

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.:	RULE TITLES:
6A-1.001	District Financial Records
6A-1.004	Commissioner to Review Budgets
6A-1.0071	Fiscal Reporting Dates
6A-1.038	Funding and Refunding of School District Indebtedness

PURPOSE AND EFFECT: The purpose of the development for Rule 6A-1.001, F.A.C., is to propose changes to, Financial and Program Cost Accounting and Reporting for Florida Schools as incorporated by reference. Changes in law, accounting principles, and district practices require periodic revision of this publication, which includes the chart of accounts. Anticipated changes to the chart of accounts include: (1) modify balance sheet accounts in accordance with Governmental Accounting Standards Board (GASB) Statement 54; (2) modify revenue accounts for federal programs based on changes in legislation and reporting; (3) modify revenue accounts for state programs in accordance with changes in state funding; (4) modify local revenue accounts for changes in fee structures; (5) modify fund and account group structure for consistency with GASB Statement 54; (6) clarify Function and Object code definitions; (7) provide accounting guidance in accordance with GASB Statement 54 in Chapter 2; and (8) modify Chapter 5, Program Cost Accounting and Reporting, to reflect changes in legislation. The purpose of the development for Rules 6A-1.004 and 6A-1.038, F.A.C., is to align the rules with the provisions in Chapter 2011-175, Laws of Florida, which took effect on July 1, 2011. The 2011 legislation deleted the requirement that the Commissioner of Education review the budget of district school boards and the requirement that the Department of Education approve the budget of district school boards. The purpose of the development for Rule 6A-1.0071, F.A.C., is to add Form ESE 374, Schedule of Maturities of Indebtedness, and Form ESE 523, Information Concerning Authorized Obligation Under Sections 1011.14 and 1011.15, Florida Statutes, to the submission of the school district annual financial report. The effect will be rules aligned with Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: District financial records, budget submission procedures, and annual financial reporting submission procedures.

RULEMAKING AUTHORITY: 1001.02(1), 1010.01, 1010.20, 1011.03(4), 1011.16, 1011.60(1), 1011.60(5) FS.

LAW IMPLEMENTED: 200.065, 1001.42(13)(b), 1010.01, 1010.20, 1011.01(3), 1011.02, 1011.03(4), 1011.16, 1011.60(1), 1011.60(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Eggers, Bureau of School Business Services, Department of Education, 325 West Gaines Street, Room 814, Tallahassee, Florida 32399-0400, (850)245-0405. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or email lynn.abbott@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-1.09422	Florida Comprehensive Assessment Test and End-of-Course Assessment Requirements

PURPOSE AND EFFECT: The purpose of this rule development is to include the reading and mathematics grade-level scale scores for each achievement level for use in reporting student proficiency levels in reading and mathematics as part of the student achievement testing programs known as the Florida Comprehensive Assessment Test 2.0 and Algebra 1 End-of-Course Assessment.

SUBJECT AREA TO BE ADDRESSED: Florida Comprehensive Assessment Test 2.0 and Algebra 1 End-of-Course Assessment.

RULEMAKING AUTHORITY: 1008.22(13) FS.

LAW IMPLEMENTED: 1008.22, 1008.25, 1008.34 FS.

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

DATES AND TIMES: October 10, 2011, 1:30 p.m. – 3:30 p.m.; October 11, 2011, 2:00 p.m. – 4:00 p.m.; and October 12, 2011, 1:30 p.m. – 3:30 p.m.

PLACES: October 10, 2011 – Florida Department of Education, Burlington Building, 325 West Gaines Street, Room 1703/07, Tallahassee, Florida 32399-0400; October 11, 2011 – Jones High School, Auditorium, 801 S. Rio Grande Avenue, Orlando, Florida 32805, and October 12, 2011 – Palm Beach School District Support Center, 1400 North Florida Mango, West Palm Beach, Florida 33409.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dr. Sharon Koon, Assistant Deputy Commissioner, Office of

Assessment, 325 W. Gaines Street, Suite 414, Tallahassee, FL 32399, (850)245-0513. To submit a comment on this rule development go to <https://app1.fldoe.org/rules/default.aspx>
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.0163
RULE TITLE: Reading Endorsement Competencies
PURPOSE AND EFFECT: The purpose of the rule amendment is to update the Competencies and Indicators for the Reading Endorsement. The effect is a rule which will reflect current competencies and indicators.

SUMMARY: This proposed rule adopts new Competencies and Indicators for the endorsement in Reading.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. Pursuant to the Department’s economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not required. 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: 1001.02(2), 1001.215, 1012.55(1) FS.

LAW IMPLEMENTED: 1001.215, 1012.55(1) FS.

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

DATE AND TIME: September 20, 2011, 8:30 a.m.
PLACE: Valencia Community College, West Campus, 1800 South Kirkman Road, Building HSB, Room 105, Orlando, Florida.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Stuart Greenberg, Executive Director, Just Read Florida! and the Office of Early Learning, Department of Education, 325 West Gaines Street, Suite 501, Tallahassee, Florida, (850)245-0503

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.0163 Reading Endorsement Competencies.

The competencies and indicators required for approval of educator preparation programs pursuant to Rule 6A-5.066, F.A.C., and for district in-service add-on programs pursuant to Section 1012.575, F.S., for certification in the Reading Endorsement, are contained in the publication, Reading Endorsement Competencies 2011, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00556>) which is hereby incorporated by reference and made a part of this rule. Copies of the Reading Endorsement Competencies 2011 may be obtained by contacting Just Read, Florida!, Department of Education, 325 West Gaines Street, Room 501 4548, Tallahassee, Florida 32399, or from the website at <http://www.justreadflorida.com/endorsement/>. The standards set forth in the Reading Endorsement Competencies 2011 shall be incorporated into all teacher preparation programs and district in-service add-on programs no later than August 1, 2012.

Rulemaking Specific Authority 1001.02(2), 1001.215, 1012.55(1) FS. Law Implemented 1001.215, 1012.55(1) FS. History–New 5-19-08, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Michael Grego, Interim Chancellor, K-12 Public Schools

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Gerard Robinson, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 9, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 16, 2010

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.0233
RULE TITLE: Specialization Requirements for Certification in the Area of Middle Grades Integrated Curriculum (Grades 5-9) – Academic Class

PURPOSE AND EFFECT: The purpose of this rule amendment is to repeal Rule 6A-4.0233, F.A.C. There are currently individual core content area certifications available for middle grades teachers that require teachers to demonstrate mastery of subject specific content and pedagogical knowledge in the core content areas (Mathematics, Reading/Language Arts, Science, and Social Science). By repealing this rule, the Middle Grades Integrated Curriculum subject coverage will be removed as an option for certification. Prospective middle grades teachers of core content courses will be required to demonstrate an increased level of content knowledge by meeting requirements for certification in a specific middle grades content subject area including passing a specific subject content examination.

SUMMARY: The rule is to be repealed.

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 not been prepared by the agency.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 1001.02, 1012.55, 1012.56 FS.

LAW IMPLEMENTED: 1007.22, 1012.54, 1012.55, 1012.56 FS.

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

DATE AND TIME: September 20, 2011, 8:30 a.m.

PLACE: Valencia Community College, West Campus, 1800 South Kirkman Road, Building HSB, Room 105, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kathy Hebda, Deputy Chancellor for Educator Quality, Division of Public Schools, Department of Education, 325 West Gaines Street, Suite 1502, Tallahassee, Florida, (850)245-0509

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.0233 Specialization Requirements for Certification in the Area of Middle Grades Integrated Curriculum (Grades 5-9) – Academic Class.

Rulemaking Specific Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1001.02, 1012.54, 1012.55, 1012.56 FS. History--New 4-25-96, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Michael Grego, Interim Chancellor, K-12 Public Schools

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Gerard Robinson, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 9, 2011

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0251
RULE TITLE: Management of Chronic Health Conditions

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to address self-administration of medication by students with certain health conditions enrolled in the public school system.

SUMMARY: Section 1002.20(3), Florida Statutes, was amended to add self-administration of pancreatic enzyme medication by students with cystic fibrosis (SB 166) as well as management of students with diabetes (HB 747). The approved legislation requires rulemaking in cooperation with the Florida Department of Health (FDOH). Therefore, Rule 6A-6.0251, F.A.C., is being amended in cooperation with FDOH to define terminology and to address management of students with certain health conditions. The rule title is being changed to include inhaler use by students with asthma, the use of epinephrine auto-injectors by students with life-threatening allergies, use of pancreatic enzyme medication by students with cystic fibrosis, and management of students with diabetes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not required. 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: 1002.20(3)(h)-(k) FS.

LAW IMPLEMENTED: 1002.20(3)(h)-(k) FS.

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

DATE AND TIME: September 20, 2011, 8:30 a.m.

PLACE: Valencia Community College, West Campus, 1800 South Kirkman Road, Building HSB, Room 105, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bambi Lockman, Chief, Bureau of Exceptional Education and Student Services, K-12 Public Schools, Department of Education, 325 West Gaines Street, Room 614, Tallahassee, Florida, (850)245-0475

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of Rule 6A-6.0251 follows. See Florida Administrative Code for present text.)

6A-6.0251 Management Use of Chronic Health Conditions Epinephrine Auto Injectors.

(1) Definitions.

(a) Self-Administration. Self-administration shall mean that a student with anaphylaxis, asthma, cystic fibrosis, or diabetes is able to self-manage medication, supplies, and equipment in the manner directed by a licensed healthcare provider without additional assistance or direction in accordance with Section 1002.20(3), F.S.

(b) Anaphylaxis. Anaphylaxis is a medical term for life-threatening allergic reactions that may occur when individuals with allergies are exposed to specific allergens. Anaphylaxis is a collection of symptoms affecting multiple systems in the body.

(c) Asthma. Asthma is an inflammatory disorder of the airways that impairs breathing. Asthma management is classified according to severity and control of asthma symptoms.

(d) Pancreatic insufficiency. Pancreatic insufficiency includes the diagnosis of cystic fibrosis, a disease that affects the lungs and digestive system.

(e) Diabetes. Diabetes is a disease that impairs the body's ability to produce or properly use insulin, a hormone that is needed to convert food into energy. Diabetes management includes routine and emergency care of students with diabetes.

(f) Medical Management Plan. A Medical Management Plan means medical authorization that includes medication orders from a student's healthcare provider to meet the medical needs of a student with a chronic health condition during school and school-sponsored activities.

(g) Individualized Health Care Plan (IHCP). An IHCP is a plan of action developed by a registered nurse (RN) in collaboration with the student, parent/guardian, health care team, and school personnel for the management of actual and potential health care needs in the school setting, on field trips, and during school-sponsored activities. The IHCP is child-specific in accordance with Section 1006.062, F.S., and includes a written format for nursing assessment (health status, risks, concerns, and strengths), nursing diagnosis, interventions, delegation, expected outcomes, and goals to meet the needs of a student with a chronic health condition.

(h) Emergency Action Plan (EAP). An EAP is a child-specific action plan for anticipated health emergency (ies) in the school setting. The EAP is a component of the IHCP developed in accordance with Section 1006.062, F.S., and Rule 64F-6.004, F.A.C. The EAP shall specify when the emergency number (911) will be called and describe a plan of action if the student needs assistance or is unable to self-administer medication or self-manage treatment as prescribed.

(i) School Health Services Plan. The School Health Services Plan means the document jointly developed by the local school district and county health department that describes the health services to be provided, responsibility of provision of health services, and anticipated expenditures to provide health services as required in Section 381.0056(5), F.S.

(2) A student shall be allowed to carry and self-administer medication, supplies, and equipment in accordance with Section 1002.20(3), F.S., based on the student's medical management plan from the healthcare provider as well as written parent/guardian consent.

(3) An RN shall develop an annual IHCP that includes an EAP, in collaboration with the student, parent/guardian, health care team, and school personnel for a student with a chronic health condition as specified in Section 1002.20(3), F.S., that includes: anaphylaxis, asthma, cystic fibrosis, and diabetes. The IHCP includes an assessment of the student's ability to safely and effectively self-manage their health condition while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities.

(4) In accordance with Section 1002.20(3), F.S., the school district shall ensure that procedures are in place to protect the safety of all students from the misuse or abuse of medication, supplies, or equipment.

(5) In accordance with Section 1002.20(3)(j), F.S., a school district may not restrict assignment of a student with diabetes.

(6) School districts are encouraged to develop and implement strategies for training school personnel in the management of students with allergies, asthma, cystic fibrosis, and diabetes in accordance with Section 1006.062, F.S., and the local School Health Services Plan.

(7) The Department of Education, in collaboration with the Department of Health, shall identify, develop, and provide sources for training and technical assistance for school districts. School districts shall provide training to school personnel responsible for the routine or emergency care of students with chronic health conditions including anaphylaxis, asthma, cystic fibrosis, and diabetes.

Rulemaking Authority 1002.20(3)(h)-(k) ~~1003.492(2)~~ FS. Law Implemented 1002.20(3)(h)-(k) ~~1003.491, 1003.492, 1003.493~~ FS. History—New 3-24-08, Amended 8-18-09, 6-22-10, 6-21-11,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Michael Grego, Interim Chancellor, K-12 Public Schools
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Gerard Robinson, Commissioner, Department of Education
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 9, 2011
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 29, 2011

DEPARTMENT OF EDUCATION**State Board of Education**

RULE NO.: 6A-6.0573
 RULE TITLE: Industry Certification Process.

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate changes made by the 2011 Legislature to the governing statutes. In addition, new certifications will be added to the Industry Certification Funding List, as incorporated by reference in the rule and referred to as the 2011-2012 Industry Certification Funding List. The Industry Certification Funding List must include weights for each industry certification for use in the Florida Education Finance Program (FEFP) calculation.

SUMMARY: The 2011 Legislature created Section 1003.4935, Florida Statutes, providing law governing the addition of the middle school career and professional academy component. In addition, the Department is adopting by reference the "Comprehensive Industry Certification List, 2011-12" as approved and published March 1, 2011 by Workforce Florida, Inc. Further, the Department is adopting the "2011-12 Industry Certification Funding List" with weights assigned to each certification based on the rigor and employment value of the certification. This modification to the rule includes the specific calculation to be used for the assignment of one of three weights to each industry certification for use in the Florida Education Finance Program calculation.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not required. 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: 1003.492(2), 1011.62(1)(o) FS.

LAW IMPLEMENTED: 1003.491, 1003.492, 1003.493, 1003.4935 FS.

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

DATE AND TIME: September 20, 2011, 8:30 a.m.

PLACE: Valencia Community College, West Campus, 1800 South Kirkman Road, Building HSB, Room 105, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tara Goodman, Bureau Chief, Budget, Accountability and Assessment, 325 West Gaines Street, Tallahassee, Florida 32399-0400, (850)245-9002, tara.goodman@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.0573 Industry Certification Process.

(1) Pursuant to Section 1003.492(2), F.S., Workforce Florida, Inc.'s approved list of industry certifications, which has been named the "~~2010-11~~ Workforce Florida, Inc. Comprehensive Industry Certification List for the Career and Professional Education Act, 2011-2012" (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00558>) (~~<http://www.flrules.com/Gateway/reference.asp?No=Ref-00221>~~) is adopted by the State Board of Education and incorporated by reference in this rule. The "~~2010-11~~ Workforce Florida, Inc. Comprehensive Industry Certification List for the Career and Professional Education Act, 2011-2012" may be obtained from the Department of Education's web site at <http://www.fldoe.org/workforce/fcpea/default.asp>.

(2) The "Comprehensive Industry Certification List" shall be published by March 1 of each calendar year.

(3) "Industry Certification Funding List." The Department of Education shall review the approved "Comprehensive Industry Certification List" to identify certifications deemed sufficiently rigorous academically and, thus, eligible for additional full-time equivalent (FTE) membership funding, pursuant to Section 1011.62(1), F.S.

