pamela Sweeney by e-mail: Pamela.Sweeney@dep.state.fl.us, by phone: (305)795-3486 or by mail: Biscayne Bay Environmental Center, 1277 N.E. 79th Street Causeway, Miami, FL 33138-4206.

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: Aquatic Preserve Manager, Pamela Sweeney at (305)795-3486. 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).

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a status conference in the following docket to which all persons are invited.

DATE AND TIME: Monday, August 8, 2011, 9:30 a.m.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No.100437-EI – Examination of the outage and replacement fuel/power costs associated with the CR3 steam generator replacement project, by Progress Energy Florida, Inc.

The purpose of the conference is to discuss the scope of the docket and the case schedule. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this conference. For questions, contact Commission staff, Lisa Bennett at (850)413-6230.

Emergency Cancellation of STATUS CONFERENCE: If a named storm or other disaster requires cancellation of the conference, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the conference will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

In accordance with the American with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service.

REGIONAL PLANNING COUNCILS

The **West Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: Monday, August 15, 2011, 4:00 p.m.; Executive Committee Meeting, 3:00 p.m.

PLACE: Crestview City Hall, 198 North Wilson Street, Crestview, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Council and the above referenced Committee.

A copy of the agenda may be obtained by contacting: Deb Brown at (850)332-7976, ext. 235.

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: WFRPC at (850)332-7976. If you are hearing or

speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Terry Joseph, Executive Director at terry.joseph@wfrpc.org.

The Holmes and Washington County Transportation Disadvantaged Local Coordinating Board announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 16, 2011, 10:00 a.m.

PLACE: Holmes County Commission Chambers, 107 E. Virginia Avenue, Bonifay, FL 32425

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Local Coordinating Quarterly Board Meeting.

Agendas will be available one week prior to the meeting at www.wfrpc.org/holmestd and/or www.wfrpc.org/washtd.

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: Amy Brown, e-mail: amy.brown@wfrpc.org or 1(800)226-8914, ext. 281. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Julia Pearsall at julia.pearsall@wfrpc.org or 1(800)226-8914, ext. 231.

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: August 11, 2011, 10:00 a.m.

PLACE: Florida Gas, 5030 U.S. Highway 129, Trenton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida (District 3) Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Dwayne Mundy, Public Safety and Regulatory Compliance Program Director, North Central Florida Regional Planning Council, 2009 N.W. 67 Place, Gainesville, FL 32653.

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 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: August 11, 2011, 1:00 p.m.

PLACE: Florida Gas, 5030 U.S. Highway 129, Trenton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Hazardous Materials Response Team Policy Board.

A copy of the agenda may be obtained by contacting: Dwayne Mundy, Public Safety and Regulatory Compliance Program Director, North Central Florida Regional Planning Council, 2009 N.W. 67 Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The Northeast Florida Regional Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 10, 2011, 10:00 a.m.

PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting of the Northeast Florida Regional Council Local Emergency Preparedness Committee. Notice is also given that one or more members of Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and/or speak at this meeting.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Bonnie Magee, (904)279-0880. If you are hearing

or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Jason Taylor (jtaylor@nefrc.org) or Bonnie Magee (bmagee@nefrc.org) or by calling (904)279-0880.

The **Baker County Transportation Disadvantaged Local Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 18, 2011, 10:00 a.m.

PLACE: Baker County Commission Building, 55 North 3rd Street, Macclenny, Florida 32063

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting.

A copy of the agenda may be obtained by contacting: Ed Lehman at elehman@nefrc.org or (904)279-0880.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Bonnie Magee at bmagee@nefrc.org or (904)279-0880. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: the Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216 or (904)279-0880.

The **Northeast Florida Regional Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 18, 2011, 2:00 p.m.

PLACE: Council on Aging, 1367 South 18th Street, Fernandina Beach, Florida 32034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Meeting of the Nassau County Transportation Disadvantaged Local Coordinating Board.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, (904)279-0880.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Northeast Florida Regional Council, (904)279-0880. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: the Northeast Florida Regional Council, (904)279-0880.

The **Tampa Bay Regional Planning Council**, Agency on Bay Management announces a public meeting to which all persons are invited.

DATE AND TIME: August 11, 2011, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Agency on Bay Management.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Wren Krahl, (727)570-5151, ext. 22. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Suzanne Cooper, (727)570-5151, ext. 32.

The District XI, **Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 24, 2011, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the LEPC's ongoing regional hazardous materials training and planning activities for FY 11-12.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), visiting the LEPC website (www.sfrpc.com/lepc.htm) or by calling (954)985-4416 in Broward or 1(800)985-4416 toll-free statewide.

WATER MANAGEMENT DISTRICTS

The **Southwest Florida Water Management District (SWFWMD)** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 8, 2011, 9:00 a.m.

PLACE: SWFWMD Tampa Service Office, 7601 U.S. Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting: Consider SWFWMD business and administrative matters including discussion of the salary and

benefits analysis and executive director recruitment. Some Board members may participate in the meeting via communications media technology.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211

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: SWFWMD Human Resources Director at 1(800)423-1476 (FL only) or (352)796-7211, x4702; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: LuAnne.Stout@watermatters.org 1(800)423-1476 (FL only) or (352)796-7211, x4605 (Ad Order EXE0158).

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 9, 2011, 9:00 a.m.

PLACE: SWFWMD Tampa Service Office, 7601 U.S. Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting: Consider SWFWMD business and administrative matters including discussion of the salary and benefits analysis and executive director recruitment. Some Board members may participate in the meeting via communications media technology.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Director at 1(800)423-1476 (FL only) or (352)796-7211, x4702; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: LuAnne.Stout@watermatters.org 1(800)423-1476 (FL only) or (352)796-7211, x4605 (Ad Order EXE0159).

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 11, 2011, 9:00 a.m.

PLACE: SWFWMD Tampa Service Office, 7601 U.S. Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting: Consider SWFWMD business and administrative matters including discussion of the salary and benefits analysis and executive director recruitment. Some Board members may participate in the meeting via communications media technology.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Director at 1(800)423-1476 (FL only) or (352)796-7211, x4702; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: LuAnne.Stout@watermatters.org 1(800)423-1476 (FL only) or (352)796-7211, x4605 (Ad Order EXE0157).

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

DATE AND TIME: Thursday, August 18, 2011, 6:00 p.m. – 8:00 p.m.

PLACE: City of Avon Park, Council Chambers, 123 East Pine Street, Avon Park, Florida 33825

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public information meeting to discuss implementation of stormwater treatment projects along the western shores of Lake Isis and Lake Tulane in Highlands County, Florida.

A copy of the agenda may be obtained by contacting: Michael Peck, Staff Engineer with the District at (352)796-7211, extension 4404 or Manny Lopez, Senior Environmental Scientist with the District at (352)796-7211, extension 4270.

For more information, you may contact: (352)796-7211 or 1(800)423-1476 (Florida Only); TDD (Florida Only) 1(800)231-6103 or email: ADACoordinator@sfwmd.state.fl.us.

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

Workshop Meeting

DATE AND TIME: August 10, 2011, 1:00 p.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406

Audit & Finance Committee Meeting

DATE AND TIME: August 11, 2011, 9:00 a.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406

Regular Business Meeting

DATE AND TIME: August 11, 2011, 10:00 a.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406

All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meeting on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes. If Workshop items are not discussed on 8/10, the items may be discussed on 8/11.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters, and may include an amendment to the District's Fiscal Year 2011 budget to revise revenues and expenditures.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jacki McGorty, (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

REGIONAL UTILITY AUTHORITIES

The **Tampa Bay Water Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 15, 2011, 9:00 a.m.

PLACE: Tampa Bay Water's Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting, and a private Attorney/Client briefing session between the Tampa Bay Water Board of Directors and legal counsel pursuant to Section 286.011(8), Florida Statutes, to discuss possible litigation expenditures and/or settlement negotiations in Tampa Bay Water v. HDR Engineering, Inc., et al. Attorney/Client Briefing Attendees: Board of Directors of Tampa Bay Water, General Manager Gerald Seeber, General Counsel Richard Lotspeich, Richard Harrison, Esquire, Dave Forziano, Esquire, and a certified court reporter.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Records Department at (727)796-2355. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Records Department at (727)796-2355.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: August 8, 2011, 1:00 p.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, Conference Room "A", 2727 Mahan Drive, Tallahassee, Florida. Any person interested in participating by telephone may dial: 1(888)808-6959, Pass Code: 8509223803#. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Assisted Living Workgroup to which all interested parties are invited. The purpose is to conduct a meeting of the Assisted Living Workgroup members for examination of the regulation and oversight of assisted living

in Florida and develop recommendations to improve the state's ability to monitor quality and safety in assisted living and ensure the well-being of their residents.

A copy of the agenda may be obtained by contacting: Beth Eastman, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at <http://ahca.myflorida.com/SCHS/ALWG2011/alwg2011.shtml> seven (7) days prior to the meeting.

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: Beth Eastman at (850)412-3746. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Beth Eastman at (850)412-3746.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: August 19, 2011, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Health Information Exchange Coordinating Committee will review and discuss strategies to increase electronic health record adoption and health information exchange in Florida.

A copy of the agenda may be obtained by contacting: Carolyn H. Turner, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at: <http://www.fhin.com/content/committeesAndCouncils/index.shtml> seven (7) days prior to the meeting.

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: Carolyn H. Turner, at (850)412-3782. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Patricia Norris at (850)412-3983.

DEPARTMENT OF MANAGEMENT SERVICES

The **Agency for Workforce Innovation, Unemployment Compensation Claims and Benefits Information System**, Executive Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 10, 2011, 10:30 a.m. – 12:00 Noon

PLACE: Caldwell Building, Conference Room B49, 107 E. Madison Street, Tallahassee, Florida 32399; or by conference call dial in number: 1(888)808-6959, Conference Code: 7532872126#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular recurring meeting to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/Events/index.html>.

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: Christina Murphy at (850)245-7114. 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 **Agency for Workforce Innovation, Early Learning Information System Project Steering Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 12, 2011, 10:00 a.m. – 12:00 Noon

PLACE: Caldwell Building, Conference Room B-049, 107 E. Madison Street, Tallahassee, Florida 32399; Conference Call: 1(888) 808-6959, Conference Code: 9997256#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular recurring meeting to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/earlylearning/index.html>.

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: Dianne Corbett at (850)245-7285. 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 **Office of Early Learning** announces a public meeting to which all persons are invited.

DATE AND TIME: August 18, 2011, 1:00 p.m. – 3:00 p.m.

PLACE: Webinar

GENERAL SUBJECT MATTER TO BE CONSIDERED: State Advisory Council on Early Education and Care.

A copy of the agenda may be obtained by contacting: Amy Mathis at amy.mathis@flaawi.com.

For more information, you may contact: Amy Mathis at amy.mathis@flaawi.com for Webinar login and call-in information.

The **Department of Management, Division of Telecommunications** – joint meeting of the Standard Operating Procedures and Technical Committee of the Joint Task Force Board announces a public meeting to which all persons are invited.

DATE AND TIME: August 9, 2011, 9:00 a.m. – 4:00 p.m.

PLACE: Neil Kirkman Building (Department of Highway Safety), 2900 Apalachee Parkway, Conference Room B333, Tallahassee, Florida 32399, Call-In-Number is (850)245-5733

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss operational matters of the Statewide Law Enforcement Radio System.

A copy of the agenda may be obtained by contacting: Bruce Meyers at (850)922-7510, bruce.meyers@dms.myflorida.com. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least days before the workshop/meeting by contacting: Department of Management Services at (850)922-7435. 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 **Department of Management, Division of Telecommunications** – Joint Task Force on State Agency Law Enforcement Communications announces a public meeting to which all persons are invited.

DATE AND TIME: August 23, 2011, 9:30 a.m. – 11:30 a.m.

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, Florida 32399, Call-In-Number is (850)245-5733

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss operational matters of the Statewide Law Enforcement Radio System.

A copy of the agenda may be obtained by contacting: Bruce Meyers at (850)922-7510, bruce.meyers@dms.myflorida.com. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least days before the workshop/meeting by contacting: Department of Management Services at (850)922-7435. 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 **State Retirement Commission** announces a hearing to which all persons are invited.

DATE AND TIME: August 19, 2011, 8:30 a.m.

PLACE: Embassy Suites-Fort Lauderdale, 1100 S.E. 17th Street, Ft. Lauderdale, Florida 33316.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410.

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 15 days before the workshop/meeting by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Veterinary Medicine** announces a public meeting to which all persons are invited.

DATE AND TIME: September 1, 2011, 8:00 a.m.

PLACE: Casa Monica Hotel, 95 Cordova Street, St. Augustine, FL 32084, (904)827-1888

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board and business meeting.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)717-1399.

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: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)717-1399. If you are

hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)717-1399.

The Florida Mobile Home Relocation Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 10, 2011, 2:00 p.m.

PLACE: Telephone Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Florida Mobile Home Relocation Corporation. Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. A schedule for future meetings will be determined.

A copy of the agenda may be obtained by contacting: Janet Garrett at 1(888)862-7010.

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: Janet Garrett at 1(888)862-7010. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janet Garrett, Executive Director, FMHRC, P. O. Box 3047, Tallahassee, FL 32315, 1(888)862-7010.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: Thursday, August 18, 2011, 9:30 a.m.

PLACE: 1 Courthouse Square, Commission Chamber Room #4100, Kissimmee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public comments on draft dissolved oxygen and/or nutrient total maximum daily load (TMDL) reports for impaired lakes in the Kissimmee River Basin, to be adopted in Rule 62-304.515, F.A.C. The TMDLs to be presented at the public workshop include nutrient TMDLs for Lake Holden (WBID 3168H), Lake Cypress (WBID 3180A), Lake Kissimmee (WBID 3183B), and Lake Marian (WBID 3184), and dissolved oxygen and nutrient TMDLs for Lake Jackson

(WBID 3183G). The draft TMDL documents for these impaired waters will be placed on the Department's TMDL website (<http://www.dep.state.fl.us/water/tmdl/>) by July 29, 2011 and will be provided upon request to interested parties by mail or via e-mail distribution. The Department will accept written comments on the draft TMDLs through August 29, 2011. Written comments should be directed to: Jan Mandrup-Poulsen, Environmental Administrator, Watershed Evaluation and TMDL Section, Florida Department of Environmental Protection, Mail Station 3555, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or via email at: jan.mandrup-poulsen@dep.state.fl.us. This rulemaking has been given OGC case number 11-0653.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: Ms. Jennifer McClain, Watershed Evaluation and TMDL Section, MS 3555, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or by calling (850)245-8449.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Jennifer McClain at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

NOTICE OF CHANGE – The Finance and Statistics Committee announces a public meeting to which all persons are invited.

DATE AND TIME: UPDATED DATE/TIME: Friday, August 5, 2011, immediately following the Full Board meeting

PLACE: Embassy Suites, 9300 Baymeadows Road, Jacksonville, FL 32256. Hotel phone #: (904)731-3555

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517. If you are hearing

or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: August 9, 2011, 2:00 p.m.

PLACE: (850)245-4461

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

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

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD). Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474 at least one week prior to the meeting date.

The Florida **Board of Osteopathic Medicine** announces a public meeting to which all persons are invited.

DATES AND TIMES: Friday, August 19, 2011, 4:00 p.m., or shortly thereafter; Saturday, August 20, 2011, 9:00 a.m. or shortly thereafter

PLACE: The Florida Hotel and Conference Center, 1500 Sand Lake Road, Orlando, FL 32809, (407)859-1500

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular business of the Board.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or you may call (850)245-4161.

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: Christy Robinson, (850)245-4161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Florida PDMP Foundation, Inc.** announces a telephone conference call to which all persons are invited.

DATES AND TIME: August 11, 18, 25, 2011; September 1, 8, 15, 22, 29, 2011; October 6, 13, 20, 27, 2011; November 3, 10, 17, 2011; December 1, 8, 15, 2011, 4:00 p.m. – 5:00 p.m. (ET)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 3662527158#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The General Business of The Florida PDMP Foundation, Inc.

A copy of the agenda may be obtained by contacting: The Florida PDMP Foundation, Inc., www.flpdmpfoundation.com. The public agenda will be available two days prior to the meeting date on this website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the meeting by contacting: Prescription Drug Monitoring Program at (850)245-4797. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Florida PDMP Foundation, Inc., C/O Florida Prescription Drug Monitoring Program, 4052 Bald Cypress Way, C-16, Tallahassee, FL 32399 or (850)245-4797.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Orlando Area Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 10, 2011, 10:00 a.m. – 12:00 Noon

PLACE: Lutheran Service Florida, Inc., 427 N. Magnolia Avenue, 2nd Floor, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Orlando Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Pedro Padua at (407)317-7336 or Taddese Fessehaye at (407)317-7335.

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: Pedro Padua at (407)317-7336 or Taddese Fessehaye at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Pedro Padua at (407)317-7336 or Taddese Fessehaye at (407)317-7335.

The **Miami-Dade Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 12, 2011, 10:00 a.m. – 12:00 Noon

PLACE: Miami-Dade College, Wolfson Campus, 500 N.E. 2nd Ave., Bldg. 3208, Room #9, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Miami-Dade Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947.