(a) This list will be known as the "2011-2012 Industry Certification Funding List 2010-2011, Updated" (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00557>) to be published by the Department of Education and is incorporated by reference in this rule. The "2011-2012 2010-2011 ~~Industry Certification Funding List, Updated~~" (~~<http://www.flrules.com/Gateway/reference.asp?No=Ref-00221>~~) may be obtained from the Department of Education's web site at <http://www.fldoe.org/workforce/fcpea/default.asp>.

(b) To be considered for additional full-time equivalent membership funding and included on the "2010-2011 Industry Certification Funding List, Updated" in this paragraph, a certification shall:

1. Be on the "Comprehensive Industry Certification List;"
2. Be achievable by secondary students ~~in a secondary level program;~~
3. Require a minimum of one hundred fifty (150) hours of instruction; and
4. Have been offered for at least one year in a school district.

(c) The Commissioner of Education may waive the one-year requirement when failure to do so would inhibit preparation of students for emerging workforce opportunities.

(4) No later than March ~~5~~ each year, the Department of Education shall produce a preliminary "Industry Certification Funding List" and shall show the industry certifications for which registered career and professional academy students may be reported for additional full-time equivalent membership funding by school districts under Section 1011.62(1), F.S.

(a) School districts shall be provided a period of time to request additions to the preliminary "Industry Certification Funding List" prior to publication of the final "Industry Certification Funding List" for the following school year.

(b) School districts offering career and professional academies under Section 1003.492, F.S., may submit requests to include an industry certification, not on the preliminary "Industry Certification Funding List," to the final "Industry Certification Funding List" along with supporting documentation, to the Department of Education.

1. Supporting documentation shall include a statement of justification and other resource material to illustrate the correlation between the program standards and the certification examination competencies.

2. Requests shall be submitted no later than April ~~1~~ for inclusion on the final "Industry Certification Funding List."

3. The Department of Education shall review each request according to the above criteria and respond to the submitting school district by May 15 within forty-five (45) days of receipt.

4. If the request is denied for failure to meet the criteria in paragraph (3)(b) of this rule, the specific reason for denial shall be included in the response to the school district.

(5) Pursuant to Section 1011.62(1), F.S., industry certifications approved by the State Board of Education for inclusion in the final "Industry Certification Funding List" shall be assigned one of the following weights: 0.1, 0.2, or 0.3. The weights shall be determined by values assigned to indicators of rigor and employment value, with 50 percent of the points based on rigor and 50 percent based on employment value. Rigor and employment value each shall be assigned up to three points for a total possible value of six.

(a) Rigor shall be determined by the State Board of Education using the number of instructional hours necessary to earn the industry certification with bonus points assigned for certifications with Gold Standard Career Pathways Industry Certification to Associate in Applied Science (AAS)/Associate in Science (AS) Statewide Articulation Agreements approved by the State Board of Education. Instructional hour values shall be determined based on the classroom instructional hours and work experience hours necessary to earn the certification.

1. Classroom instructional hours shall be determined through one of the following methods:

a. Instructional hours identified by the certifying agency.

or

b. Alignment of statewide curriculum frameworks to the competencies required for the industry certification based on a review by the Department of Education. This process shall include a review of standards in the curriculum frameworks, as adopted by the State Board of Education in Rule 6A-6.0571, F.A.C., for the secondary and postsecondary programs that align with the certification.

2. Work experience hours shall be determined based on the work hours required by the certifying agency to earn the certification.

3. Instructional hours shall be the sum of classroom instructional hours and work experience hours.

4. The maximum value for the rigor of the industry certification is three points. The total instructional hours necessary to earn the industry certification shall be converted to rigor points based on the following scale:

a. A value of 150 to 299 hours equals 0.5 points.

b. A value of 300 to 449 hours equals 1.0 points.

c. A value of 450 to 599 hours equals 1.5 points.

d. A value of 600 to 749 hours equals 2.0 points.

e. A value of 750 to 899 hours equals 2.5 points.

f. A value of 900 or more hours equals 3.0 points.

5. If the State Board of Education has an approved Gold Standard Career Pathways Industry Certification to AAS/AS Degree Articulation Agreement for the certification, a value of 0.5 shall be added to the rigor point total if the points assigned for instructional hours are less than or equal to 2.5.

(b) Employment value shall be determined by the State Board of Education, in consultation with Workforce Florida, Inc., using the entry wage, growth rate, and average annual openings for the Standard Occupational Classification (SOC) code linked to the industry certification, based on occupational linkages assigned by the Florida Agency for Workforce Innovation.

1. The maximum employment value of the industry certification is three points. The State Board of Education shall assign one point to each certification for the three indicators: entry wage, growth rate, and average annual openings. Points shall be assigned to each certification based on the percentile ranking of the occupation to which it is linked among all occupations linked to certifications on the "Industry Certification Funding List." The source for the employment information is data from Florida Agency for Workforce Innovation, Labor Market Statistics Center, Occupational Employment Statistics Program and Employment Projections Program, in the document "2007-11 Comprehensive Industry Certification List with Employment Data" (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00559>) which is hereby incorporated by reference. The document can be accessed from the Department's web site at http://www.fldoe.org/workforce/careeracademies/ca_home.asp.

2. The points for entry wage, growth rate, and average annual openings shall be assigned as follows:

a. A value at or below the 25th percentile equals 0.25 point.

b. A value greater than the 25th percentile and below or equal to 50th percentile equals 0.50 point.

c. A value greater than the 50th percentile and below or equal to the 75th percentile equals 0.75 point.

d. A value above the 75th percentile equals 1.0 point.

3. For each certification, the State Board of Education shall sum the points for entry wage, growth rate, and average annual openings. The sum of this calculation is the employment value point total for the certification.

(c) The rigor and employment value point totals shall be summed and divided by six and rounded to two decimal places. The minimum calculated value is 0.21. The maximum calculated value shall not exceed 1.0. The final weight assigned to the certification shall be based on this value as follows:

1. Total value up to 0.21 to 0.47 equals a weight of 0.1.

2. Total value of 0.48 to 0.74 equals a weight of 0.2.

3. Total value of 0.75 to 1.0 equals a weight of 0.3.

(d) The employment value shall be recalculated annually based on the most recent statewide employment data published by the Florida Agency for Workforce Innovation. The rigor value shall be reviewed annually for any changes to the instructional hours or approved articulation agreements.

(6)(5) The final "Industry Certification Funding List" for the school year shall be published no later than the July 1, preceding the beginning of the school year. The list shall include a weight for use in the additional full-time equivalent membership calculation pursuant to Section 1011.62(1), F.S., as defined in subsection (5) of this rule. With the publication of this list, the Department will recommend linkages to secondary career and technical programs in the Course Code Directory.

(7)(6) Conditions for the additional full-time equivalent membership funding pursuant to Section 1011.62(1), F.S.

(a) A school district shall be eligible for additional FTE membership under the following conditions, for a maximum of one 0.3 full-time equivalent membership funding per student:

1. Student is enrolled in a registered career and professional academy.

2. Student completes a certification on the "Industry Certification Funding List."

3. Student receives a high school diploma.

(b) Up to two certifications A maximum of one certification may be reported for a course.

(c) School districts may report students who complete industry certifications during the update period allowed by the Department of Education for survey 5 after an initial submission.

(8)(7) Registration of High School Career and Professional Academies. The Department of Education shall maintain a web site for school districts to register career and professional academies that meet the requirements of Section 1003.493, F.S.

(a) School districts shall submit up-to-date information on each career and professional academy through an annual reporting window which shall open on or after of July 15 and close on to September 15, and shall remain open for a minimum of thirty days. Form FCAPEA-01, Florida Career and Professional Education Act Career and Professional Academies, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00561>) is hereby incorporated by reference in this rule to become effective and shall be utilized for reporting the information. Form FCAPEA-01 may be found on the Department's web site at: <https://app1.fldoe.org/workforce/CAPE/>, annually on Form ICP-1 located on the Department's web site at <http://www.fldoe.org/workforce/>. Form ICP-1 is hereby incorporated by reference to become effective with the effective date of this rule. The required information shall include, but is not limited to, the following: academy name and school and a list of industry certifications offered to students in the academy selected from the final "Industry Certification Funding List."

(b) As part of the registration process, the superintendents shall certify that each academy meets all of the requirements of Section 1003.493, F.S.

(c) Eligibility for funding under Section 1011.62(1), F.S., is limited to academies registered with the Department of Education.

(d) Academies shall be registered by September 15 of the reporting year for their students to be eligible to generate the additional full-time equivalent membership funding based on the completion of industry certifications.

(8) Performance Criteria:

(a) The performance criteria specified in Section 1003.493(5), F.S., shall be calculated in the following manner:

1. The denominator is the number of students in the career course who took the industry certification examination or who attempted college credit for their enrollment in the career course.

2. The numerator is the number of students in the denominator who successfully passed an industry certification on the "Industry Certification Funding List" or who earned college credit.

(b) A school district that fails to meet the performance criteria specified in Section 1003.493(5), F.S., may not offer that industry certification in the academy in the subsequent year.

(c) In the annual registration process for the academy, the school district can no longer report an industry certification that fails to meet the performance criteria in the academy and

~~will not be eligible to receive the additional full-time equivalent membership funding for that industry certification under the requirements of Section 1011.62(1), F.S.~~

(9) Registration of Middle School Career and Professional Academies. The Department of Education shall maintain a website for school districts to register middle school career and professional academies that meet the requirements of Section 1003.4935, F.S.

(a) School districts shall submit up-to-date information on each career and professional academy through an annual reporting window which shall open on or after September 16 and close on October 15, and shall remain open for a minimum of thirty (30) days. Form FCAPEA-02, Florida Career and Professional Education Act Career and Professional Academies, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00562>) is hereby incorporated by reference in this rule to become effective _____ and shall be utilized for reporting the information. Form FCAPEA-02 may be found on the Department's web site at: <https://app1.fldoe.org/workforce/CAPE/>.

(b) As part of the registration process, superintendents shall certify that each academy meets all of the requirements of Section 1003.4935, F.S.

(c) Eligibility for funding under Section 1011.62(1), F.S., is limited to academies registered with the Department of Education.

(d) Academies shall be registered by October 15 of the reporting year for their students to be eligible to generate the additional full-time equivalent membership funding based on the completion of industry certifications.

Rulemaking Authority 1003.492(2) FS. Law Implemented 1003.491, 1003.492, 1003.493, 1003.4935, 1011.62(1)(o) FS. History--New 10-20-08, Amended 8-18-09, 6-22-10, 6-21-11, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Loretta Costin, Chancellor, Division of Career and Adult Education

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Gerard Robinson, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 9, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 27, 2011

**DEPARTMENT OF EDUCATION
State Board of Education**

RULE NO.: 6A-6.0785
RULE TITLE: Charter School Applicant Training Standards

PURPOSE AND EFFECT: The purpose of this rule amendment is to update Rule 6A-6.0785, F.A.C., to reflect changes from the 2011 Legislative Session. Section

1002.33(6), Florida Statutes, was amended to require new applicant training after approval of an application, as well as to amend the topics required to be covered in the applicant training.

SUMMARY: Proposed revisions include modifying the training standards to align with statutory changes and amending the deadline for sponsors to submit a form.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency. Districts opting to provide training may incur minimal costs relating to the notification of such training opportunities. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not required.

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: 1002.33(27) FS.

LAW IMPLEMENTED: 1002.33(6) FS.

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

DATE AND TIME: September 20, 2011, 8:30 a.m.

PLACE: Valencia Community College, West Campus, 1800 South Kirkman Road, Building HSB, Room 105, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adam Miller, Director of Charter Schools, Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida, (850)245-0502, or adam.miller@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.0785 Charter School Applicant Training Standards. Training will be provided to charter school applicants in accordance with Section 1002.33(6)(f)(g), F.S.

(1)(a) Standards for charter school applicant training are specified in ~~the Form IEPC-TS~~, Charter School Applicant Training Standards Certification Form ~~2009~~, hereinafter, ~~Training Standards Certification Form IEPC-TS~~, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00560>) which is hereby incorporated by reference to become a part of this rule to become effective _____, ~~2011 May 3, 2010~~.

(b) ~~The Training Standards Certification Form IEPC-TS~~ establishes the standards for charter school applicant training. The standards were developed by the Department pursuant to Section 1002.33(6)(f)(g), F.S., and address the following

topics: charter school laws and rules, ~~the application process,~~ charter school sponsor duties and services, developing and adjusting business plans, accounting for projecting enrollment, estimating costs and income, accurate financial planning and good business practices, requirements of Financial and Program Cost Accounting and Reporting for Florida Schools as incorporated by reference in Rule 6A 1.001, F.A.C., charter school audit requirements, and identifying and applying for the types and amounts of state and federal financial assistance a charter school may be eligible to receive.

(c) Copies of ~~the Training Standards Certification Form~~ IEPC-TS may be obtained from the Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399, or on the School Choice web site at www.floridaschoolchoice.org.

(2) A sponsor intending to require charter school applicants to participate in training provided by the sponsor in lieu of the Department's training ~~pursuant to Section 1002.33(6)(g)2., F.S.,~~ must annually certify that the sponsor's training standards meet or exceed the standards developed by the Department through the following process:

(a) The sponsor shall complete, sign, and submit a ~~Training Standards Certification Form~~ IEPC-TS prior to offering training to approved charter school applicants no later than January 31 ~~May 1~~ of each year. The form shall be submitted to the Office of Independent Education and Parental Choice, Florida Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399.

(b) Upon receipt of ~~the Training Standards Certification Form~~ IEPC-TS, the Department will, within ten (10) business days, notify the sponsor if the form is complete and satisfactorily demonstrates that the sponsor's standards meet or exceed the standards developed by the Department. If the form is not complete, or if additional information is required, the Department will notify the sponsor in writing.

(c) Upon receipt of notification that ~~the Training Standards Certification Form~~ IEPC-TS has been accepted by the Department the sponsor shall:

1. Send written or electronic notification about the training requirement to all approved ~~the prospective~~ charter school applicants for the most recent application cycle known to the sponsor; and
2. Post a notice about the required training in a prominent place on the sponsor's internet web site; ~~and~~
3. ~~Verbally inform each charter school applicant of the training requirement at the time intent to submit an application is made known to the sponsor.~~

(3) A sponsor that does not intend to require charter school applicants to participate in training provided by the sponsor in lieu of the Department's training shall provide notification of the applicant training requirement established by Section 1002.33(6)(f)(g)2., F.S., by sending written or electronic notification to all approved ~~the prospective~~ charter school

applicants for the most recent application cycle known to the sponsor. The notification shall include the Department's charter school web site.

(4) Applicant training must be offered annually ~~by July 31~~ and scheduled in a manner that provides all approved applicants a reasonable opportunity to participate at least 30 days prior to the first day of classes at the charter school.

(5) Upon completion of the training, the provider shall present a certificate of participation to the applicant and maintain a record of the training date and the name and title of each attendee, including whether or not the attendee was a high-performing charter school or high-performing charter school system applicant.

(6) The sponsor may not require charter school applicants to attend sponsor training in lieu of the Department's training prior to the effective date of ~~the this rule~~ as amended.

Rulemaking Authority 1002.33(26) FS. Law Implemented 1002.33(6)(g) FS. History--New 5-3-10, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Kooi, Executive Director, Office of Independent Education and Parental Choice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Gerard Robinson, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 9, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 22, 2011

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-10.0342
 RULE TITLE: Career and Technical Education Program Performance Reporting

PURPOSE AND EFFECT: The purpose of this amendment is to align the accountability mechanisms prescribed in statute with the accountability section of Florida's State Plan for the Carl D. Perkins Career and Technical Education Act.

SUMMARY: The rule is being amended to reflect how the Department will implement policy in compliance with Section 1008.43(1)(a), Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not required.

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: 1008.43 FS.

LAW IMPLEMENTED: 1008.43 FS.

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

DATE AND TIME: September 20, 2011, 8:30 a.m.