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: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947.

The **Department of Children and Families** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, August 23, 2011, 9:00 a.m.

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Children and Families will be facilitating a conference call for a statewide human trafficking working group. Participants are professionals in the field from around Florida who will discuss the implementation of best practices and policies to address human trafficking in Florida.

A copy of the agenda may be obtained by contacting: Tyson Elliott at Tyson_Elliott@dcf.state.fl.us or (850)717-4199.

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: Tyson Elliott at Tyson_Elliott@dcf.state.fl.us or (850)717-4199. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Tyson Elliott at Tyson_Elliott@dcf.state.fl.us or (850)717-4199.

DEPARTMENT OF FINANCIAL SERVICES

The **Board of Funeral, Cemetery, and Consumer Services**, operating under Chapter 497, Florida Statutes, announces a telephone conference call to which all persons are invited.

DATES AND TIME: September 1, 2011, November 3, 2011, All meetings will commence at 10:00 a.m.

PLACE: To hear the conference call you may call (850)413-1591, Conference ID 386372. The public may also participate in these teleconference meetings by attendance at the Alexander Building, Suite 230, 2020 Capital Circle S.E., Tallahassee, FL, where Board staff will have a speaker phone connected to the teleconference by which the public can hear and address the Board.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Applications for license; disciplinary actions; applications for approval of change in ownership or control of existing licenses; reports by staff; approval of minutes of prior meetings.

A copy of the agenda may be obtained by contacting: LaTonya Bryant-Parker, at least 7 days before the meeting at (850)413-3039.

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: LaTonya Bryant-Parker at (850)413-3039. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: LaTonya Bryant-Parker at LaTonya.Bryant-Parker@myfloridacfo.com or (850)413-3039.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: August 16, 2011, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Final Public Hearing on the adoption of proposed amendments to Rule 690-137.001, Florida Administrative Code, published on May 6, 2010 in Vol. 37, No. 18, of the Florida Administrative Weekly has been changed from August 2, 2011 to August 16, 2011.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz at E-mail Kerry.Krantz@flor.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kerry Krantz at E-mail Kerry.Krantz@flor.com.

TREASURE COAST EDUCATION, RESEARCH AND DEVELOPMENT AUTHORITY

The **Treasure Coast Education, Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: August 11, 2011, 2:00 p.m.

PLACE: UF/IRREC, 219 S. Rock Road, Fort Pierce, FL 34945-3138

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any business as the Authority may deem appropriate or as may come before the Authority; Committee Reports, Minutes, etc.

A copy of the agenda may be obtained by contacting: Treasure Coast Research Park (TCRP) office at (772)467-3107.

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: Treasure Coast Research Park (TCRP) office at (772)467-3107. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Treasure Coast Research Park (TCRP) office at (772)467-3107.

SOUTHWOOD SHARED RESOURCE CENTER

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 8, 2011, 1:30 p.m. – 4:00 p.m. or until Board business is concluded

PLACE: Turlington Building, Room 1721, 325 W. Gaines Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the SSRC Board of Trustees.

A copy of the agenda may be obtained by contacting: Rick Mitchell, (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Rick Mitchell, (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rick Mitchell, (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

MARION COUNTY SHERIFF'S OFFICE

The **Florida Model Jail Standards Review Subcommittee** announces a workshop to which all persons are invited.

DATE AND TIME: August 5, 2011, 9:00 a.m.

PLACE: Marion County Sheriff's Office, Jail Visitation Multi-Purpose Conference Room, Ocala, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Model Jail Standards Review Subcommittee will hold a workshop concerning the newly enacted law requiring FMJS to establish standards for the operation of juvenile detention facilities, to which all interested persons are invited. Anyone wishing to record the meeting may do so but must provide their own equipment.

For more information, you may contact: Lydia E. Hightower, Marion County Sheriff's Office, (352)369-6831.

SOIL AND WATER CONSERVATION DISTRICTS

The **Clay County Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 1, 2011, 1:00 p.m.

PLACE: 2463 SR 16W, Green Cove Springs, FL 32043

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Meeting.

A copy of the agenda may be obtained by contacting: Sally Doyle, (904)284-6355.

For more information, you may contact: Sally Doyle, (904)284-6355.

ENTERPRISE FLORIDA, INC.

The **Enterprise Florida, Inc.**, Finance and Compensation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 3, 2011, 12:00 Noon

PLACE: Renaissance Tampa International Plaza, 4200 Jim Walter Blvd., Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This meeting will discuss on-going issues, developing issues and other matters.

A copy of the agenda may be obtained by contacting: Pamela Murphy at (407)956-5644.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Pamela Murphy at (407)956-5644. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Pamela Murphy at (407)956-5644.

QCAusa

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

DATE AND TIME: August 11, 2011, 5:00 p.m. – 7:00 p.m. (CST)

PLACE: Pensacola Civic Center, 201 East Gregory Street, 2nd Floor Room C1 and C2, Pensacola, FL 33914

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This meeting is being held to notify local governments, affected property owners, tenants and other members of the public about the PD&E study. This meeting will provide an opportunity to review the proposed study, ask questions and submit comments concerning the upcoming project. Maps, drawings and other project information will be on display. The meeting will be an open-house format with project team representatives available to address your questions and explain the proposed improvements. There will be no formal presentation. Pensacola Bay Bridge Project Development and Environment (PD&E) Study Financial Project Identification: 409334-1.

A copy of the agenda may be obtained by contacting: If you have any questions about this project or this meeting, please call J. Brandon Bruner, P.E., Project Manager at (888)638-0250, ext. 625. His email address is Joseph.Bruner@dot.state.fl.us. For additional project information, please contact Tommie Speights, FDOT, District 3, Public Information Director, phone 1(888)638-0250, extension 208, fax (850)638-6159; email tommie.speights@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: J. Brandon Bruner, P.E., Project Manager at 1(888)638-0250, ext. 625. His email address is Joseph.Bruner@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

If you have any questions about this project or this meeting, please call: J. Brandon Bruner, P.E., Project Manager at 1(888)638-0250, ext. 625. His email address is Joseph.Bruner@dot.state.fl.us. For additional project information, please contact: Tommie Speights, FDOT, District 3, Public Information Director, phone 1(888)638-0250, extension 208, fax (850)638-6159, email: tommie.speights@dot.state.fl.us.

MIRGMIAMI

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

DATE AND TIME: Thursday, August 25, 2011, 6:00 p.m. – 8:00 p.m.

PLACE: Trinity Church, Hospitality Suite, 17801 N.W. 2nd Avenue, Miami Gardens, Florida 33169

GENERAL SUBJECT MATTER TO BE CONSIDERED:
FDOT District Six has begun a Project Development and Environment (PD&E) Study for the Golden Glades Interchange from SR 826/Palmetto Expressway eastbound to I-95 northbound. The primary purpose of this study is to evaluate options for a direct connection from SR 826/Palmetto Expressway eastbound to I-95 northbound in order to improve mobility and reduce travel delay. The project will also identify interim improvements for the Golden Glades Interchange and evaluate connecting a potential managed lanes system for SR 826/Palmetto Expressway to the existing 95 Express managed

lanes system to be developed as integral components of an Ultimate Master Plan to be established for this interchange. This Public Kick-Off Meeting is being held to give interested persons an opportunity to provide input on the future transportation improvements within the Golden Glades Interchange.

A copy of the agenda may be obtained by contacting: Mr. John Dovel, P.E., Project Manager, Florida Department of Transportation District Six, 1000 N.W. 111th Avenue, Room 6111-A, Miami, Florida 33172, (305)470-5342 (Telephone), (305)470-5205 (Fax) or via e-mail: john.dovel@dot.state.fl.us. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least seven days before the workshop/meeting by contacting: Mr. Alejandro Martinez at (305)470-5298, or in writing: 1000 N.W. 111th Avenue, Room 6111-A, Miami, Florida 33172 or via e-mail: alejandro.martinez@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). Any persons who require translation services (free of charge) should also contact Mr. Alejandro Martinez at least seven (7) days before the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. John Dovel, P.E., Project Manager, Florida Department of Transportation District Six, 1000 N.W. 111th Avenue, Room 6111-A, Miami, Florida 33172, (305)470-5342 (Telephone), (305)470-5205 (Fax) or via e-mail: john.dovel@dot.state.fl.us.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from Mark A Sawicki, on behalf of the Overhead Door Corporation, on July 6, 2011. The petition seeks the agency's opinion as to the applicability of (clarification of) paragraph 9N-3.0008(5)(d), F.A.C., as it applies to the petitioner.