PLACE: Valencia Community College, West Campus, 1800 South Kirkman Road, Building HSB, Room 105, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tara Goodman, Bureau Chief, Budget, Accountability and Assessment, 325 West Gaines Street, Room 744, Tallahassee, Florida 32399-0400, (850)245-9002, tara.goodman@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-10.0342 Career and Technical Vocational Education Program Performance Reporting.

(1) The Department will annually calculate and publish secondary and postsecondary program improvement targets for each of the performance measures for which career and technical education job-preparatory/occupational programs are to be accountable. Methods for the calculation of the program improvement targets will include the following:

~~(a) The program performance measures that are expressed as percentages or rates (the placement rate, productivity rate, more advanced academic skills rate, and the targeted population enrollment reporting rate) will have targets that will require greater performance improvement when the rates are lower in value and lesser performance improvement when the rates are higher in value. Program improvement targets will be calculated specifically for programs within each educational level.~~

~~(b) The program performance measures that are expressed as amounts (the program full-time/full-quarter earnings measure and the institutional full-time/full-quarter earnings measure) will have targets that will be based on the range of full-time/full-quarter earnings for all comparable programs and all institutions at the same educational level across the state.~~

~~(c) The basic skills measure is self-targeting inasmuch as it requires one hundred (100) percent of the program completers to receive or be eligible for a high school diploma.~~

(2) For the completion and placement rate calculations, “career and technical education concentrator” is defined as the following: Minimum performance standards for the placement rate and productivity rate will be seventy (70) percent and twenty (20) percent, respectively, for postsecondary programs. Minimum program improvement targets will equal or exceed these minimum performance standards.

(a) Secondary – A secondary student who has earned three (3) or more credits in a single career and technical education program, or two (2) credits in a single career and technical education program, but only in those programs where two (2) credit sequences at the secondary level are recognized by Rule 6A-6.0571, F.A.C., Career and Technical Education and Adult General Education Standards and Industry-Driven Benchmarks and/or its local eligible recipients.

(b) Postsecondary Clock Hour Programs – A postsecondary student who completes at least one-third of the academic and/or technical hours in a clock hour career and technical education program that terminates in the award of an industry-recognized credential, certificate or degree.

(c) Postsecondary Credit Hour Programs – A postsecondary student who completes at least one-third of the academic and/or technical hours in a college credit career and technical education program that terminates in the award of an industry recognized credential, certificate or degree.

(3) The completion rate for secondary programs shall be calculated as follows: The numerator shall be the number of senior career and technical education concentrators who attained a 1) standard high school diploma, 2) General Educational Development (GED) credential or Adult High School diploma, or 3) proficiency credential, certificate or degree, in conjunction with a secondary school diploma. The denominator shall be the number of senior career and technical education concentrators who have left secondary education in the reporting year. The 2011-12 target shall be 96%. For 2012-13 and subsequent years the target shall be 97%. The Department will calculate placement, productivity, and institutional earnings measures for all enrolled students and for enrolled targeted population students. The measures based on enrolled targeted students will use the same program improvement targets as were calculated based on all enrolled students for these measures.

(4) The placement rate for secondary programs shall be calculated as follows: The numerator shall be the number of career and technical education concentrators from the prior year who completed secondary school and who were placed in postsecondary education, employment, and/or military service in the 2nd quarter (October-December) after leaving secondary education during the reporting year. The denominator shall be the number of career and technical education concentrators from the prior year who completed secondary school. The 2011-12 target shall be 81%. For 2012-13 and subsequent years the target shall be 82%. Exceptional education students (except gifted) and students enrolled in state-approved drop-out prevention programs under modified curriculum or standards and/or without a certified vocational teacher are not included in the calculation of the more advanced academic skills performance measure.

(5) The completion rate for postsecondary clock hour programs shall be calculated as follows: The numerator shall be the number of career and technical education concentrators who received an industry-recognized credential or a certificate during the reporting year. The denominator shall be the number of career and technical education concentrators who left postsecondary education during the reporting year. The 2011-12 target shall be 58%. For 2012-13 and subsequent years the target shall be 58.25%. Beginning in the 1994-95 school year, and annually thereafter, the Department will conduct a program review of a postsecondary program anytime three (3) or more of the performance measures fail to meet or exceed established targets.

(6) The placement rate for postsecondary clock hour programs shall be calculated as follows: The numerator shall be the number of career and technical education concentrators from the prior year who received a credential, degree or certificate who were placed in postsecondary education, employment and/or military service in the 2nd quarter (October-December) after leaving postsecondary education. The denominator shall be the number of career and technical education concentrators from the prior year who received a credential, degree or certificate. The 2011-12 target shall be 84.55%. For 2012-13 and subsequent years the target shall be 84.60%. Beginning in the 1994-95 school year, and annually thereafter, school districts and community colleges will develop an improvement plan of a postsecondary program anytime a performance measure fails to meet or exceed minimum performance standards.

(7) The completion rate for postsecondary credit hour programs shall be calculated as follows: The numerator shall be the number of career and technical education concentrators who received an industry-recognized credential, a certificate, or a degree during the reporting year. The denominator shall be the number of career and technical education concentrators who left postsecondary education during the reporting year. The 2011-12 target shall be 49%. For 2012-13 and subsequent years the target shall be 50%. Beginning in the 1996-97 school year, and annually thereafter, school districts and community colleges will develop an improvement plan for a postsecondary program whenever the program fails to meet or exceed any three or more of the performance improvement targets for three (3) consecutive years.

(8) The placement rate for postsecondary credit hour programs shall be calculated as follows: The numerator shall be the number of career and technical education concentrators from the prior year who received a credential, degree or certificate who were placed in postsecondary education, employment and/or military service in the 2nd quarter (October-December) after leaving postsecondary education. The denominator shall be the number of career and technical education concentrators from the prior year who received a credential, degree or certificate. The 2011-12 target shall be 88%. For 2012-13 and subsequent years the target shall be

89%. Beginning in the 1994-95 school year, and annually thereafter, the Department will report to the State Board for Vocational Education; boards of trustees; school boards; and the State Board of Independent Postsecondary Vocational, Technical, Trade and Business Schools the results of program reviews and improvement plans implemented by affected schools as prescribed in Section 239.233(1)(b)5., Florida Statutes.

(9) If a program fails to achieve both the completion and placement targets and the average full-time/full-quarter earnings of completers is below the 25th percentile in the state for that program, the program will be flagged in performance reports produced by the Department and the school district or college will be notified by the Department.

Rulemaking Specific Authority ~~1008.43 239.233(1)(b)5.~~ FS. Law Implemented ~~1008.43 239.233(1)(e), 239.233(1)(d)~~ FS. History—New 10-4-93, Amended 2-16-94, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Loretta Costin, Chancellor, Division of Career and Adult Education

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Gerard Robinson, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 9, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 6, 2011

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-14.031 RULE TITLE: Acceleration Mechanisms for Program Completion

PURPOSE AND EFFECT: The provisions of Rule 6A-14.031, F.A.C., are addressed in Section 1007.27, Florida Statutes, and Rule 6A-10.024, F.A.C., therefore this rule is recommended for repeal to eliminate redundancy.

SUMMARY: The rule is to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not required. 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: 1001.02 FS.	25-4.079	Hearing/Speech Impaired Persons
LAW IMPLEMENTED: 1007.22, 1007.23, 1007.24, 1007.25 FS.	25-4.081	Emergency 911 Access
A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:	25-4.084	Carrier-of-Last-Resort; Multitenant Business and Residential Property Service Guarantee Program
DATE AND TIME: September 20, 2011, 8:30 a.m.	25-4.085	Applicability
PLACE: Valencia Community College, West Campus, 1800 South Kirkman Road, Building HSB, Room 105, Orlando, Florida	25-4.088	Definitions
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Alexander, Associate Vice Chancellor for Learning Initiatives, Department of Education, Division of Florida Colleges, 325 West Gaines Street, Suite 1532G, Tallahassee, Florida, (850)245-9523	25-4.089	Rights of Way and Easements
	25-4.090	Installation of Underground Distribution System Within Subdivision
	25-4.092	Schedule of Charges
	25-4.093	Connection of Existing System
	25-4.094	Advance by Applicant
	25-4.095	Construction Practices
THE FULL TEXT OF THE PROPOSED RULE IS:	25-4.096	Records and Reports
	25-4.097	Special Conditions
6A-14.031 Acceleration Mechanisms for Program Completion.	25-4.107	Information to Residential Customers; Installment Plan
<u>Rulemaking Specific Authority 1001.02(1), (9), 1001.03 FS. Law Implemented 1007.22-.25 FS. History-Formerly 6A-8.59, Repromulgated 12-19-74, Amended 4-8-75, 7-26-84, Formerly 6A-14.31, Repealed</u>	25-4.109	Residential Customer Deposits
	25-4.110	Customer Billing for Local Exchange Telecommunications Companies
	25-4.111	Customer Complaints and Service Requests
NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Will Holcombe, Chancellor, Florida College System	25-4.114	Refunds
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Gerard Robinson, Commissioner, Department of Education	25-4.115	Directory Assistance
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 9, 2011	25-4.117	Toll Free Service
	25-4.202	Construction
	25-4.210	Service Evaluations and Investigations
PUBLIC SERVICE COMMISSION		PURPOSE AND EFFECT: To eliminate rules which no longer have statutory authority.
RULE NOS.:	RULE TITLES:	SUMMARY: Rules 24-4.0185, 25-4.022, and 25.4.023, F.A.C., pertain to record and reporting requirements for local exchange telecommunication companies (LECs); Rules 25-4.0345, 25-4.036, 25-4.038, 25-4.040, and 25-4.041 pertain to management requirements for LECs; Rules 25-4.066, 25-4.070, 25-4.071, 25-4.072, 25-4.073, 25-4.074, 25-4.078, 25-4.079, 25-4.081, 25-4.084, and 25-4.085 pertain to service provisions for LECs; 25-4.088, 25-4.089, 25-4.090, 25-4.091, 25-4.092, 25-4.093, 25-4.094, 25-4.095, 25-4.096, and 25-4.097 pertain to telephone underground extension requirements for LECs; Rules 25-4.107, 25-4.109, 25-4.110, 25-4.111, 25-4.114, 25-4.115, and 25-4.117 pertain to customer relations requirements for LECs; and Rules 25-4.202 and 25-4.210 pertain to LEC service evaluations and investigations. Chapter 2011-36, Laws of Florida, effective July 1, 2011, amended the Commission's authority over telecommunications companies. These rules are being repealed because there is no longer statutory authority to implement the rules.
25-4.0185	Periodic Reports	SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: Based on information on the benefits of competition and the reduction of regulation on the
25-4.022	Complaints	
25-4.023	Report of Interruptions	
25-4.0345	Customer Premises Equipment and Inside Wire	
25-4.036	Design and Construction of Plant	
25-4.038	Safety	
25-4.040	Telephone Directories, Directory Assistance	
25-4.041	Courtesy	
25-4.066	Availability of Basic Local Telecommunications Service	
25-4.070	Customer Trouble Reports for Basic Local Telecommunications Service	
25-4.071	Adequacy of Service	
25-4.072	Transmission Requirements	
25-4.073	Answering Time for Basic Local Telecommunications Service	
25-4.074	Intercept Service	
25-4.078	Emergency Operation	

telecommunications industry, the rule repeals will not have an adverse impact on small business, will not likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after implementation of the repeal of the rules, and will not require legislative ratification pursuant to Section 120.541(3), F.S. 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: 350.127, 350.127(2), 364.04, 364.14(2), 364.17, 364.604(5) FS.

LAW IMPLEMENTED: 350.113, 350.127, 364.01, 364.01(4), 364.02, 364.02(2), 364.025, 364.0251, 364.0252, 364.03, 364.03(3), 364.035, 364.04, 364.05(4), 364.051, 364.052, 364.055(2), 364.07, 364.08, 364.15, 364.17, 364.18, 364.183, 364.183(1), 364.185, 364.19, 364.3382, 364.385, 364.386, 364.602, 364.603, 364.604, 365.171, 395.1027 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Cynthia B. Miller, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6082, cmiller@psc.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

25-4.0185 Periodic Reports.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.183(1) FS. History–New 12-14-86, Amended 7-20-89, 12-27-94, 3-10-96, 4-3-05, 10-21-09, Repealed.

25-4.022 Complaints.

Rulemaking Authority 350.127(2), 364.17 FS. Law Implemented 364.051, 364.17, 364.183 FS. History–Revised 12-1-68, Formerly 25-4.22, Amended 1-25-09, Repealed.

25-4.023 Report of Interruptions.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.17, 364.183 FS. History–Revised 12-1-68, Amended 3-31-76, Formerly 25-4.23, Amended 10-1-96, 4-3-05, 3-26-09, Repealed.

25-4.0345 Customer Premises Equipment and Inside Wire.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03 FS. History–New 12-13-82, Amended 9-30-85, Formerly 25-4.345, Amended 4-16-90, 3-10-96, 2-1-99, Repealed.

25-4.036 Design and Construction of Plant.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03, 364.15 FS. History–Revised 12-1-68, Amended 4-19-77, Formerly 25-4.36, Amended 2-5-86, 3-26-91, 5-3-94, 12-23-02, 12-29-05, 9-5-07, Repealed.

25-4.038 Safety.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03 FS. History–New 12-1-86, Formerly 25-4.38, Amended 4-3-05, Repealed.

25-4.040 Telephone Directories; Directory Assistance.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.02(2), 364.025, 364.0251, 364.03, 364.385, 365.171, 395.1027 FS. History–New 12-1-68, Amended 3-31-76, 1-4-78, 12-10-84, Formerly 25-4.40, Amended 11-28-89, 3-31-91, 2-11-92, 12-16-94, 11-20-08, Repealed.

25-4.041 Courtesy.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03 FS. History–New 12-1-68, Formerly 25-4.41, Repealed.

25-4.066 Availability of Basic Local Telecommunications Service.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.025, 364.15, 364.183, 364.185 FS. History–Revised 12-1-68, Amended 3-31-76, Formerly 25-4.66, Amended 3-10-96, 4-3-05, 4-3-05, 10-21-09, Repealed.

25-4.070 Customer Trouble Reports for Basic Local Telecommunications Service.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.15, 364.183, 364.386 FS. History–Revised 12-1-68, Amended 3-31-76, Formerly 25-4.70, Amended 6-24-90, 3-10-96, 4-3-05, 10-21-09, Repealed.

25-4.071 Adequacy of Service.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03, 364.15, 364.17, 364.18, 364.183, 364.19, 364.386 FS. History–Revised 12-1-68, Amended 3-31-76, Formerly 25-4.71, Amended 6-24-90, 3-10-96, 3-26-09, Repealed.

25-4.072 Transmission Requirements.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03, 364.15, 364.386 FS. History–New 12-1-68, Amended 3-31-76, Formerly 25-4.72, Amended 3-10-96, 4-3-05, Repealed.

25-4.073 Answering Time for Basic Local Telecommunications Service.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.386, 365.171 FS. History–New 12-1-68, Amended 3-31-76, Formerly 25-4.73, Amended 11-24-92, 4-3-05, 10-21-09, Repealed.

25-4.074 Intercept Service.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.03, 364.051 FS. History–New 12-1-68, Amended 3-31-76, Formerly 25-4.74, Amended 3-10-96, 3-26-09, Repealed.

25-4.078 Emergency Operation.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01(4), 364.025, 364.03 FS. History–Revised 12-1-68, Amended 3-31-76, Formerly 25-4.78, Repealed.

25-4.079 Hearing/Speech Impaired Persons.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01(4), 364.02, 364.025, 364.03, 364.04 FS. History–New 4-5-88, Amended 6-3-90, 5-8-05, 11-20-08, Repealed.

25-4.081 Emergency 911 Access.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01(4), 364.02, 364.025, 364.03(3), 365.171, 364.385 FS. History–New 1-5-97, Repealed.

25-4.084 Carrier-of-Last-Resort; Multitenant Business and Residential Property.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.025 FS. History–New 2-20-07, Repealed.

25-4.085 Service Guarantee Program.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.01(4), 364.03, 364.035, 364.386 FS. History–New 6-14-05, Repealed.

25-4.088 Applicability.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.88, Repealed.

25-4.089 Definitions.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.89, Repealed.

25-4.090 Rights of Way and Easements.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Amended 3-31-76, Formerly 25-4.90, Repealed.

25-4.091 Installation of Underground Distribution System Within Subdivision.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.91, Repealed.

25-4.092 Schedule of Charges.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.04, 364.15 FS. History–New 4-10-71, Formerly 25-4.92, Repealed.

25-4.093 Connection of Existing System.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.93, Repealed.

25-4.094 Advance by Applicant.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.94, Repealed.

25-4.095 Construction Practices.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.95, Repealed.

25-4.096 Records and Reports.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.15, 364.183 FS. History–New 4-10-71, Formerly 25-4.96, Repealed.

25-4.097 Special Conditions.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.97, Repealed.

25-4.107 Information to Residential Customers; Installment Plan.

Rulemaking Authority 350.127(2), 364.14(2) FS. Law Implemented 364.025, 364.0252, 364.03, 364.04, 364.051, 364.15, 350.127 FS. History–New 7-5-79, Amended 11-30-86, 11-28-89, 3-31-91, 10-30-91, 3-26-09, Repealed.

25-4.109 Residential Customer Deposits.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.07, 364.19 FS. History–New 12-1-68, Amended 4-1-69, 7-20-73, 3-31-76, 6-10-80, 9-16-80, 1-31-84, 10-13-88, 8-29-89, 4-25-94, 3-26-09, Repealed.

25-4.110 Customer Billing for Local Exchange Telecommunications Companies.

Rulemaking Specific Authority 350.127, 364.604(5) FS. Law Implemented 350.113, 364.04, 364.052, 364.3382, 364.602, 364.603, 364.604 FS. History–New 12-1-68, Amended 3-31-76, 12-31-78, 1-17-79, 7-28-81, 9-8-81, 5-3-82, 11-21-82, 4-13-86, 10-30-86, 11-28-89, 3-31-91, 11-11-91, 3-10-96, 12-28-98, 7-5-00, 11-16-03, 10-21-09, Repealed.

25-4.111 Customer Complaints and Service Requests.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.051, 364.07, 364.19 FS. History–Revised 12-1-68, Amended 3-31-76, Repealed.

25-4.114 Refunds.
Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.05(4), 364.055(2), 364.07, 364.08, 364.19 FS. History--New 8-18-83, Repealed.

25-4.115 Directory Assistance.
 Rulemaking Authority 350.127 FS. Law Implemented 364.02, 364.025, 364.03, 364.04, 364.07, 364.08 FS. History--New 6-12-86, Amended 6-3-90, 5-31-93, 11-21-95, 5-8-05, 1-25-09, Repealed.

25-4.117 Toll Free Service.
 Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.04, 364.051 FS. History--New 3-5-90, Amended 1-25-09, Repealed.

25-4.202 Construction.
Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.052 FS. History--New 3-10-96, Amended 1-31-00, Repealed.

25-4.210 Service Evaluations and Investigations.
Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.052, 364.15, 364.18 FS. History--New 3-10-96, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Ray Kennedy, Regulatory Analysis Division, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6584, rkennedy@psc.state.fl.us

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 26, 2011

PUBLIC SERVICE COMMISSION

RULE NOS.:	RULE TITLES:
25-24.455	Scope and Waiver.
25-24.465	Terms and Definitions
25-24.470	Registration Required
25-24.474	Cancellation of a Registration
25-24.475	Company Operations and Customer Relations
25-24.480	Records and Reports
25-24.485	Tariffs
25-24.490	Toll Free Number Transfers
25-24.516	Pay Telephone Operator Services
25-24.575	Shared Tenant Service Operations
25-24.580	Airport Exemption
25-24.600	Application and Scope
25-24.610	Terms and Definitions; Rules Incorporated
25-24.620	Service Requirements for Companies Providing Operator Services

25-24.630	Rate and Billing Requirements
25-24.640	Service Requirements for Call Aggregators
25-24.721	Tariffs Not Required
25-24.740	AAV Service Provider Operations; Rules Incorporate
25-24.747	Notification Requirements
25-24.830	Consumer Information
25-24.840	Service Standards
25-24.900	Scope
25-24.905	Terms and Definitions
25-24.910	Registration or Certificate of Public Convenience and Necessity Required
25-24.915	Tariffs or Price Lists
25-24.920	Standards for Prepaid Calling Services and Consumer Disclosure
25-24.925	Refunds
25-24.935	Discontinuance of Service

PURPOSE AND EFFECT: To eliminate rules which no longer have statutory authority.

SUMMARY: Rules 25-24.455, 25-24.465, 25-24.470, 25-24.474, 25-24.475, 25-24.480, 25-24.485, and 25-24.490 pertain to interexchange telecommunications services; Rules 25-24.516, 25-24.575, and 25-24.580 pertain to pay telephone and shared tenant services; Rules 25-24.600, 25-24.610, 25-24.620, 25-24.630, 25-24.640 pertain to operator services and call aggregator services; Rules 25-24.721, 25-24.740, 25-24.747, 25-24.830, and 25-24.840 pertain to alternative access vendors and competitive local exchange services; and Rules 25-24.900, 25-24.905, 25-24.910, 25-24.915, 25-24.920, 25-24.925, and 25-24.935, F.A.C., pertain to prepaid calling services. Chapter No. 2011-36, Laws of Florida, effective July 1, 2011, amended the Commission's authority over telecommunications companies. These rules are being repealed because there is no longer statutory authority to implement the rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: Based on information on the benefits of competition and the reduction of regulation on the telecommunications industry, the rule repeals will not have an adverse impact on small business, will not likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after implementation of the repeal of the rules, and will not require legislative ratification pursuant to Section 120.541(3), F.S. 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: 350.127(2), 364.3376(5), (8), 364.3376(8), 364.604(5) FS.

LAW IMPLEMENTED: 350.113, 350.117, 350.127(1), 364.01, 364.016, 364.02, 364.03, 364.035, 364.04, 364.051, 364.057, 364.08, 364.09, 364.10, 364.19, 364.27, 364.285, 364.33, 364.335, 364.336, 364.337, 364.3375(4), (5), 364.3376, 364.339, 364.345, 364.603, 364.604, 427.704 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Cynthia B. Miller, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6082, cmiller@psc.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

25-24.455 Scope and Waiver.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.02 FS. History–New 2-23-87, Amended 8-25-05, Repealed.

25-24.465 Terms and Definitions.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.02 FS. History–New 2-23-87, Amended 3-13-96, 8-25-05, Repealed.

25-24.470 Registration Required.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.02, 364.04 FS. History–New 2-23-87, Amended 8-25-05, 5-29-08, Repealed.

25-24.474 Cancellation of a Registration.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 350.113, 350.127(1), 364.02, 364.285 FS. History–New 2-23-87, Amended 3-13-96, 8-25-05, Repealed.

25-24.475 Company Operations and Customer Relations.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.02, 364.04, 364.603, 364.604, 427.704 FS. History–New 2-23-87, Amended 6-24-90, 9-16-92, 2-3-93, 3-13-96, 2-1-99, 8-25-05, Repealed.

25-24.480 Records and Reports.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 350.113, 350.117, 364.02, 364.336 FS. History–New 2-23-87, Amended 4-5-88, 7-11-88, 6-3-90, 10-25-90, 11-20-91, 12-29-91, 12-22-92, 12-27-94, 3-13-96, 10-1-96, 8-25-05, Repealed.

25-24.485 Tariffs.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.04 FS. History–New 2-23-87, Amended 11-19-89, 11-21-95, 3-13-96, 8-25-05, Repealed.

25-24.490 Toll Free Number Transfers.

Rulemaking Specific Authority 350.127(2), 364.604(5) FS. Law Implemented 364.603, 364.604 FS. History–New 2-23-87, Amended 10-31-89, 3-5-90, 3-4-92, 3-13-96, 12-28-98, 7-5-00, 11-16-03, 9-9-04, 8-25-05, Repealed.

25-24.516 Pay Telephone Operator Services.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.3375(4), (5), 364.3376 FS. History–New 9-5-95, Amended 2-1-99, 9-7-04, 12-15-09, Repealed.

25-24.575 Shared Tenant Service Operations.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.035, 364.337, 364.339, 364.345 FS. History–New 1-28-91, Amended 7-29-97, Repealed.

25-24.580 Airport Exemption.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.337, 364.339, 364.345 FS. History–New 1-28-91, Amended 3-11-92, Repealed.

25-24.600 Application and Scope.

Rulemaking Specific Authority 350.127(2), 364.3376(8) FS. Law Implemented 364.01, 364.3376 FS. History–New 9-6-93, Amended 9-10-97, 2-1-99, 8-25-05, Repealed.

25-24.610 Terms and Definitions; Rules Incorporated.

Rulemaking Specific Authority 350.127(2), 364.3376(8) FS. Law Implemented 364.01, 364.016, 364.3376 FS. History–New 9-6-93, Amended 9-10-97, 2-1-99, 8-25-05, Repealed.

25-24.620 Service Requirements for Companies Providing Operator Services.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.3376 FS. History–New 9-6-93, Amended 1-16-96, 9-10-97, 2-1-99, Repealed.

25-24.630 Rate and Billing Requirements.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.3376 FS. History–New 9-6-93, Amended 2-1-99, 9-7-04, 12-15-09, Repealed.

25-24.640 Service Requirements for Call Aggregators.

Rulemaking Specific Authority 350.127(2), 364.3376(5), (8) FS. Law Implemented 364.01, 364.3376 FS. History–New 9-10-97, Amended 8-25-05, Repealed.

25-24.721 Tariffs Not Required.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.337 FS. History–New 1-8-95, Repealed.

25-24.740 AAV Service Provider Operations; Rules Incorporated.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.337 FS. History–New 1-8-95, Repealed.

25-24.747 Notification Requirements.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.337 FS. History–New 1-8-95, Repealed.

25-24.830 Consumer Information.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.337(5) FS., Ch. 95-403, § 32, L.O.F. History–New 12-27-95, Amended 4-7-03, Repealed.

25-24.840 Service Standards.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.035, 364.337, 364.3376, 364.345 FS. History–New 5-6-97, Amended 4-7-03, 8-25-05, Repealed.

25-24.900 Scope.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.02, 364.19, 364.337 FS. History–New 3-26-98, Amended 8-25-05, Repealed.

25-24.905 Terms and Definitions.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.02, 364.03, 364.051, 364.335, 364.337 FS. History–New 3-26-98, Amended 8-25-05, Repealed.

25-24.910 Registration or Certificate of Public Convenience and Necessity Required.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.02, 364.33, 364.335, 364.337 FS. History–New 3-26-98, Amended 8-25-05, Repealed.

25-24.915 Tariffs or Price Lists.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.04, 364.051, 364.057, 364.08, 364.09, 364.10, 364.19, 364.27, 364.337 FS. History–New 3-26-98, Amended 8-25-05, Repealed.

25-24.920 Standards for Prepaid Calling Services and Consumer Disclosure.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.02, 364.03, 364.04, 364.19 FS. History–New 3-26-98, Amended 8-25-05, Repealed.

25-24.925 Refunds.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.19 FS. History–New 3-26-98, Repealed.

25-24.935 Discontinuance of Service.

Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.19 FS. History–New 3-26-98, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ray Kennedy, Regulatory Analysis Division, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6584, rkennedy@psc.state.fl.us

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 26, 2011

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NOS.:	RULE TITLES:
40C-2.101	Publications Incorporated by Reference
40C-2.331	Modification of Permits
40C-2.381	Limiting Conditions
40C-2.501	Permit Classification
40C-2.900	Forms and Instructions

PURPOSE AND EFFECT: The purposes and effects of this rulemaking are to: (1) streamline permit modifications by expanding the types of modifications to consumptive use permits (CUPs) that can be requested by letter (rather by filling out and submitting a complete CUP application form); (2) clarify the procedures and criteria for all CUP modifications, including letter modifications, and renewals; (3) revise and update the permit limiting conditions, and allow a permit limiting condition to be waived or modified when the condition is inapplicable to the activity authorized by the CUP; (4) repeal outdated general permit conditions (by type of use) and outdated special conditions; (5) reduce the number of water use types from 23 down to seven, define the water use types, and make changes to parts of the CUP Handbook incorporated by reference in Rule 40C-2.900, F.A.C., and the CUP application form and other forms incorporated by reference in Rule 40C-2.900, F.A.C., to conform to the new water use type categories; (6) revise and update the CUP application form and update rule references to this form; (7) adopt Water Use Record (EN-50) and Water Use Reporting Verification (EN-51) forms incorporated by reference in Rule 40C-2.900, F.A.C.; (8) adopt Annual Statement of Continuing Use form incorporated by reference in Rule 40C-2.900, F.A.C., as part of rulemaking to streamline and reduce water use reporting requirements for small water users (described below); (9) define “domestic use,” consistent with the statutory definition in Section 373.019(6), F.S.; (10) streamline, clarify, and update the District’s rule on compliance reports for 20-year CUPs, to conform the rule to a recent statutory amendment in Section 373.236(4), F.S., that compliance reports cannot be required more than once every ten years; (11) clarify the requirements for supplemental irrigation models and expand the types of supplemental irrigations models allowed; (12) clarify rules that apply to permit transfers; (13) clarify monitoring requirements regarding water withdrawal quantities for CUPs initially issued prior to July 23, 1991 and clarify such monitoring for CUPs initially issued on or after July 23, 1991; (14) reduce water use reporting requirements for small users (with permitted CUP allocations not exceeding 100,000 gallons per day on an annual

average), who will be allowed to annually submit an "Annual Statement of Continuing Use" rather than semi-annually submitting EN-50 forms; and (15) clarify that individual and standard general CUP applicants must submit a water conservation plan in their permit application.

SUMMARY: The proposed rule amendments would: (1) expand modifications of CUPs by letter; (2) clarify the procedures and criteria for all CUP modifications (including letter modifications) and renewals; (3) revise and update permit limiting conditions and repeal outdated permit conditions; (4) condense the water use type categories; (5) revise and update the CUP application form; (6) adopt Water Use Record (EN-50) and Water Use Reporting (EN-51) forms; (7) define "domestic use"; (8) clarify and update the compliance report requirements for 20-year CUPs; (9) clarify the requirements for supplemental irrigation models and expand the types of such models allowed; (10) clarify permit transfer criteria; (11) clarify monitoring requirements for water withdrawal quantities; (12) reduce water use reporting requirements for certain small users if they annually submit an "Annual Statement of Continuing Use"; (13) clarify who must submit a water conservation plan as part of a CUP application; and (14) miscellaneous conforming changes. The proposed rule amendments would become effective on December 1, 2011.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The District has determined that this rule will not have an adverse impact on small businesses and will not increase regulatory costs in excess of \$200,000 within one year. No SERC has been prepared by the District.

The District has completed for the Governor's Office of Fiscal Accountability and Regulatory Reform (OFARR) the "Is a SERC Required?" form and prepared a summary of the proposed rule amendments, which are both available upon request. Based on the completed "Is a SERC Required?" form and summary and the analysis performed by the District's economist in preparing and completing those documents, the proposed rule amendments are not expected to require legislative ratification pursuant to Section 120.541(3), F.S.

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

RULEMAKING AUTHORITY: 373.044, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: 373.083(5), 373.216, 373.219, 373.223, 373.229, 373.236(4), 373.239, 373.707 FS.

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

DATE AND TIME: Following the regularly scheduled Governing Board Meeting on October 11, 2011, which begins immediately following the Regulatory Committee Meeting that begins at 10:00 a.m.