The Petitioner represents a company that manufactures garage doors, and asks whether the term "manufacturer" as used in paragraph 9N-3.0008(5)(d), F.A.C., refers to an approved installer/distributor as well as the company that builds the doors.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that South Florida Water Management District has received a Petition for Declaratory Statement from Polk County, Florida. The Petition seeks the agency's opinion as to the applicability of SFWMD BOR Section 1.8; Chapter 373, Florida Statutes, and Chapter 40E-2, Florida Administrative Code, as it applies to the Petitioner.

Polk County has applied for a consumptive use permit which proposes to withdraw groundwater from the Lower Floridan Aquifer at a site known as the Southeast Polk County Wellfield. Polk County proposes this project as a supplemental water source to meet its water demands after 2013. Pursuant to Section 1.8 of the SFWMD's BOR for Water Use Permit Applications, brackish groundwater may be considered a supplemental water supply, if it can be developed in a manner that will not cause or contribute to harmful impacts from cumulative groundwater withdrawals in the CFCA. Polk County is seeking a declaratory statement as to whether the water proposed to be withdrawn from the Lower Floridan Aquifer at the Southeast Wellfield meets the definition of a supplemental water supply within the CFCA and requests the SFWMD issue a declaratory statement answering the following question: "Whether the total dissolved solids concentration measurement discussed in the definition of "brackish groundwater" is based on the concentration at the time of the first groundwater withdrawal, the average concentration over the life of the permit, or the concentration at the end of the duration of the permit."

A copy of the Petition for Declaratory Statement may be obtained by contacting: Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

Please refer all comments to: Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Harry Cohn, President, In re: Lamplighter Village Home Owners

Association, Inc. and Susan N. Leahy, President, In re: L.V. Manufactured Homeowners Association, Inc. Docket No. 2011035222, on June 30, 2011. The petition seeks the agency's opinion as to the applicability of Sections 723.075 and 723.076, Florida Statutes, as it applies to the petitioner.

Whether two mobile homeowner associations in Lamplighter Village would lose their rights of first refusal to purchase phases of the mobile home park if they merged under Sections 723.075 and 723.076, Florida Statutes, and under in re: Pet. Decl. Stmt., 723 Homeowners Association at Strawberry Ridge, Inc., Docket No. DS1999075, DS 99-009, BPR-99-04132 (July 26, 1999).

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Cheryl R. Kraus, Esq., on behalf of Lugano Village Association, Inc., Docket No. 2011035408, on July 14, 2011. The petition seeks the agency's opinion as to the applicability of Section 718.103(2), Florida Statutes, as it applies to the petitioner.

Whether Lugano Village Association, Inc. is a condominium association under Section 718.103(2), Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Board of Veterinary Medicine has received the petition for declaratory statement from Maron B. Calderwood May, VMD, PhD, on June 2, 2011. The petition seeks the agency's opinion as to the applicability of Sections 474.202(9), (11) and (13), and 474.203(1), (2), and (4), F.S., as it applies to the petitioner.

The petition seeks the Board's interpretation of Sections 474.202(9), (11) and (13), and 474.203(1), (2), and (4), F.S., concerning whether a diagnostic veterinary pathologist working in a private veterinary diagnostic laboratory in Florida must be licensed to practice veterinary medicine in Florida.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Juanita Chastain, Executive Director, Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399-0783.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that the Department of Health has received the petition for declaratory statement from Tenet Florida Physicians Services, LLC. The petition seeks the agency's opinion as to the applicability of Section 458.3265(1)(a)2.c., Florida Statutes, as it applies to the petitioner.

Regarding an exemption from registration as a pain-management clinic provision, based upon the clinic being owned by a publicly held parent corporation who shares are traded on a national exchange and who total assets at the end of the corporation's most recent fiscal quarter exceeded \$50 Million.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Joy Tootle, Executive Director, Florida Board of Medicine, Florida Department of Health, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN that The Board of Dentistry has received the petition for declaratory statement from Hal J. Levine, D.M.D. The petition seeks the agency's opinion as to the applicability of Section 458.3265, Florida Statutes, as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 458.3265, Florida Statutes, and whether a dentist may dispense Hydrocodone & Acetaminophen 5 mg/500mg and Hydrocodone & Acetaminophen 7.5 mg/750 mg prescriptions for sedated patients. The Board will address this petition at its next meeting.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board of Dentistry within 14 days of publication of this notice.

Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules

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

Project Refocus, Inc., A Florida Corporation vs. United Safety Council, Inc., d/b/a Florida Safety Council, Inc., A Florida Non-Profit Corporation and Department of Highway Safety and Motor Vehicles; Case No.: 11-3297RX, Rule No.: 15A-10.028

American Eldercare, Inc. and Heritage Home Health, Inc. vs. Agency for Health Care Administration; Case No.: 11-3203RX; Rule No.: 59A-35.100(2)

Worldwide Appraisal SVS Inc., Fred Catchpole, William Woods, and Fred Bowermaster vs. Florida Real Estate Appraisal Board, Department of Business and Professional Regulation; Case No.: 11-3335RX; Rule Nos.: 61J1-4.010(5)(a), 61J1-4.010(5)(b)

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

American Eldercare, Inc. and Heritage Home Health, Inc. vs. Agency for Health Care Administration; Case No.: 11-3203RX; Rule No.: 59A-35.100(2); Dismissed

Rob Turner, as Hillsborough County Property Appraiser and Roger A. Suggs, as Clay County Property Appraiser, Florida Association of Property Appraisers, Et AL. (Intervenors) vs. Department of Revenue and Florida United Tax Managers Association (FUTMA) and Sara E. Cucchi (Intervenors); Case No.: 11-0677RU; Invalid

Ed Crapo, as Property Appraiser of Alachua County, Florida, Ervin A. Higgs, as Property Appraiser of Monroe County, Florida, Et AL., Timothy "Pete" Smith, as Property Appraiser of Okaloosa County, Florida vs. Lisa Echeverri, Executive Director of the Department of Revenue and Florida United Tax Managers Association (FUTMA) and Sara E. Cucchi (Intervenors); Case No.: 11-1080RU; Invalid

North Star Associates, LLC, A Florida Limited Liability Company and Philip J. Stoddard, as Managing Member vs. Department of Financial Services; Case No.: 11-2433RU; Dismissed

Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Construction of Building Facilities at Valrico Forestry Station
 As a Contractor, you are invited to submit a bid to the Florida Department of Agriculture and Consumer Services, Florida Forest Service, hereinafter referred to as Owner, for the construction of building facilities at Valrico Forestry Station, 118 N. Dover Road, Dover, Florida. The Project Budget is estimated to be \$450,000.00.

The Department is seeking a Contractor for the construction of building facilities for the Valrico Forestry Station. The contractor shall provide all materials, labor, equipment and inspection fees necessary for the construction of building facilities in accordance with the terms and conditions of the Invitation to Bid.

PROJECT NAME AND LOCATION: Construction of Building Facilities at Valrico Forestry Station, 118 N. Dover Road, Dover, Florida.

SOLICITATION DOCUMENT: The entire solicitation document, which includes specifications, may be viewed and downloaded from the Vendor Bid System at <http://myflorida.com>, click on Business, Doing Business with the State of Florida, Everything for Vendors and Customers, Vendor Bid System, Search Advertisements, Bid Number: ITB/FFS-11/12-02, or by calling the Purchasing Office at (850)617-7181.

PLANS AND DRAWINGS: Architectural and Civil Drawings, including technical specifications and a copy of the bid document can be viewed at Rapid Blueprint II, 33 N. Flakenburg Road No. 306, Tampa, Florida, (813)643-6200 or Seminole Blueprint, 2915 Park Avenue, Tallahassee, Florida 32301, Phone (850)671-2714. These documents are available for purchase, and they are listed as follows: Architectural Plans, Architectural Specification Book, Civil Engineering Plans, and Invitation to Bid for Valrico Forestry Station.

MANDATORY PRE-BID CONFERENCE/SITE VISIT: Each bidder must, before submitting a bid, attend the mandatory pre-bid conference/site visit. The pre-bid conference/site visit will be held on August 16, 2011, 10:30 a.m., at the Florida Farm Bureau, 100 S. Mulrennan Road, Valrico, Florida 33594, (813)685-5673 or (813)654-3707. After the pre-bid conference at the Florida Farm Bureau, the Meeting will reconvene at the Valrico Forestry Station site (approximately 1/2 mile to the East at Dover Road and Highway 60), and prospective bidders can have the Site Visitation Form signed at this time. It is the bidders' responsibility to consider any and all site conditions or requirements for the project.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, F.S., for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

DISCRIMINATION, DENIAL OR REVOCATION FOR THE RIGHT TO TRANACT BUSINESS WITH PUBLIC ENTITIES: An entity or affiliate who had been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: Each bid shall be accompanied by a Performance Bond in the amount of one-hundred percent (100%) of the Base Bid Price.