PLACE: St. Johns River Water Management District Headquarters, Executive Building, 4049 Reid Street, Palatka, Florida 32177

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Wendy Gaylord, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)326-3026, email wgaylord@sjrwmd.com

THE FULL TEXT OF THE PROPOSED RULES IS:

40C-2.101 Publications Incorporated by Reference.

(1) The Governing Board hereby adopts by reference Parts I, II and III, the "Water Conservation Public Supply" requirements in Appendix I, and "Legal Description of the Central Florida Coordination Area of the St. Johns River Water Management District" in Appendix L of the document entitled "Applicant's Handbook, Consumptive Uses of Water", December 1, 2011 42-7-10. The purpose of the document is to provide information regarding the policy, procedure, criteria, and conditions that pertain to the District's administration of the consumptive use permitting program.

(2) No change.

This rule will become effective on December 1, 2011.

Rulemaking Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 373.073, 373.079, 373.083(5), 373.103, 373.109, ~~373.196~~, 373.219, 373.223, 373.229, 373.233, 373.236, 373.239, 373.250, 373.62, 373.707 FS. History—New 1-1-83, Amended 5-31-84, Formerly 40C-2.101, 40C-2.0101, Amended 10-1-87, 1-1-89, 8-1-89, 10-4-89, 7-21-91, 7-23-91, 11-12-91, 9-16-92, 1-20-93, 12-6-93, 2-15-95, 7-10-95, 4-25-96, 10-2-96, 1-7-99, 2-9-99, 4-10-02, 2-15-06, 2-13-08, 8-12-08, 3-8-09, 12-27-10, 12-1-11.

(Substantial rewording of Rule 40C-2.331 follows. See Florida Administrative Code for present text.)

40C-2.331 Modification of Permits.

(1) A request for modification of a valid permit issued pursuant to Chapters 40C-2 or 40C-20, F.A.C., shall be made as set forth in this section:

(a) By application on District Form Number 40C-2-1082-1 or 40C-2-1082-2, as applicable; or

(b) By letter that describes the proposed modification, provided that the modification is not excluded under paragraph (1)(c) below. The letter must include the full permit number for the requested permit modification and must describe the proposed modification.

(c) The following requests for modification are specifically excluded from the letter modification process and must be requested by application under paragraph (1)(a) above:

1. Requests to increase the duration of the consumptive use authorization;

2. Requests to increase the consumptive use allocation(s), except for:

(i) Increases in use of reclaimed water or water from a man-made surface water management system, or

(ii) The addition of landscape irrigation of less than one acre;

3. Requests to change the permitted use type;

4. Requests to change the permitted use within a use type that has been allocated in the permit, unless it does not increase the consumptive use allocation(s);

5. Requests to add withdrawal points, unless the addition is for a well only for backup-allocation purposes to increase the permittee's ability to meet peak demands;

6. Requests to change the source(s) of withdrawal(s), unless the change is to use a source of reclaimed water or water from a man-made surface water management system; or

7. Requests to change the location(s) of withdrawal point(s), unless the change:

(i) Is for the relocation of withdrawal point(s) to a source of reclaimed water or water from a man-made surface water management system, or

(ii) Is for the relocation of a proposed well or replacement of an existing well with a well producing from the same hydrostratigraphic unit as the proposed well or existing well so long as the relocated or replacement well is within 1000 feet of the proposed or existing well it is intended to replace, and the total withdrawal capacity of the relocated or replacement well is less than or equal to the withdrawal capacity of the proposed or existing well that was authorized under the current consumptive use permit.

(2) When a request for modification by letter is excluded from the letter modification process under paragraph (1)(c) above, then the request shall be processed under paragraph (1)(a) above.

(3) A request for modification must meet the conditions for issuance in Rule 40C-2.301, F.A.C. A permit which has expired or which has been revoked shall not be subject to modification.

(4) Modification by letter in accordance with paragraph (1)(b) above must be approved and acknowledged in writing through correspondence to the applicant by a District staff member designated by the District Executive Director. This rule will become effective on December 1, 2011.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.083(5), 373.219, 373.223, 373.229, 373.239 FS. History—New 1-2-77, Amended 1-1-83, Formerly 40C-2.33, 40C-2.331, 40C-2.0331. Amended 4-25-96, 10-2-96, 12-1-11.

40C-2.381 Limiting Conditions.

(1) The District Board will impose upon any permit granted pursuant to this Chapter such reasonable conditions as necessary to assure that the permitted use of water will continue to be consistent with the conditions for issuance in provisions of Rule 40C-2.301044, F.A.C., and will not be harmful to the water resources of the District.

(2)(a) The Board hereby determines and finds that the inclusion of the following limiting conditions on standard general permits issued under Chapter 40C-20, F.A.C., and permits issued under this chapter are necessary in order to meet the requirements set forth in subsection 40C-2.381(1), F.A.C., and will be imposed at the time a consumptive use permit is issued or granted by rule unless waived or modified by the District upon a determination that the conditions are inapplicable to the activity authorized by the permit:

1. through 4. No change.

5. The permittee's consumptive use of water as authorized by this permit shall not interfere with legal uses of water existing at the time of permit application may not be significantly adversely impacted by the consumptive use. If interference unanticipated significant adverse impacts occurs, the District shall revoke the permit, in whole or in part, to curtail or abate the interference adverse impacts, unless the interference associated with the permittee's consumptive use of water is impacts can be mitigated by the permittee pursuant to a District-approved plan.

6. The permittee's consumptive use of water as authorized by this permit shall not have significant adverse hydrologic impacts to off-site land uses existing at the time of permit application may not be significantly adversely impacted as a result of the consumptive use. If unanticipated significant adverse hydrologic impacts occur, the District shall revoke the permit, in whole or in part, to curtail or abate the adverse impacts, unless the impacts associated with the permittee's consumptive use of water are can be mitigated by the permittee pursuant to a District-approved plan.

7. through 8. No change.

9. The permittee's consumptive use of water as authorized by this permit shall not significantly and adversely impact wetlands, lakes, rivers, or springs. If significant adverse impacts occur, the District shall revoke the permit, in whole or in part, to curtail or abate the adverse impacts, unless the impacts associated with the permittee's consumptive use of water are mitigated by the permittee pursuant to a District-approved plan.

10. The permittee's consumptive use of water as authorized by this permit shall not reduce a flow or level below any minimum flow or level adopted in Chapter 40C-8, F.A.C. If the permittee's use of water causes or contributes to such a reduction, then the District shall revoke the permit, in whole or in part, unless the permittee implements all provisions applicable to the permittee's use in a District-approved recovery or prevention strategy.

11. The permittee's consumptive use of water as authorized by the permit shall not cause or contribute to significant saline water intrusion. If significant saline water intrusion occurs, the District shall revoke the permit, in whole or in part, to curtail or abate the saline water intrusion, unless

the saline water intrusion associated with the permittee's consumptive use of water is mitigated by the permittee pursuant to a District-approved plan.

12. The permittee's consumptive use of water as authorized by the permit shall not cause or contribute to flood damage. If the permittee's consumptive use causes or contributes to flood damage, the District shall revoke the permit, in whole or in part, to curtail or abate the flood damage, unless the flood damage associated with the permittee's consumptive use of water is mitigated by the permittee pursuant to a District-approved plan.

13. The permittee's consumptive use of water as authorized by the permit shall not cause or contribute to a violation of state water quality standards (existing at the time of permit issuance) in receiving waters of the state, as set forth in Chapters 62-3, 62-4, 62-302, 62-520, and 62-550, F.A.C., including any anti-degradation provisions of paragraphs 62-4.242(1)(a) and (b), subsections 62-4.242(2) and (3), and Rule 62-302.300, F.A.C., and any special standards for Outstanding National Resource Waters set forth in subsections 62-4.242(2) and (3), F.A.C. If violations occur, the District shall revoke the permit, in whole or in part, to curtail or abate the violations, unless the violations associated with the permittee's consumptive use of water are mitigated by the permittee pursuant to a District-approved plan.

This rule will become effective on December 1, 2011.

Rulemaking Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.216, 373.219(1), 373.223 FS. History—New 1-1-83, Amended 5-31-84, Formerly 40C-2.381, 40C-2.0381, Amended 8-1-89, 7-23-91, 2-15-06, 12-1-11.

40C-2.501 Permit Classification.

(1) No change.

(2) Use Types ~~Type of Use Classes~~: Each permit shall be identified with one or more of the following use classifications:

(a) Agricultural Aesthetic use.

(b) Commercial/Industrial/Institutional Agricultural use.

(c) Environmental Aquaculture use.

(d) Landscape/Recreation/Aesthetic Commercial and industrial process use.

(e) Mining/Dewatering Cooling and air conditioning use.

(f) Public Supply Dewatering use.

(g) Other Diversion and impoundment into non-District facilities.

(h) Essential use.

(i) Freeze protection.

(j) Golf course use.

(k) Household type use.

(l) Livestock use.

(m) Navigation use.

(n) Nursery use.

(o) Outside Uses.

(p) Power production.

~~(q) Recreation area use.~~

~~(r) Soil flooding.~~

~~(s) Urban landscape irrigation.~~

~~(t) Water based recreation use.~~

~~(u) Water utility use.~~

~~(v) Wetland Enhancement/creation — the use of water to saturate the soils to promote or restore wetland functions.~~

(3) through (5) No change.

This rule will become effective on December 1, 2011.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.219, 373.246 FS. History—New 1-1-83, Amended 5-31-84, Formerly 40C-2.501, 40C-2.0501, Amended 1-20-93, 2-15-95, 12-1-11.

40C-2.900 Forms and Instructions.

(1) Individual and Standard General Consumptive Use Permit Application, Form Number 40C-2-1082-1, effective December 1, 2011 4-7-99, is hereby incorporated by reference.

(2) Standard General Consumptive Use Permit for Landscape Irrigation, Form Number 40C-2-1082-2, effective 3-8-09, is hereby incorporated by reference.

~~(3)(2)~~ No change.

(4) Water Use Record (EN-50), Form Number 40C-2.900(4), effective December 1, 2011, is hereby incorporated by reference.

(5) Water Use Reporting Verification (EN-51), Form Number 40C-2.900(5), effective December 1, 2011, is hereby incorporated by reference.

(6) Annual Statement of Continuing Use, Form Number 40C-2.900(6), effective December 1, 2011, is hereby incorporated by reference.

~~(7)(3)~~ Copies of these forms this form are available without charge at the District's website at floridaswater.com and from the following District offices:

District Headquarters

St. Johns River Water Management District

4049 Reid Street

Palatka, Florida 32177-2529

(386)329-4500

St. Johns River Water Management District

7775 Baymeadows Way, Suite 102

Jacksonville, Florida 32256

(904)730-6270

St. Johns River Water Management District

601 South Lake Destiny Road, Suite 200 975 Keller Road

Maitland Altamonte Springs, Florida 3275144-1618

(407)659-4800

St. Johns River Water Management District
 525 Community College Pkwy., S.E.
 Palm Bay, Florida 32909
 (321)984-4940

This rule will become effective on December 1, 2011.

Rulemaking Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.109, 373.116, 373.118, 373.219, 373.229 FS. History—New 5-30-90, Amended 7-21-91, 7-23-91, 1-20-93, 2-15-95, 4-25-96, 10-2-96, 1-7-99, 2-15-06, 3-8-09, 12-1-11.

APPLICANT’S HANDBOOK SECTION:

2.0 Definitions

(a) through (i) No change.

(j) Domestic use – the use of water for the individual personal household purposes of drinking, bathing, cooking, or sanitation. All other uses shall not be considered domestic (subsection 373.019(6), F.S.).

(j) through (tt) relettered (k) through (uu) No change.

3.2 Thresholds

3.2.1 through 3.2.8 No change.

3.2.9 If the permittee seeks to change the requirements and circumstances under which the existing permit was issued, the permittee must submit an application to modify the permit, except as provided in subsection 3.3.3 3.3.2(b) below.

3.3 Permits Required

3.3.1 No change.

3.3.2 Transfers ~~and Modifications~~

~~(a)~~ The District must be notified, in writing, within 30 days of any sale, conveyance, or other transfer of a well or facility from which the permitted consumptive use is made or within 30 days of any transfer of ownership or control of the real property at which the permitted consumptive use is located. All transfers of ownership or transfers of a permit are subject to the requirements of Rule 40C-1.612, F.A.C chapter 40C-1.

~~(b)~~ A permit holder must apply to the District for a modification if he intends to increase the amount of withdrawal beyond that specified on the permit, put the water to a use other than that specified on the permit, or otherwise modify the conditions of the permit. However, a modification involving one or more of the following changes may be applied for by submitting a letter to the District provided that the water use is not increased:

- ~~1. Moving the location of a proposed well within 200 feet of the permitted location.~~
- ~~2. The addition of a domestic use with irrigation of landscape less than one acre of and.~~
- ~~3. Change in crop type.~~
- ~~4. Adding a surface water pump to the same source.~~
- ~~5. Reduction in allocation a reduction in the number of wells, or a reduction in the project acreage.~~
- ~~6. Changing to a reclaimed or stormwater source~~

~~7. Changing the method of monitoring water use.~~

~~8. Replacement of an existing well with a well producing from the same aquifer horizon so long as the replacement well is within 200 feet of the existing well it is intended to replace. See Section 11.2 for information regarding evaluation criteria which will be applied to transfer of a permit. See Section 4.2 for information regarding application procedure and sections 11.1 and 11.2 for information regarding evaluation criteria which will be applied to an application to modify or transfer a permit.~~

3.3.3 Modification of Permits

(a) A request for modification of a valid permit may be made by submitting a letter or an application form, as set forth in subsection 3.3.3. Many permit modifications may be requested by submittal of a letter; however, the following permit modifications are specifically excluded from the letter modification process:

1. Requests to increase the duration of the consumptive use authorization;

2. Requests to increase the consumptive use allocation(s), except for:

(i) Increases in use of reclaimed water or water from a man-made surface water management system, or

(ii) The addition of landscape irrigation of less than one acre;

3. Requests to change the permitted use type;

4. Requests to change the permitted use within a use type that has been allocated in the permit (e.g., change from potato irrigation to cabbage irrigation), unless it does not increase the consumptive use allocation(s);

5. Requests to add withdrawal points, unless the addition is for a well only for backup-allocation purposes to increase the permittee’s ability to meet peak demands;

6. Requests to change the source(s) of withdrawal(s), unless the change is to use a source of reclaimed water or water from a man-made surface water management system; or

7. Requests to change the location(s) of withdrawal point(s), unless the change:

(i) Is for the relocation of withdrawal point(s) to a source of reclaimed water or water from a man-made surface water management system, or

(ii) Is for the relocation of a proposed well or replacement of an existing well with a well producing from the same hydrostratigraphic unit as the proposed well or existing well so long as the relocated or replacement well is within 1000 feet of the proposed or existing well it is intended to replace, and the total withdrawal capacity of the relocated or replacement well is less than or equal to the withdrawal capacity of the proposed or existing well that was authorized under the current consumptive use permit.

(b) When a request for modification submitted by letter is excluded from the letter modification process under paragraph 3.3.3(a) above, then the request shall be processed by the applicant submitting an application using Form Number 40C-2-1082-1 or 40C-2-1082-2, as applicable.

3.3.3.1 Letter Modification

(a) A request for modification submitted by letter must reference the full permit number and must describe the proposed modification.

(b) Within 30 days after a request for modification submitted by letter is complete, the District staff shall issue the new modification if District staff find that the request meets the criteria in Rule 40C-4.301, F.A.C. If District staff find that these criteria are not met, the permit holder shall be notified within 30 days after completeness that the request shall be processed as an individual permit application recommended for denial; however, no additional fee shall be required.

(c) Modification by letter in accordance with subsection 3.3.3(a) above must be approved and acknowledged in writing through correspondence to the applicant by a District staff member designated by the District Executive Director.

3.3.3.2 Procedure for Modification or Renewal of Permits

If the permit requested to be modified or renewed was processed as a standard general permit application, then the request for modification or renewal shall be processed as a standard general permit application, unless section 5.5.2 is applicable. In such a case, the request shall be reviewed as an individual permit application. For any subsequent modification or renewal of a permit that was previously reviewed as an individual permit application solely due to section 5.5.2(c), the request for modification or renewal shall be processed as a standard general permit application, unless section 5.5.2 is applicable. See sections 5.4 and 5.5 for information on individual and standard general permit applications.

Renumber 3.3.3 to 3.3.4 No change.

4.0 Application Preparation

4.1 No change.

4.2 Forms and Instructions

The application forms for application for an individual and standard general consumptive use permit have been adopted as a rules in Rule Section 40C-2.900, F.A.C., as Form Numbers 40C-2-1082-1 and 40C-2-1082-2. Copies A copy of these forms are is included in Appendix C of this Handbook. The appropriate form must be used for the application for a permit as well as an application for a modification, renewal, or temporary use, or modification unless the modification request qualifies for a letter modification under Section 3.3.2(b). An application which includes a request for a temporary use permit must be accompanied by a letter stating why such a permit is needed.

4.3 through 4.6 No change.

5.0 Procedures for Processing

5.1 through 5.4 No change.

5.5 Standard General Permits

5.5.1 Standard general permits differ from individual permits in that they are granted by rule to all non-exempt consumptive uses which meet the following requirements:

(a) through (b) No change.

(c) The person who seeks a standard general permit must submit a complete permit application Form Number 40C-2-1082-1 or 40C-2-1082-2, as applicable, to the District at least 30 days prior to undertaking the consumptive use and must receive the permit prior to commencing the withdrawal.

5.5.2 through 5.5.5 No change.

6.0 Permits

6.1 Permit Conditions

Each consumptive use permit which is issued by the District will include certain conditions with which the permittee must comply. General conditions are those to which all users are subject, ~~other standardized conditions may be included for agricultural, industrial, mining and public supply types uses.~~ Additionally, ~~other special conditions specific to the project~~ may also be included. A more detailed discussion of general conditions, ~~conditions by type of use,~~ and ~~other special conditions~~ is presented in Part III of this Handbook.

6.2 Use/Source Classifications

Each permit issued by the District ~~shall identify will be classified according to~~ the source of withdrawal, the use type of use, and the location of the withdrawal, ~~as a sub-class of such class or category of source.~~

6.2.1 and 6.2.2 No change.

6.2.3 ~~Use Types of Use Classes:~~ Each permit shall be identified with one or more of the following use ~~types~~ classifications:

(a) Agricultural – The use of water associated with the production and freeze protection of crops, nursery products, sod, and pasture, as well as the cultivation of animals and plants associated with farming and aquacultural activities.

(b) Commercial/Industrial/Institutional – The use of water associated with the production of goods or provision of services by a commercial, industrial, or institutional establishment.

(c) Environmental – The use of water to avoid or mitigate environmental harm. Examples include enhancing, restoring, or creating wetlands or other surface waters, or the use of water for groundwater remediation.

(d) Landscape/Recreation/Aesthetic – The use of water for landscape irrigation; the use of water associated with the creation, maintenance, and operation of recreational facilities such as golf courses, water-based recreational areas, and athletic fields; or the use of water for ornamental or decorative purposes, such as fountains and waterfalls.

(e) Mining/Dewatering – The use of water associated with the extraction of subsurface materials or to control surface or ground water when performing activities such as construction or excavation.

(f) Public Supply – The use of water provided by any municipality, county, regional water supply authority, special district, public or privately owned water utility, or multijurisdictional water supply authority for human consumption and other purposes.

(g) Other – The use of water for a purpose other than as described in subsections 6.2.3(a)-(f).

(a) Aquacultural use – The use or withdrawal of water for the commercial cultivation of animal and plant life in a water environment, including but not limited to food fish, aquatic bait, game fish, aquatic plants (i.e. watercress), alligators, tropical fish, shellfish, and turtles.

(b) Aesthetic use – the use of water for fountains, waterfalls, and landscape lakes and ponds where such uses are entirely ornamental and decorative.

(c) Agricultural use – the use of water for the commercial production of crops, commercial nursery production, or the growing of farm products including, but not limited to, vegetables, citrus and other fruits, pasture, rice and other commodities for human consumption or domestic animal feed.

(d) Commercial and industrial process use – the use of water essential to the production of the goods or services provided by a business establishment.

(e) Cooling and air conditioning use – the use of water for heating or cooling, or for air conditioning.

(f) Dewatering use – the removal of water from a specific area to facilitate mining or construction.

(g) Diversion and impoundment into non-District facilities – the diversion or extraction of water into non-District impoundments and delivery systems designed for purposes including, but not limited to, maintaining structural integrity, providing agricultural water and other non-recreational, non-aesthetic uses.

(h) Domestic use – the use of water for the individual personal household purposes of drinking, bathing, cooking, or sanitation.

(i) Essential use – the use of water strictly for fire fighting purposes, health and medical purposes and the use of water to satisfy federal, state or local public health and safety requirements.

(j) Freeze protection – the use of water to protect agricultural and nursery crops from damage due to low temperatures.

(k) Golf course use – water used to irrigate an establishment designed and used for playing golf.

(l) Household type use – the use of water for personal needs or for household purposes such as drinking, bathing, heating, cooking, sanitation or cleaning, whether the use occurs in a residence or in a business or industrial establishment.

(m) Landscape irrigation – the outside watering of plants in a landscape such as shrubbery, trees, lawns, grass, ground covers, plants, vines, gardens and other such flora that are situated in such diverse locations as residential and recreation areas, cemeteries, public, commercial, and industrial establishments, and public medians and rights of way.

(n) Livestock use – the use of water for watering or washing of livestock.

(o) Navigation use – water discharged from ground or surface sources either to tidewater or to downstream lakes or reaches of rivers or canals for the purpose of permitting or promoting boating activity.

(p) Nursery use – the use of water on premises on or in which nursery stock is grown, propagated or held for sale or distribution or sold or reshipped, including but not limited to sod, ferns, ornamental foliage and greenhouses.

(q) Outside uses – the use of water outdoors for the maintenance, cleaning and washing of structures and mobile equipment including automobiles and the washing of streets, driveways, and sidewalks.

(r) Power production – the use of water for power generation and the use of water for cooling and for replenishment of cooling reservoirs.

(s) Recreation area use – the use of water for the maintenance and support of intensive recreational areas such as, but not limited to, playgrounds, football, baseball, and soccer fields.

(t) Soil flooding – use of water for raising of water levels on agricultural lands for purposes not directly related to crop growth including but not limited to soil preservation and pest control.

(u) Water based recreation use – water used for public or private swimming and wading pools, including water slides. This term does not include pools specifically maintained to provide habitat for aquatic life.

(v) Water utility use – water used for withdrawal, treatment, transmission and distribution by potable water systems.

(w) Wetland enhancement/creation – the use of water to saturate the soils to promote or restore wetland functions.

6.2.4 through 6.5.4 No change.

6.5.5 Compliance Reports

When necessary to maintain reasonable assurance that the conditions for issuance of a 20-year permit can continue to be met during the term of the permit, the District will require the permittee to submit a compliance report under pursuant to Section 373.236(4)(3), F.S., ~~no more than once every ten~~ five years. The report shall contain sufficient information to maintain reasonable assurance that the permittee's use of water will continue, for the remaining duration of the permit, to meet the conditions for permit issuance set forth in the District rules existing when the District issued that existed at the time the

permit was issued for 20 years by the District. In providing such reasonable assurance, the compliance report must, at a minimum, include:

(a) ~~all of the information required by the District's "Individual and Standard General Consumptive Use Permit Application Number 40C-2-1082-1" contained in Appendix C;~~ and

(b) ~~all of the information specifically required by the compliance report condition(s) on the permit.~~

~~After Following the District's reviewing of this report, the District will modify the permit as required necessary to ensure that the use of water authorized by the permit will continue to meet the conditions for permit issuance set forth in the District rules existing when the District issued that existed at the time the permit was issued for 20 years. As The District shall provide notice of intent to modify the permit as required by Sections 120.569 and 120.60, F.S., and Rule section 40C-1.1007, F.A.C., the District shall provide notice of intent to modify the permit.~~

6.6 No change.

6.7 Monitoring Requirements

Issuance of a Consumptive Use Permit requires that the withdrawals will not result in significant unmitigated adverse impacts on the water resources and existing legal users, and that the use continues to be in the public interest. To ensure that these criteria continue to be met after a permit is issued, monitoring and reporting activities are required as conditions of any individual permit. Where appropriate, the District's monitoring requirements may be satisfied by providing reports required by other agencies.

6.7.1 Withdrawal Quantity

6.7.1.1 All individual consumptive use permittees issued permits under subsection 40C-2.041(1), F.A.C., must measure the quantity of water used, diverted or withdrawn from any source in accordance with the requirements of this section. Measuring of actual pumpage provides a means to develop historical records in order to accurately project future reasonable demand, to assess impacts to the resource and existing water and land uses, to enable the District to assess the effectiveness of conservation measures, and to ensure that quantities withdrawn do not exceed permitted allocations. Each source must be measured, but monitoring plans should be developed that do not require duplicative monitoring of water that is withdrawn from a source for storage and then withdrawn from storage for use.

Whenever flow meters are used, they must maintain a 95% accuracy, be verifiable and be installed according to manufacturer's specifications. Whenever an alternative method to flow meters is used to measure withdrawals, it must be verifiable and 90% accurate.

6.7.1.2 Uses Initially Permitted On or After July 23, 1991

Applicants for proposed uses of water that will be issued their initial consumptive use permit under subsection 40C-2.041(1), F.A.C., on or after July 23, 1991, with total combined allocations exceeding 100,000 gallons per day on an average annual basis must install in-line totalizing flow meters on all withdrawal points prior to beginning the permitted use. If an applicant demonstrates that it is not economically or technologically feasible to use a flow meter to measure water withdrawals, the District ~~shall~~ may approve the use of an alternative method for measuring flow upon a demonstration that the method is verifiable and 90% accurate at measuring the withdrawals. ~~In addition, if the District determines that flow meters are inappropriate for measuring the flow, an alternative method for measuring the flow may be approved.~~

Applicants for proposed uses of water with total allocations less than or equal to 100,000 gallons per day on an average annual basis must install either in-line totalizing flow meters or alternatives to flow meters on all withdrawal points prior to beginning the permitted use. If an alternative to flow meters is used to calculate the withdrawal quantity, such method must be fully described and any calculations necessary included with the initial submittal of data, for District staff approval. The District shall accept such alternative methods upon a demonstration that the method is verifiable and 90% accurate at measuring the withdrawals.

6.7.1.3 Uses Initially Permitted Prior to July 23, 1991

All consumptive use permittees issued initial permits under subsection 40C-2.041(1), F.A.C., Beginning March 1, 1993, permitted users with individual permits issued prior to July 23, 1991, must measure the quantity of water used by either installing in-line totalizing flow meters or implementing an alternative for measuring flow. Examples of alternative methods for measuring water use are provided in Appendix J.

If an alternative to flow meters is used to calculate the withdrawal quantity, such method must be fully described and any calculations necessary included with the initial submittal of data, for District staff approval. The District shall accept such alternative methods upon a demonstration that the method is verifiable and 90% accurate at measuring the withdrawals. ~~Acceptance of an alternative will be made on a case-by-case basis.~~ If after a period of one year, the selected alternative fails to accurately measure the withdrawal quantities, in-line flow meters or another alternative must be used.

In addition, in specific cases where the District determines that flow meters are necessary to ensure that the consumptive use complies with the reasonable-beneficial use criteria in subsection 40C-2.301(4), F.A.C., flow meters shall be required by permit condition.

6.7.1.4 Changes to Uses Initially Permitted Prior to July 23, 1991

If any permit issued under subsection 40C-2.041(1), F.A.C., prior to July 23, 1991 with total combined allocations exceeding 100,000 gallons per day on an average annual basis

~~an individual permit is modified or renewed after July 23, 1991, to add new withdrawal points, change withdrawal points or increase allocation, then in-line totalizing flow meters must be installed to measure any water used from the new withdrawal points proposed uses prior to beginning the use. In the case of permitted users seeking only an increase in allocation from an existing permitted withdrawal point permitted initially prior to July 23, 1991, the District shall may authorize the continued use of an alternative method to measure flow provided the applicant demonstrates that the alternative being used is verifiable and 90% accurate. If in addition, if an applicant demonstrates that it is not economically or technologically feasible to use a flow meter to measure water from the new or modified withdrawals points, the District shall may approve the use of an alternative method for measuring flow upon a demonstration that the alternative method is verifiable and 90% accurate at measuring the withdrawals. If the District determines that flow meters are inappropriate for measuring the flow, an alternative method for measuring flow may be approved.~~

6.7.1.5 In areas delineated in section 6.7.1.6:

(a) All applicants for proposed uses ~~that will be issued their initial CUP under subsection 40C-2.041(1), F.A.C., on or after July 23, 1991 for allocations exceeding 100,000 gallons per day on an average annual basis~~ must install totalizing flow meters prior to beginning the permitted use, and

(b) All ~~consumptive use permittees issued initial permitted users with individual permits under subsection 40C-2.041(1), F.A.C., issued prior to July 23, 1991, with total combined allocations exceeding 100,000 gallons per day on an average annual basis~~ must install in-line, totalizing flow meters on all withdrawal points within 90 days of the District providing the meter(s) with a manufacturer's warranty. ~~To ensure that the District provides the correct meter for each withdrawal point, within 60 days of receiving a written request from the District, all permittees must supply the following information:~~

1. a plan view and longitudinal cross-section of the well head area showing the location of all pumps, pressure gauges, valves, backflow preventers, junctions, bends, and slopes, with all elevations referenced to land surface;
2. inside and outside pipe diameters;
3. a description of the pipe material, and
4. an estimate of the average flow rate.

~~The District shall provide one meter for each withdrawal point within a permittee's project. Where the District determines that additional meters are required to provide more accurate information, to avoid excessive retrofit costs associated with meter installation, or to prevent excessive pressure losses, the District may provide more than one meter per withdrawal point.~~

Meter replacement, when necessary, shall be at the permittee's expense. ~~If within 5 years of installation the meter is destroyed by an act of God, the manufacturer or the District shall replace the meter.~~

If a permittee demonstrates that it is not economically or technologically feasible to use a flow meter to measure water withdrawals, the District shall may approve the use of an alternative method for measuring flow upon a demonstration that the ~~Any proposed alternative method is verifiable and must be 90% accurate at measuring the withdrawals, verifiable and approved by the District prior to implementation.~~

6.7.1.6 and 6.7.1.7 No change.

6.7.1.8.1 Recording and Reporting Water Use

Total monthly withdrawal quantities shall be recorded continuously by the permittee; ~~and totaled monthly, and. For any permittee with total combined allocations exceeding 100,000 gallons per day on an average annual basis, the monthly totals of water withdrawal must be reported to the District at least every six months (semi-annually) on District Form Number 40C-2.900(4) No. (Water Use Record) (EN-50)) or District Form No. EN-52. For any permittee whose total combined allocation is equal to or less than 100,000 gallons per day on an average annual basis and whose permit was issued after December 1, 2011, the permittee must annually submit, by January 31st, a completed District Form Number 40C-2.900(6) (Annual Statement of Continuing Use). Such a permittee shall maintain records of water quantity used on a monthly basis for the life of the permit and shall provide those records to the District when requested by District staff. For any permittee with a permit issued before December 1, 2011 whose total combined allocation is equal to or less than 100,000 gallons per day on an average annual basis, the permittee may submit a completed District Form Number 40C-2.900(6), as an alternative to submitting EN-50 forms as required by their permit. In such case, the permittee shall maintain records of water quantity used on a monthly basis for the life of the permit and shall provide those records to the District when requested by District staff. However, a permittee may be required by permit condition to record pumpage on a daily basis from each withdrawal point and report the daily withdrawal totals on a monthly basis to the District when the District determines that special circumstances warrant.~~

Any ~~The~~ required flow meter(s) must be tested for accuracy once every 3 years within 30 days of the anniversary date of permit issuance, and recalibrated if the difference between the actual flow and the meter reading is greater than 5%. District Form Number 40C-2.900(5) (Water Use Reporting Verification (EN-51)) No. EN-51 must be submitted to the District within 10 days of each ~~the~~ inspection/calibration.