BID BOND: Each bid shall be accompanied by a Bid Bond Guarantee payable to the Department in the amount of five percent (5%) of the Base Bid Price.

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

DATE AND TIME: September 9, 2011, 2:00 p.m.

PLACE: Department of Agriculture and Consumer Services, 407 S. Calhoun Street, SB-8, Mayo Building, Tallahassee, Florida 32399-0800, (850)617-7181.

CONTRACT AWARD: The official Notice of Award Recommendation will be by electronic posting at http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed, the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5, F.A.C. by the Owner.

DEPARTMENT OF EDUCATION

PUBLIC ANNOUNCEMENT FOR PROCUREMENT OF PROFESSIONAL SERVICES FOR SWIMMING POOL RENOVATION AND ADDITION, BUILDING #24

The Florida School for the Deaf and the Blind (FSDB) requests qualifications from Architecture and Engineering firms to provide architectural and engineering services for Swimming Pool Renovation and addition, building #24.

SCOPE OF WORK

Includes pool and filtration renovations, mechanical, plumbing, and electrical upgrades, and roof and window replacement. An addition shall also be included in the project to increase pool deck area.

PROJECT BUDGET: \$2,000,000.00

INSTRUCTIONS FOR SUBMITTAL

Firms interested in being considered for this project should contact The Florida School for the Deaf and the Blind by email; Laura Bowden, Contract Administrator at bowdenl@fsdb.k12.fl.us requesting instruction booklet "Selection Criteria of the Architect/Engineer dated March 2009."

SUBMITTAL DUE

Submittals must be received no later than 3:00 p.m. (Local Time), Monday, August 29, 2011, and should be mailed or delivered to the: Florida School for the Deaf and the Blind, Attn: Mr. John Connor, Purchasing Director, Stores & Receiving, Building #28, 207 N. San Marco Ave., St. Augustine, FL 32084-2799. Facsimile (FAX) submittals are not acceptable and will not be considered.

The results of the short-list and final selection will be posted at FSDB, Purchasing Department, 207 N. San Marco Ave., Stores & Receiving, Building #28, St. Augustine, FL and may be viewed during regular working days between the hours of 7:00 a.m. through 4:00 p.m. beginning 24 hours after the selection. Final selection results will also be posted in the Florida Administrative Weekly. Firms must be properly registered at

the time of application to practice their profession in the State of Florida. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. Information received will be maintained with the project file and will not be returned. Any protests of the selection must be made within 72 hours of the posting. Failure to file a protest within 72 hours (not including Saturday, Sunday, or a legal holiday) after posting shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. Applicants are advised that plans and specifications for projects may be reused.

**DCPS REQUEST FOR PROPOSAL (RFP) – OFDC
RFP-001-12 – Asbestos Removal Services on a Continuing
Contract Basis**

**NOTICE TO ASBESTOS ABATEMENT CONTRACTORS –
REQUEST FOR PROPOSAL (RFP) – OFDC RFP-001-12
OFFICE OF FACILITIES DESIGN AND CONSTRUCTION
– DUVAL COUNTY PUBLIC SCHOOLS FOR ASBESTOS
REMOVAL SERVICES ON A CONTINUING CONTRACT
BASIS/DCSB PROJECT NO. M-81850. Publish Date – July
22, 2011. Office of Facilities Design and Construction (OFDC)
announces that construction services are required for Asbestos
Removal Services on a Continuing Contract Basis for Duval
County Public Schools. Estimated annual construction cost for
this project is \$250,000. The Owner reserves the right to select
one or more contractors to perform the work. This will be a
multiple award contract for an initial period of one year with an
option to renew for two additional one year periods. The
selected contractor(s) shall be required to execute the Duval
County School Board standard form of agreement. Instructions
for completion of Proposals and Bids and the selection process
will be in accordance with the Selection Booklet as outlined in
“OFDC RFP-001-12 SELECTION OF THE ASBESTOS
ABATEMENT CONTRACTOR CONTINUING
CONTRACT” found at www.duvalschools.org under
http://www.duvalschools.org/static/aboutdcps/departments/facilities/selection_booklets.asp. THE RFP DOCUMENTS WILL BE REVIEWED IN DETAIL AT A MANDATORY INFORMATION CONFERENCE HELD IN CONFERENCE ROOM 538 AT 1701 PRUDENTIAL DRIVE, JACKSONVILLE, FLORIDA ON TUESDAY, AUGUST 9, 2011 AT 2:00 p.m. All contractors submitting proposals and bids must be pre-qualified with Duval County Public Schools at the time of the RFP Response Due Date. No proposals or bids will be accepted from Contractors who are not pre-qualified at that time. Prequalification forms and information may be obtained at www.duvalschools.org under http://www.duvalschools.org/static/aboutdcps/departments/facilities/general_documents.asp. DCPS Project Manager: Bruce Ackerman, OFDC, Phone Number: (904)390-2363. Applications are to be sent to: Facilities Design and**

Construction, 1701 Prudential Drive, Room 535, Jacksonville, FL 32207. RESPONSE DUE DATE: RFP RESPONSES ARE DUE ON OR BEFORE AUGUST 23, 2011 AND WILL BE ACCEPTED UNTIL 2:00 p.m.

DEPARTMENT OF COMMUNITY AFFAIRS

**NOTICE OF REQUEST FOR PROPOSAL
NOTICE OF FUNDING AVAILABILITY (NOFA)
CITIZEN CORPS (CCP)**

Community Emergency Response Team (CERT)

The Division of Emergency Management (FDEM), Leon County, Tallahassee, Florida, will receive sealed proposals in the Florida Citizen Corps Program for the following services:

RFP 2011-01: Development of an Advance Community
Emergency Response Team
(CERT) Academy.

The Florida Division of Emergency Management is providing you with this advance notification of funding availability and formally requests proposals from counties interested in offering an Advance Community Emergency Response Team (CERT) Academy. We anticipate the official NOFA will be published in the July 22, 2011, edition of the Florida Administrative Weekly, with a proposal submission deadline of August 22, 2011.

Determination of qualifications for the above project will be through a selection process and will be based on the proposal which is to be completed and submitted in accordance with the RFP request to provide: Development of an Advance Community Emergency Response Team (CERT) Academy. All training offered under this program must support and enhance the Community Emergency Response Teams. The Advance CERT Academy must engage Florida citizens through education in disaster preparedness, fire safety, search and rescue, team organization and disaster medical operations.

Proposal submission must be sealed and marked with the name of the proposer, and the RFP number and title “RFP 2010-01: Development of an Advance Community Emergency Response Team (CERT) Academy” so as to identify the enclosed proposal. Each submittal shall include one (1) original and two (2) copies of the proposal. Proposal must be delivered to Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399-2100, so as to reach said office no later than 5:00 p.m., Monday; August 22, 2011, at which time they will be opened. Proposals received later than the date and time as specified will be rejected. The Division will not be responsible for the late deliveries of proposals that are incorrectly addressed, delivered in person, by mail or any other type of delivery service.

Florida Division of Emergency Management Preference Policy will apply to the award of this RFP. All counties with an active CERT program are encouraged to participate and apply. For further information, visit: FloridaDisaster.org/CitizenCorps, or call Peggy Cadeaux at (850)413-9966.

CERT Advanced Academy Training Requirements

Facility Requirements:

Choose and coordinate the training location carefully. It must meet the following minimum standards:

- Four classrooms able to accommodate up to 50 participants each.
- Audio visual support in all classrooms, to include overhead projectors, sound systems, laptop connectivity, login and password information and laser pointers.
- If flash drives are not permitted and operators are not allowed to log on to facility computers, then qualified operators will be required on-site to support instructional needs.
- One assembly room that will accommodate 75-100 participants for registration, graduation, networking and team building activities.
- The training facility manager/coordinator must be on-site during all training and exercises.
- Four dry erase boards with markers OR four flip charts with markers.
- Dining facilities able to accommodate 100 participants. The facilities must be close to the classrooms.
- The dining facility must be able to accept delivery of bag lunches on Sunday mornings.
- Participant may share restrooms in lodging facilities. Example: two males sharing one room sharing a restroom with two other males in an adjoining room.

- Master keys to all facilities being used must be available for the CERT contractor for emergency and safety assistance and in the event a participant loses a key.
- A field location able to accommodate a full-scale land navigation exercise.