6.7.1.9 No change.

12.0 Evaluation of Proposed Use of Water

12.1 Annual Allocation

(a) Annual Allocation

The particular quantity of water permitted on an annual basis is that amount of water which the Governing Board has permitted for use on a yearly basis. The District staff will calculate a recommended annual allocation using methodologies based upon use type of use (see Sections 12.2, 12.3, 12.4, 12.5, 12.6, and 12.7 of this Handbook).

(b) and (c) No change.

12.1.2 No change.

12.2 Public Supply – Use Type Uses

An amount of water required for reasonable-beneficial uses must be demonstrated by the applicant. For Public water Supply systems, this amount is calculated based upon the projected requirements of the population as to its industrial, commercial and other users supplied by the permittee. Population requirements are calculated by multiplying the 10-year projected population for an authorized service area by the calculated or estimated per capita daily water use. Projected population shall be determined using the methods and data sources specified in Subsection 12.2.1; use shall be calculated or estimated as prescribed in Subsection 12.2.2. Other methods of determining water requirement may be used as approved by staff.

If the applicant’s requested quantity exceeds the amount of water required for reasonable-beneficial uses as calculated pursuant to this Section, the staff will recommend a projected requirement based on its analysis of population projections for the service area and historical or design per capita use of water.

Reasonable-beneficial requirement for the Public Supply Use Type use is the highest allocation which staff can recommend. If all other criteria are satisfied, staff will recommend this amount as the ~~annual~~ allocation.

12.2.1 through 12.2.4 No change.

12.2.5 Water Conservation Plan

12.2.5.1 All permit applicants for a Public Supply Use – Type water use who satisfy the following water conservation requirements at the time of permit application are deemed to meet the criterion in 10.3(e):

(a) through (h) No change.

12.5.2 No change.

12.3 Commercial/Industrial/Institutional – Use Type Type Uses

12.3.1 Allocation

The reasonable need for a requested allocation must be based upon the amount of water needed to perform an commercial/industrial/institutional process in an efficient, non-wasteful and economic manner. If the criteria listed in section 8.0 or 9.0 are satisfied, the allocation will be equal to the reasonable need for water. A reasonable need for water is the greatest allocation which staff will recommend.

12.3.2 Water Conservation Plan

12.3.2.1 All ~~individual—permit~~ applicants for commercial/industrial/institutional-type water uses must submit a water conservation plan for their facility to the District at the time of permit application. The plan must contain specific activities designed to conserve water.

(a) through (e) No change.

Applicants may be able to fulfill some or all of the water conservation plan elements (b) and (d) by demonstrating present water conserving activities which meet the intent of each element. In evaluating whether existing water conserving activities are sufficient to meet the applicable criteria in Rule 40C-2.301, F.A.C., the District will take into consideration the use type and efficiency of the specific use relative to other similar users.

12.3.2.2 No change.

12.4 Mining/Dewatering Use – Type Uses

The reasonable need for a requested allocation must be based on the amount of water needed to ~~be discharged from a mining pit in order to~~ economically and effectively extract subsurface materials or control surface or ground water when performing activities such as excavation or construction mine the pit. In some cases, dewatering may involve lowering the water table several feet in order to lower the level below “Caprock” which is used as an operating floor and drying surface. In other cases, it may involve completely dewatering a pit in order to remove minable rock and sand using pans and scrapers. The reasonable allocation may vary for a particular dewatering operation depending upon the excavation method. Staff may recommend the greater reasonable allocation if all other criteria are satisfied. However, if the greater reasonable allocation will generate adverse impacts, staff will recommend the excavation method with a lower reasonable allocation which satisfies all criteria. For example, a rockpit may be excavated using either draglines or scrapers. Drag-lining may require dewatering only several feet in order to expose “Caprock” as an operating surface. The use of scrapers requires totally dewatering the pit in order to use the floor of the pit as an operating surface. If staff cannot recommend total dewatering of a mining pit because of adverse impacts then staff may recommend the second alternative, drag- lining, with its smaller discharge if it satisfies all criteria.

If all criteria listed in Section 8.0 or 9.0 are satisfied, the allocation is equal to the reasonable need for water. The reasonable need for water is the greatest volume which staff can recommend.

12.5 Agricultural Use Type, Nursery, and Aquacultural Uses

12.5.1 Supplemental Irrigation Requirement

The reasonable need for an agricultural use is based on the amount of water needed to supply the supplemental irrigation requirements of the type of crop grown. ~~The Supplemental irrigation requirements are determined through use of supplemental irrigation models the modified Blaney-Criddle~~

~~formula for evapotranspiration. The formula is explained in detail in Appendix H. Supplemental irrigation models must accurately determine supplemental irrigation water use needs and be based on the type of crop grown, the irrigation method employed, the season in which the water is used to grow the crop is grown, general crop location, including soil type, and associated atmospheric conditions. In determining reasonable need, the supplemental irrigation requirements used are those which would be needed requested in a two in ten year drought. Where supplemental irrigation data are not available from the modified Blaney-Criddle method, an average annual industry water figure is used.~~

12.5.2 through 12.5.5 No change.

12.5.6 The maximum monthly withdrawal as recommended by District staff is generally specified on agricultural-type or other irrigation permits. This amount is determined by the dry month needs of the CUP (calculated for a 2 in 10 year drought) or that amount needed for freeze protection.

12.5.7 Water Conservation Plan

12.5.7.1 All individual permit applicants for agricultural use-types, nursery, and aquacultural uses must submit a water conservation plan for their operation to the District at the time of permit application. The plan must contain specific activities designed to conserve water. The water conservation plan must include provision for the following:

(a) through (c) No change.

Applicants may be able to fulfill the water conservation plan element (a) by demonstrating present water conserving activities which meet the intent of the element. In evaluating whether existing water conserving activities are sufficient to meet the applicable criteria in Rule 40C-2.301, F.A.C., the District will take into consideration the use type and efficiency of the specific use relative to other similar users.

12.5.7.2 and 12.5.7.3 No change.

12.6 ~~Landscape/Golf Course and Recreational/Aesthetic Use – Type Use~~

12.6.1 Water Conservation Plan

12.6.1.1 Each applicant for an individual consumptive use permit for a golf course or landscape/recreational/aesthetic use-types water use must submit a water conservation plan for their facility to the District at the time of permit application. The plan must contain specific activities designed to conserve water. At a minimum, the water conservation plan must include:

(a) through (d) No change.

Applicants may be able to fulfill the water conservation plan element (a) by demonstrating present water conserving activities which meet the intent of the element. In evaluating whether existing water conserving activities are sufficient to meet the applicable criteria in Rule 40C-2.301, F.A.C., the District will take into consideration the use type and efficiency of the specific use relative to other similar users.

12.6.1.2 No change.

12.7 Other Use Types.

All individual permit applicants for use types not specified above must submit a water conservation plan for their proposed use. The plan must contain specific measures designed to conserve water to demonstrate that the proposed use will meet the criterion in section 10.3(e). At a minimum the water conservation plan must include the applicable elements described above in sections 12.2.5, 12.3.2, 12.5.7, and 12.6.1

12.8 through 12.10 No change.

15.0 Introduction to Permit Conditions

15.1 Purpose

~~In order to properly manage the water resource, the District must place certain stipulations on each permit which is granted. Part III provides a listing of those typical limiting conditions which may be added to a consumptive use permit.~~

15.2 Organization

The District will apply three types of limiting conditions:

(a) those that will be applied to all permits (General Conditions);

(b) those that will be applied to all permits of a particular type of use; and

(c) those which are applied on a project-specific basis.

15.0 16.0 Permit General Conditions

~~In order to properly manage the water resource, the District will impose upon any permit issued or granted pursuant to Chapter 40C-2 or 40C-20, F.A.C., such reasonable conditions as are necessary to assure that the permitted use of water will continue to be consistent with the conditions for issuance in Rule 40C-2.301, F.A.C. The following general conditions are those limiting conditions which will be applied to all permits unless waived or modified by the District upon a determination that the conditions are inapplicable to the activity authorized by the permit. These are applied pursuant to Rule 40C-2.381, F.A.C., and are necessary to assure that the permitted use of water will be consistent with the provisions of Rule 40C-2.011 and will not be harmful to the water resources of the District.~~

(a) through (d) No change.

(e) ~~The permittee's consumptive use of water as authorized by this permit shall not interfere with legal uses of water existing at the time of permit application may not be significantly adversely impacted as a result of the consumptive use. If interference unanticipated significant adverse impacts occurs, the District shall revoke the permit, in whole or in part, to curtail or abate the interference adverse impacts, unless the interference associated with the permittee's consumptive use of water is impacts can be mitigated by the permittee pursuant to a District-approved plan.~~

NOTE: Adverse impacts are exemplified by but not limited to:

(1) reduction of well water levels resulting in a reduction of 10% in the ability of an adjacent well to produce water;

(2) ~~reduction of water levels in an adjacent surface water body resulting in a significant impairment of the use of water in that water body;~~

(3) ~~saline water intrusion or introduction of pollutants into the water supply of an adjacent water use resulting in a significant reduction of water quality; and~~

(4) ~~change in water quality resulting in either impairment or loss of use of a well or water body.~~

(f) The permittee's consumptive use of water as authorized by this permit shall not have significant adverse hydrologic impacts to off-site land uses existing at the time of permit application may not be significantly adversely impacted as a result of the consumptive use. If unanticipated significant adverse hydrologic impacts occur, the District shall revoke the permit, in whole or in part, to curtail or abate the adverse impacts, unless the impacts associated with the permittee's consumptive use of water are can be mitigated by the permittee pursuant to a District-approved plan.

NOTE: ~~Adverse impacts are exemplified by but not limited to:~~

(1) ~~significant reduction in water levels in an adjacent surface water body;~~

(2) ~~and collapse or subsidence caused by a reduction in water levels; and~~

(3) ~~damage to crops and other types of vegetation.~~

(g) The District must be notified, in writing, within 30 days of any sale, conveyance, or other transfer of a well or facility from which the permitted consumptive use is made or within 30 days of any transfer of ownership or control of the real property at which the permitted consumptive use is located. All transfers of ownership or transfers of permits are subject to the provisions of Rule section 40C-1.612, F.A.C.

(h) A District-issued identification tag shall be prominently displayed at each withdrawal site by permanently affixing such tag to the pump, headgate, valve, or other withdrawal facility as provided by Rule section 40C-2.401, F.A.C. Permittee shall notify the District in the event that a replacement tag is needed.

(i) The permittee's consumptive use of water as authorized by this permit shall not significantly and adversely impact wetlands, lakes, rivers, or springs. If significant adverse impacts occur, the District shall revoke the permit, in whole or in part, to curtail or abate the significant adverse impacts, unless the impacts associated with the permittee's consumptive use of water are mitigated by the permittee pursuant to a District-approved plan.

(j) The permittee's consumptive use of water as authorized by this permit shall not reduce a flow or level below any minimum flow or level adopted in Chapter 40C-8, F.A.C. If the permittee's use of water causes or contributes to such a reduction, then the District shall revoke the permit, in whole or in part, unless the permittee implements all provisions applicable to the permittee's use in a District-approved recovery or prevention strategy.

(k) The permittee's consumptive use of water as authorized by the permit shall not cause or contribute to significant saline water intrusion. If significant saline water intrusion occurs, the District shall revoke the permit, in whole or in part, to curtail or abate the saline water intrusion, unless the saline water intrusion associated with the permittee's consumptive use of water is mitigated by the permittee pursuant to a District-approved plan.

(l) The permittee's consumptive use of water as authorized by the permit shall not cause or contribute to flood damage. If the permittee's consumptive use causes or contributes to flood damage, the District shall revoke the permit, in whole or in part, to curtail or abate the flood damage, unless the flood damage associated with the permittee's consumptive use of water is mitigated by the permittee pursuant to a District-approved plan.

(m) The permittee's consumptive use of water as authorized by the permit shall not cause or contribute to a violation of state water quality standards (existing at the time of permit issuance) in receiving waters of the state, as set forth in Chapters 62-3, 62-4, 62-302, 62-520, and 62-550, F.A.C., including any anti-degradation provisions of paragraphs 62-4.242(1)(a) and (b), subsections 62-4.242(2) and (3), and Rule 62-302.300, F.A.C., and any special standards for Outstanding National Resource Waters set forth in subsections 62-4.242(2) and (3), F.A.C. If violations occur, the District shall revoke the permit, in whole or in part, to curtail or abate the violations, unless the violations associated with the permittee's consumptive use of water are mitigated by the permittee pursuant to a District-approved plan.

17.0 General Conditions by Type of Use

17.1 Public Supply-Type Uses

The following general conditions are generally applied to permits for public supply type uses:

(a) ~~If the permittee does not serve a new projected demand located within the service area upon which the annual allocation was calculated, the annual allocation will be subject to modification.~~

(b) ~~If water source is from wells, permittee must develop, implement, and submit to the District a wellfield operating program within six (6) months of permit issuance. This program must explain which wells are primary, secondary, standby (reserve), the order of preference in turning on wells, criteria for shutting down and restarting wells, and any other aspects of wellfield management and operation.~~

(c) ~~On the tenth day following the month of record, permittee must submit to the District copies of the DER monthly water treatment plant reports on a monthly basis following the month of record. The permit number must be attached to all reports.~~

(d) ~~The permittee must ensure that all service connections are metered.~~

~~(e) Landscape irrigation shall be in conformity with the requirements set forth in subsection 40C-2.042(2), F.A.C. (Revised 3-8-09)~~

~~(f) The water conservation plan submitted to the District on (date), must be implemented in accordance with the implementation schedule contained therein.~~

17.2 Commercial/Industrial Type Uses

The following general conditions are generally applied to permits for commercial/industrial type uses:

~~(a) The permittee must maintain records of total daily withdrawals from each source on a monthly basis for each year ending December 31st. These records must be submitted to the District on Form EN-3 by January 31st of each year.~~

~~(b) If water source is from wells, permittee must develop and implement a Wellfield Operating Program within six (6) months of permit issuance. This program must explain which wells are primary, secondary, standby (reserve), the order of preference in turning on wells, criteria for shutting down and restarting wells, and any other aspects of wellfield management and operation. This program must be submitted to the District within six (6) months of permit issuance.~~

17.3 Mining Type Uses

The following general conditions are generally applied to permits for mining type uses:

~~(a) Dewatering operations which cause shoaling in adjacent water bodies are an interference. Should the permittee's dewatering operation create shoaling in adjacent water bodies, the permittee is responsible for clearing such shoaling.~~

~~(b) Permittee must establish an elevation reference point which has been determined from a USGS datum bench mark in order to record and monitor existing water level elevations.~~

17.4 Agricultural Uses

The following conditions are generally applied to individual permits for agricultural type uses:

~~(a) The allocations stated above may be exceeded when the permittee must use water for freeze protection. Freeze protection is defined as the periodic and infrequent use of water to protect agricultural and nursery crops from permanent damage due to low temperatures. This action would be taken in response to forecasts of freezing temperatures by weather forecasting services. The permittee must maintain records of when water withdrawals for freeze protection are taking place, including the date of such withdrawal, duration of each withdrawal, and the rate at which withdrawals are taking place. These records must be submitted along with any required withdrawal records.~~

~~(b) Irrigation of agricultural crops shall be in conformity with the requirements set forth in subsection 40C-2.042(1), F.A.C. (Revised 3-8-09)~~

~~(c) The water conservation plan submitted to the District on (date), must be implemented in accordance with the implementation schedule contained therein.~~

17.5 Nursery Use

The following conditions are generally applied to individual permits for nursery type uses:

~~(a) Irrigation of nursery plants shall be in conformity with the requirements set forth in subsection 40C-2.042(1), F.A.C. (Revised 3-8-09)~~

~~(b) The water conservation plan submitted to the District on (date), must be implemented in accordance with the implementation schedule contained therein.~~

17.6 Aquaculture Use

The following limiting conditions are generally applied to aquaculture type uses:

~~(a) The permittee must install an aerator(s) to add oxygen to the facilities when necessary.~~

~~(b) Facilities using reclaimed water may do so anytime provided appropriate signs are placed on the property to inform the general public and District enforcement personnel of such use. Such signs must be in accordance with local restrictions.~~

~~(c) The water conservation plan submitted to the District on (date), must be implemented in accordance with the implementation schedule contained therein.~~

17.7 Golf Course/Recreation Use

The following conditions are generally applied to individual permits for golf course type uses and recreational area type uses:

~~(a) Irrigation of golf courses and recreational areas shall be in conformity with the requirements set forth in subsection 40C-2.042(1), F.A.C. (Revised 3-8-09)~~

~~(b) The water conservation plan submitted to the District on (date), must be implemented in accordance with the implementation schedule contained therein.~~

~~16.0~~ 18.0 Special Conditions

In addition to the General Conditions (section ~~15.0~~ 16.0) and the General Conditions by Type of Use (section 17.0) listed above, the District may find that special conditions should be applied on a site-specific basis. The following are special conditions which the District may apply:

Renumber 18.0.1 to 16.0.1

(a) through (f) No change.