Instructional Support:

- All instructors must have Florida CERT Coordinator and Florida Division of Emergency Management (FDEM) Training Unit approval.
- Training objectives, programs of instruction, instructor/student manuals and graphic presentations must also have CERT/FDEM approval.
- The exercise scenario, master scenario event list, injects and controller handbooks will be provided by the State CERT Coordinator.
- The contractor's local search and rescue will facilitate Urban SAR activities and training.
- The American Red Cross will facilitate basic first aid and CPR training.

- Communications will be facilitated by ESF2 or the equivalent.

Field Exercises:

At a minimum, all field exercises will include:

- One evaluator (subject matter expert) per team.
- A command post or mobile command vehicle.
- Two roaming vehicles equipped with SLERS/800 Mhz radio per vehicle.
- One command communications network for Ham radios.
- One first aid unit per team.
- One Ham radio operator per team.
- Requisite amount of CERT kits.
- A stretcher/litter with tie-down straps.
- Three bottles of water per team member.

Course Management:

Course management records, at a minimum, will include:

- Printed participant registrations.
- Sign-in roster.
- Participants' evaluations.
- Participant welcome package. A sample of this will be provided by the State CERT Coordinator.
- Completion certificates will be provided by the FDEM Training Unit.
- Team assignments must be balanced by age and gender for safety considerations during field exercises as heavy victims may require extrication.
- State field audit teams will be included for lodging and meals with prior coordination from the CERT Coordinator.

REGIONAL PLANNING COUNCILS

REQUEST FOR LETTERS OF INTEREST

The Withlacoochee Regional Planning Council is seeking proposals from qualified firms for the purpose of identifying a Contractor of Record who will assist the Council and its local governments in their emergency management/homeland security activities. Preference will be given to Florida based firms with local, regional and state experience in the emergency management, planning and training fields.

More information is available at the WRPC website (wrpc.cc). Please forward a letter of interest and statement of qualifications to: Withlacoochee Regional Planning Council, 1241 S.W. 10th Street, Ocala, FL 34471-0323. Proposals must be received no later than 4:00 p.m. (EDT), September 6, 2011.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF INVITATION TO BID

BID NO. BDC 05-11/12

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from certified or registered

contractors licensed to work in the jurisdiction for the project listed below. Contractor must be certified by the Florida Department of Transportation.

PROJECT NAME: Florida Keys Overseas Heritage Trail-Craig (Conch) Key to Long Key Channel Trail Segment, MM60.5-MM63.1

SCOPE OF WORK: The Contractor shall provide the necessary labor, materials, equipment, and supervision required to construct an 8' to 12' varying width multi-use paved trail adjacent to the ocean side of U.S. 1 within the DOT right-of-way between MM60.5 and MM63.1. The project also includes landscaping, signage, striping, gazebo, and concrete benches. The trail will tie into existing bike paths at the southern and northern termini. All work shall conform to the plans and specifications.

Pursuant to Executive Order 07-126 and Section 255.252(3), F.S. the Department requires the proposed project be designed and constructed in accordance with green building standards where applicable.

PROJECT BUDGET: \$1,105,624.00

LOCATION: Between MM60.5 and MM63.1 on Florida Keys Overseas Heritage Trail

PROJECT MANAGER: Todd McGee, Bureau of Design and Construction, Office of Greenways & Trails, 3540 Thomasville Rd., Tallahassee, Florida 32309, Telephone Number: (850)488-5372.

INSTRUCTIONS: Any firm desiring a Project Manual for this project may obtain a copy by writing to the address or calling the telephone number below. A Compact Disk (CD) containing the plans and specifications will be available on July 29, 2011, 3540 Thomasville Rd., Tallahassee, Florida 32309, Attention: Todd McGee, Construction Projects Manager, Telephone: (850)448-5372, Fax: (850)488-3665 Todd.McGee@dep.state.fl.us.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489, or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection

60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

E-VERIFY: Vendor/Contractor shall utilize the U.S. Department of Homeland Security's E-Verify system to confirm the employment eligibility of all persons employed by the Vendor/Contractor during the term of the Contract to perform employment duties within Florida and all persons, including subcontractors, assigned by the Vendor/Contractor to perform work pursuant to the contract with the Department.

BID SUBMITTAL DUE DATE: No later than 3:30 p.m. (ET), Tuesday, August 30, 2011, to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m. (ET), Tuesday, September 13, 2011, unless extended by the Department for good cause.

NOTICE OF RIGHTS: Notice of Intent to Protest the Bid Specifications must be filed with (received by) the: Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and

120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

FISH AND WILDLIFE CONSERVATION COMMISSION

ADVERTISEMENT FOR BIDS

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

PROJECT NO: FWC 11/12-10
 PROJECT NAME: FANNING SPRINGS HABITAT RESTORATION PROJECT

PROJECT LOCATION: LEVY COUNTY, FLORIDA
 FOR: Work on this proposed Contract comprises installing temporary soil erosion and sediment control measures, clearing and grubbing, hydraulic dredging of approximately 550 cubic yards of unconsolidated sediment from the Fanning Springs Spring Run and pumping of the dredged sediment slurry to the sediment dewatering area.

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

PRE-BID CONFERENCE: A non-mandatory pre-bid conference has been scheduled for 1:00 p.m. EDT on Thursday August 11, 2011, at Fanning Springs State Park in the town of Fanning Springs in Northwest Levy County, Florida. See Sheet-1.

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

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

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

DATE AND TIME: September 1, 2011, 3:00 p.m. (EDT)
 PLACE: Purchasing Office, Room 364, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-3427

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

BID PACKAGE: Bid documents shall be obtained from the Commission, upon payment of \$50.00, non-refundable, for one set. The payment envelope MUST be plainly marked on the outside with the bid number. The bid package will be sent overnight upon receiving payment by the above-mentioned Purchasing Office. Provide contact information, phone and fax number, as well as complete return address. DO NOT PROVIDE POST OFFICE BOX FOR RETURN ADDRESS. or by downloading at no cost from: http://myflorida.com/apps/vbs/vbs_www.search.criteria_form search for Number: FWC 11/12-10.

CONTACT PERSON:

Direct questions to the Bid Supervisor:
 Ms. Sharita Spradley
 Florida Fish & Wildlife Conservation Commission
 Purchasing Dept.
 620 South Meridian Street
 Tallahassee, Florida 32399-1600
 Tel.: (850)488-3427
 Fax: (850)921-2500
 e-mail: sharita.spradley@MyFWC.com

DEPARTMENT OF MILITARY AFFAIRS

**PUBLIC ANNOUNCEMENT
 INVITATION TO BID**

The State of Florida, Department of Military Affairs (DMA), Construction & Facility Management Office (CFMO) requests bids from State of Florida registered and licensed General Contractors for the following projects located at various locations throughout the State of Florida.

FOR COMPLETE INFORMATION, & SUBMISSION REQUIREMENTS YOU MUST GO TO THE MYFLORIDA.COM VENDOR BID SYSTEM (VBS) ON OR AFTER 7/29/2011 OR 8/5/2011, AT http://vbs.dms.state.fl.us/vbs/main_menu. All documents for submitting will be available on the above dates.

- PROJECT NAME/NUMBER:
- 208025 – Replace C-12 Hangar Concrete Apron – St. Augustine, FL – VBS 7/29/11
 - 211001 – FMS #15 Renovation and ABI Addition – West Palm Beach, FL – VBS 7/29/11
 - 211014 – Construct Parachute Drying Tower – Camp Blanding, Starke, FL – VBS 7/29/11
 - 211070 – Install Utilities at Snake Creek Weekend Training Site (WETS), Miramar, FL – VBS 7/29/11

210065 – Repair Asphalt Taxi Lanes at AASF #2, Brooksville, FL – VBS 7/29/11

210021 – Construct up to 4 Latrine/Storage Bldgs – Camp Blanding, Starke, FL – VBS 7/29/11

210022 – Construct up to 3 Latrine/Storage Bldgs – Camp Blanding, Starke, FL – VBS 7/29/11

210023 – Construct Range Maintenance Admin Expansion – Camp Blanding, Starke, FL – VBS 7/29/11

209030 – Construct Range Control Annex Bldg – Camp Blanding, Starke, FL – VBS 7/29/11

209035 – Construct Environmental Annex Bldg – Camp Blanding, Starke, FL – VBS 7/29/11

208012 – Construct CSMS CarCure Oven Bldg – Camp Blanding, Starke, FL – VBS 7/29/11

211008 – Upgrade & Remodel Admin Facility #2234 – Camp Blanding, Starke, FL – VBS 8/5/11

FUNDING: The State of Florida's performance and obligation to pay under this contract is contingent upon availability of funding and an annual appropriation by the Legislature.

MANDATORY SITE VISIT: As stated on the Vendor Bid System (See Above)

BID OPENINGS: As stated on the Vendor Bid System (See Above)

STATEMENT OF WORK:

208025 – Provide labor & materials to construct warm-up pad & apron at the C-12 Hangar. Apron shall meet the Unified Facilities Criteria UFC 3-260-01 & AFJMAN 32-1013 (1)/TM5-803-7.

211001 – Renovate existing shop to include break area, additional office space, and latrine upgrade. ABI to be for construction of 2 new work bays.

211014 – Construct new facility to include electrical utilities, fire alarm system, mechanical utilities to include plumbing, concrete slabs, access driveway. A ceiling mounted hoist system for the parachute shake out system is to be included.

211070 – Provide parking, fence, tie-in to existing water, electrical, voice & data utilities. Provide storm water retention pond & on-site wastewater treatment.

210065 – Repair of the entire tarmac to prevent Foreign Object Damage to meet FAA & Brooksville Aviation Authority requirements to include storm water runoff & repaint existing taxi lines.

210021 – Construct up to 4 buildings all similar in design and size.

210022 – Construct up to 3 buildings all similar in design and size.

210023 – Construct expansion of existing building.

209030 – Construct new facility to include utilities.

209035 – Construct new facility to include utilities.

208012 – Construct new facility to accommodate equipment.

211008 – Repair/Remodel Admin offices Exterior & Interior to improve energy efficiency, to include, roof HVAC & plumbing.

The Department reserves the right to reject any and all submissions or accept minor irregularities in the best interest of the DMA.

POINT OF CONTACT: Department of Military Affairs, Construction & Facility Management Office, Contracting Branch, (904)823-0255 or (904)823-0256 or e-mail: cfmocontracting@ng.army.mil.

Faxed or e-mailed submittals are not acceptable and will not be considered. All instructions must be complied with and requested data must be included in order for your firm to be considered for this project. All information received will be maintained with the Department and will not be returned.

Request for private meetings by individual firms will not be granted. No individual verbal communication shall take place between any applicants and the Owners or Owner's representatives.

Request for any additional information, clarifications, or technical questions must be requested in writing.

Section XII Miscellaneous

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF FUNDING AVAILABILITY (NOFA)

Florida Division of Emergency Management Releases Funding Availability for CITIZEN CORPS/Community Emergency Response Team (CERT) Programs

The Division of Emergency Management is providing you with notification of its intent to open the Fiscal Year 2011-2012 application cycle for competitive awards from the State Homeland Security Grant Fund Citizen Corps and Community Emergency Response Team (CERT) Program.

The applications will be available online July 22, 2011, at the Florida CERT website, which can be accessed at www.floridadisaster.org/CitizenCorps. The submission deadline for all grants is August 31, 2011. If there are no pending appeals, funds provided under the Fiscal Year 2011-2012 cycle will be available to award recipients no earlier than October 1, 2011.

The Citizen Corps mission is to bring community and government leaders together to coordinate the involvement of community members and organizations in emergency preparedness, planning, mitigation, response, and recovery. The participation of community leaders in developing emergency plans is critical to the success of a comprehensive planning process. Community-based planning that involves the whole 21 community will reflect an accurate composite of that community and establish a viable, fully integrated and coordinated plan that emergency officials will execute when an incident occurs.

Specific emphasis should be placed on community preparedness practices that increase the inclusion of people with disabilities into community planning initiatives. Effective preparedness activities will include strategies, projects, and tools for meeting the access and functional needs of workers with disabilities, as well as citizens with disabilities through increased physical, programmatic, and communications access for people who have physical, sensory, intellectual, cognitive, and mental health disabilities in compliance with applicable laws that require inclusive preparedness, response, recovery, and mitigation.

The funds will be available to any regional or local government in the State of Florida. Eligible applicants also include Fire Tax Districts and Native American Tribes or nations of Florida. The total funds for the CERT sub-grants are \$356,897.00.

The Division of Emergency Management will accept sub-grant applications to perform the following activities as described hereinafter:

CERT Program – These funds are for CERT Training and start-up programs in areas of the State where CERT is not currently constituted and/or expansion of current programs. Awarded contracts for a start up or an expansion CERT program will be made available in the range of \$5,000 to \$15,000. There is no match requirement. Certain restrictions on what these grants can be used for do apply.

Citizen Corps Program – These funds are to support the formation of Citizen Corps Councils, to enhance existing Citizen Corps Councils and to carryout Citizen Corps goals and objectives of education, training, recruiting, screening and referring volunteers to the four federally chartered Citizen Corps programs and other Citizen Corps partners.

(Please see application instructions for more details)

All CCP grant recipients must register their Citizen Corps Council and/or CERT program and receive approval on the Citizen Corps website at <http://www.citizen corps.gov/>. In addition, all grant recipients must update/validate their Citizen Corps and/or CERT information, activity, and contacts located on the Citizen Corps and national program websites twice a year. Also, there will be timely financial reports due quarterly beginning at the start of the grant performance period not the execution date.

All applications must be submitted in a sealed envelope to:

Citizen Corps Office- Sub-grant Application
Florida Division of Emergency Management
Domestic Preparedness Section
2555 Shumard Oak Boulevard-Sadowski Building
Tallahassee, Florida 32399-2100

By 5:00 p.m. (Eastern Standard Time), on August 31, 2011. Any application received after this date, will not be considered for funding. All Sub-grants must be prepared in conformance with the Citizen Corps/CERT Program Application package Instructions found at the following Internet address starting July 22, 2011: www.floridadisaster.org/CitizenCorps.

Request for hard copies of the Citizen Corps/CERT Application Package, questions or other inquiries should be directed to the Attention: Ms. Peggy Cadeaux, State Citizen Corps/CERT Coordinator. Contact information: (850)413-9966 or preferably by e-mail: Peggy.Cadeaux@em.myflorida.com.

DEPARTMENT OF TRANSPORTATION

NOTICE IS HEREBY GIVEN that the Florida Department of Transportation (FDOT) is advertising the application and award cycle for the State Infrastructure Bank (SIB) Program. The SIB is a revolving loan and credit enhancement program that can provide loans and other assistance to public and private entities carrying out or proposing to carry out projects eligible for assistance under federal and state law. The SIB can leverage funds through loans and credit enhancements to improve project feasibility. Loans may bear interest at or below market interest rates. The SIB cannot provide assistance in the form of a grant. For further information, visit the SIB website at <http://www.dot.state.fl.us/financialplanning/finance/sib.shtm> or contact: Jennifer G. Weeks, SIB Program Manager, Florida Department of Transportation, Office of Financial Development, 605 Suwannee Street, Tallahassee, FL 32399-0450, (850)414-4459 or jenniferg.weeks@dot.state.fl.us. Application and award dates are preliminary and

subject to change. Open for Applications: July 1, 2011; Closed for Applications: August 31, 2011; Tentative Awards Announced: October 21, 2011.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Stephanie's Designs Corporation, intends to allow the establishment of Fache Scooter Shop, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Jonway Motorcycle Manufacturer Co. Ltd., (line-make SHEN) at 2051 Northwest 27 Avenue, Miami (Miami-Dade County), Florida 33142, on or after August 28, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Fache Scooter Shop, Inc., are dealer operator(s): Juan Carlos Fache, 2051 Northwest 27 Avenue, Miami, Florida 33142; principal investor(s): Juan Carlos Fache, 2051 Northwest 27 Avenue, Miami, Florida 33142.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ernesto Noceda, Stephanie's Designs Corporation, 1789 West 32nd Place, Hialeah, Florida 33012.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Chrysler Group Carco, LLC, intends to allow the establishment of TT of F. Duval, Inc., d/b/a FIAT of Jacksonville as a dealership for the sale of FIAT passenger cars manufactured by Chrysler (line-make FIAT) at 11101 Nursery Fields Drive, Jacksonville (Duval County), Florida 32256, on or after August 28, 2011.

The name and address of the dealer operator(s) and principal investor(s) of TT of F. Duval, Inc., d/b/a FIAT of Jacksonville are dealer operator(s): Terry Taylor, 505 South Flagler Drive, Suite 700, West Palm Beach, Florida 33401 and Ken Kovacs, 11101 Nursery Fields Drive, Jacksonville, Florida 32256; principal investor(s): Terry Taylor, 505 South Flagler Drive, Suite 700, West Palm Beach, Florida 33401 and Ken Kovacs, 11101 Nursery Fields Drive, Jacksonville, Florida 32256.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: P.R. Langley, Chrysler Group Carco LLC, 10300 Bogy Creek Road, Orlando, Florida 32824.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Textron, Inc., intends to allow the establishment of Germain Naples, LLC, as a dealership for the sale of low-speed vehicles manufactured by Textron, Inc. (line-make EZGO) at 13315 North Tamiami Trail, Naples (Collier County), Florida 34110, on or after August 28, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Germain Naples, LLC, are dealer operator(s): Bob Germain, 13315 North Tamiami Trail, Naples, Florida 34110; principal investor(s): Bob Germain, 13315 North Tamiami Trail, Naples, Florida 34110.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Rusty McGahee, Textron, Inc., 1451 Marvin Griffin Road, Augusta, Georgia 30906.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Kymco USA, Inc., intends to allow the establishment of Riva Motorsports Miami, Inc., as a dealership for the sale of motorcycles manufactured by Kwang Yang

Motor Co. Ltd. (line-make KYMC) at 11995 Southwest 222nd Street, Miami (Miami-Dade County), Florida 33170, on or after August 28, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Riva Motorsports Miami, Inc., are dealer operator(s): Michael Martin, 102550 Overseas Highway, Key Largo, Florida 33037; principal investor(s): Michael Martin, 102550 Overseas Highway, Key Largo, Florida 33037.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Bruce Ramsey, Kymco USA, Inc., 5 Stan Perkins Road, Spartanburg, South Carolina 29307.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Stephanie's Designs Corporation, intends to allow the establishment of USA Wholesale Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Jonway Motorcycle Manufacturer Co. Ltd., (line-make SHEN) at 4316 North Dixie Highway, Oakland Park (Broward County), Florida 33334, on or after August 28, 2011.

The name and address of the dealer operator(s) and principal investor(s) of USA Wholesale Scooters, Inc., are dealer operator(s): Noel Farbman, 4316 North Dixie Highway, Oakland Park, Florida 33334; principal investor(s): Noel Farbman, 4316 North Dixie Highway, Oakland Park, Florida 33334.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ernesto Noceda, Stephanie's Designs Corporation, 1789 West 32nd Place, Hialeah, Florida 33012.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Puma Cycles Corporation, intends to allow the establishment of Wild Hogs Scooters and Motorsports, as a dealership for the sale of motorcycles manufactured by Foshan City Fosti Motorcycle Manufacturing Co. Ltd. (line-make FSTI) at 1805 West Fairbanks Avenue, Winter Park (Orange County), Florida 32789, on or after August 28, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Wild Hogs Scooters and Motorsports are dealer operator(s): Jonathan Rupp, 1805 West Fairbanks Avenue, Winter Park, Florida 32789; principal investor(s): Jason M. Rupp, 3311 West Lake Mary Boulevard, Lake Mary, Florida 32746.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Josef Stutz, Puma Cycles Corporation, 1550 South Sinclair Street, Anaheim, California 92806.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE OF LITIGATION

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on July 15, 2011, concerning certificate of need decisions. No decision has been made as to the sufficiency of these petitions. A brief description of these projects is listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine the substantial interest of persons. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F.S., as well as Section 408.039, F.S. and Rule 59C-1.012, F.A.C. In deference to rights of substantially affected persons, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.

CON#	INITIAL DECISION, PROJECT, CTY, APPLICANT, PARTY REQUEST HEARING (PRH)
10092	Expiration, long term care hospital on the campus of Miami Jewish Home and Hospital for the Aged, MJHS LTAC, LLC, (PRH) same as applicant

- 10111 Approval, establish a 6 bed Level III NICU, District 2, Bay Hospital, Inc. d/b/a Gulf Coast Medical Center, (PRH) Tallahassee Memorial Healthcare, Inc. d/b/a Tallahassee Memorial Hospital
- 10117 Denial, establish a 24 bed comprehensive medical rehabilitation program, District 9, JFK Medical Center Limited Partnership d/b/a JFK Medical Center, (PRH) same as applicant
- 10118 Approval, establish a 34 bed comprehensive medical rehabilitation hospital, District 9, HealthSouth Rehabilitation Hospital of Martin County, LLC, (PRH) Tenet St. Mary's, Inc. d/b/a St. Mary's Medical Center
- 10118 Approval, establish a 34 bed comprehensive medical rehabilitation hospital, District 9, HealthSouth Rehabilitation Hospital of Martin County, LLC, (PRH) JFK Medical Center Limited Partnership d/b/a JFK Medical Center

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

Notice of Emergency Action

On July 14, 2011, State Surgeon General, issued an Order of Emergency Restriction Order with regard to the license of Alberto Sant Antonio, M.D. License #ME 82484. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public. For additional information, contact the Department of Health, Agency Clerk's Office.

Notice of Emergency Action

On July 14, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Juan Manuel De Oleo, P.A., License #PA 9101496. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. (2010) The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On July 14, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Ronda Rae Low, R.N., License #RN 9243071. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On July 13, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Toni J. Roberts, C.N.A., License #CNA 131248. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On July 13, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Phillip D. Thomas, C.N.A., License #CNA 93813. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. (2010)

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On July 14, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Kayla M. Blickley, C.N.A., License #CNA 86127. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. (2010) The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On July 19, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Teresa Marie Berg-Olsen, R.N., License #RN 9198077. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. (2010) The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On July 19, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Alberto B. Alvarez, R.N., License #RN 9220565. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. (2010) The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On July 19, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Melinda L. Heim, A.R.N.P., License #ARNP 1696532. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to

Sections 456.073(8) and 120.60(6), Florida Statutes. (2010) The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On July 14, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Christopher G. Wayne, D.O., License #OS 5799. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. (2010) The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On July 15, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Peter Dominic Del Toro, RPH, License #PS 35959 and PU 5914. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. (2010) The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

NOTICE OF THE AVAILABILITY OF THE 2011 TRAUMA CENTER LETTER OF INTENT PACKAGE

NAME OF AGENCY: Department of Health (DOH)

PACKAGE TITLE: Florida Trauma Center Letter of Intent Package

PURPOSE AND EFFECT: The Department of Health is mandated by Section 395.4025(2)(a), Florida Statutes, to notify Florida licensed acute care hospitals of their right to submit a Letter of Intent, DH Form 1840, to apply to become a trauma center.

ELIGIBILITY: Florida licensed acute care hospitals are eligible to apply.

AUTHORITY: Section 395.4025(2)(a), Florida Statutes. Rule 64J-2.012, Florida Administrative Code.

TO OBTAIN A PACKAGE: You may request a Letter of Intent package by telephone, fax, mail, or visit the Office of Trauma’s website at: <http://doh.state.fl.us/demo/Trauma/index.html> “Letter of Intent 2011”

Telephone: (850)245-4444, ext. 2756 or Suncom: 205-4440

Fax: (850)488-2512

Mail request to: Florida Department of Health, Division of Emergency Operations, Office of Trauma, 4052 Bald Cypress Way, Bin #C-18, Tallahassee, FL 32399-1738 or you may pick up in person at: Florida Department of Health, Division of Emergency Operations, Office of Trauma, 4025 Esplanade Way, Tallahassee, FL 32399.

DEADLINE: Letters of Intent must be postmarked between September 1, 2011, and midnight, October 1, 2011.

CONTACTS: Bernadette Behmke (850)245-4444, ext. 2756, or Susan McDevitt at (850)245-4444, ext. 2760 or Suncom: 205-4440.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions

specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P.O. Box 8050		General Counsel’s Office
Tallahassee, Florida 32314-8050		The Fletcher Building
Phone (850)410-9800		Suite 118
Fax: (850)410-9548		101 East Gaines Street,
		Tallahassee, Florida
		32399-0379
		Phone: (850)410-9889

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., August 19, 2011):

APPLICATION TO ESTABLISH AN INTERNATIONAL BRANCH OFFICE

Applicant and Location: Bankia, S.A.,
Valencia, Spain
Proposed Florida Locations: 1450 Brickell Avenue, Miami, Florida
Date Received: July 18, 2011

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN July 11, 2011
 and July 15, 2011

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF STATE

Division of Elections

1S-2.017	7/15/11	8/4/11	37/23	
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DEPARTMENT OF CORRECTIONS

33-401.401	7/12/11	10/1/11	37/16	37/23
33-601.800	7/11/11	7/31/11	37/21	

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

61G7-5.0033	7/12/11	8/1/11	37/23	
61G7-10.0012	7/12/11	8/1/11	37/23	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF FINANCIAL SERVICES

Funeral and Cemetery Services

69K-17.0034	7/11/11	7/31/11	37/16	
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**LIST OF RULES AWAITING LEGISLATIVE
 APPROVAL PURSUANT TO (CHAPTER 2010-279,
 LAWS OF FLORIDA)**

DEPARTMENT OF HEALTH

Board of Medicine

64B8-9.0131	11/8/10	*****	36/16	36/33
64B8-9.0134	3/25/11	*****	37/7	

Board of Osteopathic Medicine

64B15-14.0054	3/25/11	*****	37/7	
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