~~(g) Maximum daily pumpage must not exceed million gallons unless otherwise specified by District staff as a consequence of drought conditions. If the need to exceed the above withdrawal arises, the permittee must notify District staff of the reason for the need.~~

~~(h) The permittee must measure and record the maximum withdrawal rate in gallons per minute of well number(s) in May and October of each year. These records must be submitted to the District on Form EN-2 by July 31st of each year.~~

~~(i) Permittee must record water levels in the pit, rates, and volumes of water pumped on a daily basis. These records shall be tabulated on a monthly basis, and submitted to the District on Form EN-6 and EN-3 (on a monthly basis) by March 31st of each year.~~

~~(j) Permittee shall not lower the surface water level, water table level or potentiometric level below NGVD.~~

~~(k) A water sample must be taken from well number(s) in May and October of the following years: The sample(s) must be collected immediately following an irrigation cycle, whenever possible. If this is not possible, the well must be allowed to discharge at design capacity for at least 20 minutes before the sample is collected. The samples must be analyzed for chlorides (C-), sodium (Na), potassium (K), calcium (Ca), magnesium (Mg), sulfate (SO4), total alkalinity (HCO3 + CO3) and pH. In addition to the analyses, the report submitted to the District must include the date of sampling, well number, the length of time the well discharged before the sample was taken, the name of the person collecting the sample and the name of the company or person doing the actual analysis. These reports must be submitted to the District within 30 days of sampling.~~

~~(l) A water sample must be taken from well number(s) in May of the following years. The sample(s) must be collected immediately following an irrigation cycle, whenever possible. If this is not possible, the well must be allowed to discharge at design capacity for at least 20 minutes before the sample is collected. The samples must be analyzed for calcium (Ca), magnesium (Mg), sulfate (SO4), total iron (Fe), and specific conductance. In addition to the analyses, the report submitted to the District must include the date of sampling, well number, the length of time the well discharged before the sample was taken, the name of the person collecting the sample, and the name of the company or person doing the actual analyses. These reports must be submitted to the District within 30 days of sampling.~~

~~(m) The permittee must maintain records of total monthly withdrawals from each source. These reports must consist of either a monthly log of when withdrawals are taking place from each source and the average rate at which these withdrawals are taking place, or figures for total withdrawals for each month from each source. The monthly logs must be recorded on District form EN-2. The figures for total withdrawals for each month from each source must be recorded on District form EN-2. These records must be tabulated for one year period ending June 30th of each year, and submitted to the District by July 31st of each year.~~

~~(n) Prior to initiation of use, the following withdrawal points must be equipped with in line totalizing flow meters: (District Identification Nos.). Such meters must have and maintain an accuracy to within 95 percent of the actual flow.~~

~~(o) The Permittee must maintain the required flow meter(s) or other District approved flow measuring device(s). In case of failure or breakdown of any meter or other device, the District must be notified in writing within 5 days of its discovery. A defective meter or other device must be repaired or replaced within 30 days of its discovery.~~

~~(p) Total withdrawal from each monitored source must be recorded continuously, totaled monthly, and reported to the District at least every six months using District Form No. EN-50.~~

~~(q) The permittee must have the required flow meter(s) tested once every 3 years within 30 days of the anniversary date of permit issuance, and recalibrated if the difference between the actual flow and the meter reading is greater than 5%. District Form No. EN-51 must be submitted to the District within 10 days of the inspection/calibration.~~

The next section is section 19.0.

20.0 Other Conditions

In addition to the special conditions listed in subsection 16.0, 18.0.1, and 19.0, the District Governing Board may apply such other reasonable special conditions to meet localized problems as it deems necessary to ensure that the use meets the criteria established in Rule 40C-2.301, F.A.C.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Thomas Mayton, Jr., Esq., St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4108

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governing Board of the St. Johns River Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 9, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 20, 2010

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE NO.: 60A-1.063 RULE TITLE: Present Value Methodology

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Rule 60A-1.063, F.A.C., was identified for repeal for repeating, in large part, the statute, Section 287.0572, F.S. This rule duplicates the statute.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an adverse impact on small business or likely

increase 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 287.0572(2) FS.

LAW IMPLEMENTED: 287.0572(1) FS.

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

DATE AND TIME: September 12, 2011, 1:00 p.m.

PLACE: 4050 Esplanade Way, Room 101, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Armstrong, Governance Manager, Division of State Purchasing, Department of Management Services, 4050 Esplanade Way Suite #335A, Tallahassee, FL 32399, (850)414-5790, Karen.Armstrong@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

60A-1.063 Present Value Methodology.

Rulemaking Specific Authority 287.0572(2) FS. Law Implemented 287.0572(1) FS. History--New 7-11-04, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Armstrong

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John P. Miles, Secretary

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE NO.: **RULE TITLE:**

60A-8.001 Incorporation

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Rule 60A-8.001, F.A.C., was identified for repeal for repeating the statute, Section 217.001, F.S. It was initially published to give the public notice required under Federal Law. **SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** The agency has determined that these rules will not have an adverse impact on small business or likely increase 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 217.14 FS.

LAW IMPLEMENTED: 217.14 FS.

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

DATE AND TIME: September 12, 2011, 1:00 p.m.

PLACE: 4050 Esplanade Way, Room 101, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Armstrong, Governance Manager, Division of State Purchasing, Department of Management Services, 4050 Esplanade Way Suite #335A, Tallahassee, FL 32399, (850)414-5790, Karen.Armstrong@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

60A-8.001 Incorporation.

Rulemaking Specific Authority 217.14 FS. Law Implemented 217.14 FS. History--New 5-31-94, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Armstrong

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John P. Miles, Secretary

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

DEPARTMENT OF MANAGEMENT SERVICES

Correctional Privatization Commission

RULE NOS.: RULE TITLES:
 60AA-1.003 Agency Action
 60AA-1.004 Meetings and Notice
 60AA-1.005 Agenda

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: These rules were promulgated and applied to the Correctional Privatization Commission (CPC) that was abolished on July 1, 2005. All duties and responsibilities of the CPC were transferred to the Department of Management Services effective July 1, 2004; therefore, these rules no longer apply.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that these rules will not have an adverse impact on small business or likely increase 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 957.03 FS.

LAW IMPLEMENTED: 957.03 FS.

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

DATE AND TIME: September 12, 2011, 1:00 p.m.
PLACE: 4050 Esplanade Way, Room 101, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Michael Weber, Chief, Private Prison Monitoring, Department of Management Services, 4050 Esplanade Way Suite #335A, Tallahassee, FL 32399, (850)488-4904, Michael.Weber@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULES IS:

60AA-1.003 Agency Action.

Rulemaking Specific Authority 957.03 FS. Law Implemented 957.03 FS. History--New 10-31-93, Amended 1-7-99, Repealed.

60AA-1.004 Meetings and Notice.

Rulemaking Specific Authority 957.03 FS. Law Implemented 957.03 FS. History--New 10-31-93, Amended 1-7-99, Repealed.

60AA-1.005 Agenda.

Rulemaking Specific Authority 957.03 FS. Law Implemented 957.03 FS. History--New 10-31-93, Amended 1-7-99, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Michael Weber
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Secretary John P. Miles
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2011

DEPARTMENT OF MANAGEMENT SERVICES

Correctional Privatization Commission

RULE NO.: RULE TITLE:
 60AA-102.101 Public Information and Inspection of Records

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: This rule was promulgated and applied to the Correctional Privatization Commission (CPC) that was abolished on July 1, 2005. All duties and responsibilities of the CPC were transferred to the Department of Management Services effective July 1, 2004; therefore, these rules no longer apply.

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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 957.03 FS.

LAW IMPLEMENTED: 119.07, 957.03 FS.

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

DATE AND TIME: September 12, 2011, 1:00 p.m.

PLACE: 4050 Esplanade Way, Room 101, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Weber, Chief, Private Prison Monitoring, Department of Management Services, 4050 Esplanade Way Suite #335A, Tallahassee, FL 32399, (850)488-4904, Michael.Weber@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

60AA-102.101 Public Information and Inspection of Records.

Rulemaking Specific Authority 957.03 FS. Law Implemented 119.07, 957.03 FS. History--New 1-7-99, Formerly 60AA-1.009, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Weber

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Secretary John P. Miles

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Building Construction

RULE NO.: 60D-7.005
RULE TITLE: Minimum Basic Codes

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Prior to House Bill 4181 (1998)

Florida Statutes in 1998 required local governments and state agencies with building construction regulation responsibilities to adopt a building code that covered all types of construction. The selected code(s) were to include the provisions of parts I-V, VII, and VIII of Chapter 553, F.S., which are related to plumbing, electrical requirements, glass, manufactured buildings, accessibility by handicapped persons, and thermal efficiency. These were required to be in addition to the requirements set forth in Chapter 527, F.S., which pertains to liquefied petroleum gas. This was in addition to the State Minimum Building Codes that identified nationally recognized model codes such as Standard Building Code, EPCOT Code and the South Florida Building Code.

In 1998, thirty-nine Chapters of the Florida Statutes assign sixteen agencies the responsibility for regulation of building and construction. State agencies publish their regulations as rules in the Florida Administrative Code. Many of their regulations address specialty items like elevators, on-site sewage treatment, potable water supplies and environmental issues with cross references. The Florida Department of Education established their own state-wide code and adopted various fire safety and building codes. In addition, counties and municipalities regulated construction of public buildings within their boundaries. Permitting, plans review, inspections and the issuing of a Certificate of Occupancy involved several state and local government agencies.

The Department of Management Services (DMS) had permitting and inspection authority over the construction, renovation and repair of all state-owned buildings. This authority was provided through Sections 255.25 and 553.80, F.S., and a 1980 Attorney General Opinion (Annual Report of the Attorney General 83-88) that the state's authority supersedes local authority. DMS performed these services for state agencies and used Standard Building Code of the time in all counties except Broward and Dade. Through authority provided in Section 255.30, F.S., DMS delegated to the Department of Corrections (DOC) the responsibility for the development and administration of DOC construction of prison facilities projects. DOC primarily uses Standard Building Codes as well as correctional facilities guidelines developed by the corrections industry. DMS and the State Fire Marshal reviewed plans, inspected facilities, and issue certificates of occupancy.

After House Bill 4181 (1998) and HB 219 (2000)

After the 1998 legislative session, authorization to adopt and subsequently update a statewide unified building code was in place. This legislation reestablished the Board of Building Codes and Standards as the currently in place Florida Building Commission. The existing statutes applicable to building codes were scheduled for repealed on January 1, 2001. However, the effective repeal date of the relevant sections of Chapter 553, Florida Statutes, were subject to Legislative approval for the state-wide unified building code being developed by the Florida Building Commission. The Florida Building Code was authorized to be the sole document incorporating all building standards and to be adopted by all enforcement agencies in Florida as well as state agencies that license different types of facilities. By adopting the Florida Building Code, House Bill 4181 replaced the State Minimum Building Codes established in Section 553.73 F.S.

HB 219 (2000) amended Section 255.31, F.S., placing all design, construction, erection, alteration, modification, repair, and demolition of all public and private buildings under the Florida Building Code and the Florida Fire Prevention Code. It placed state enforcement authority with local jurisdictions and local enforcement districts (with some exemption). The DMS

exception was for the Capitol Complex and Governor’s Mansion after July 1, 2001. Provisions made within Section 553.77(3), F.S. referencing Section 255.25, F.S. effectively deleting DMS advisory role to any local government decision with respect to construction not subject to a state agency model code as well as other standards were deleted. State agencies permitting and inspection activity was effectively ended.

However, due to implementation issues with the unified building code, the Legislature extended DMS permitting activity until the Florida Building Code became effective in March 2002. At that time, DMS ended issuing any new permits and only performed inspections on projects previously issued a permit. Local government jurisdictions (Building Authorities) currently provide state agencies permitting and inspection services. With the implementation of the Florida Building Code, HB 1307 (2002) also provided an option to contract for inspections through a private provider, which includes both private projects as well as public institutions.

Current Conditions

Section 255.31, F.S. currently authorizes DMS to perform plans review and inspection services for facilities constructed under the authority of Chapters 944, 945, and 985, F.S.; the Governor’s mansion and grounds thereof, as described in Section 272.18, F.S.; and the Capitol Building and environs bounded on the north by Pensacola and Jefferson Streets, on the east by Monroe Street, on the south by Madison Street, and on the west by Duval Street. These services are currently accomplished in compliance with the Florida Building Code as it is established today and no additional code standards are required. This makes Rule 60D-7.005 of the Florida Administrative Code obsolete. Repeal of this rule will not impact the building related activities and tasks of DMS or other state agencies.

OTHER RULES INCORPORATING THIS RULE: None

EFFECT ON THOSE OTHER RULES: None

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an adverse impact on small business or likely increase 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 553.73(1), (2) FS.

LAW IMPLEMENTED: 553.73 FS.

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

DATE AND TIME: September 12, 2011, 1:00 p.m.

PLACE: Department of Management Services, 4050 Esplanade Way, Room 101, 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 48 hours before the workshop/meeting by contacting: Meredith Brock, (850)487-3977. 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: Meredith Brock, Department of Management Services, 4050 Esplanade Way Suite #360D, Tallahassee, FL 32399, (850)487-3977, Meredith.Brock@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

60D-7.005 Minimum Basic Codes.

Rulemaking Specific Authority 553.73(1), (2) FS. Law Implemented 553.73 FS. History–New 9-7-81, Amended 7-10-85, Formerly 13D-17.05, Amended 10-31-90, Formerly 13D-17.005, Amended 5-12-96, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Meredith Brock

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Secretary John P. Miles

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement – Social Security

RULE NO.:	RULE TITLE:
60X-1.001	Voluntary Termination of Social Security Coverage

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal a rule identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Administration of the Social Security Coverage Program for Florida public employees as provided under Chapter 650, F.S.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an adverse impact on small business or likely

increase 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 650.07 FS.

LAW IMPLEMENTED: 650.03 FS.

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

DATE AND TIME: September 12, 2011, 1:00 p.m.

PLACE: 4050 Esplanade Way, Room 101, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Garry Green, (850)414-6349

THE FULL TEXT OF THE PROPOSED RULE IS:

60X-1.001 Voluntary Termination of Social Security Coverage.

Rulemaking Specific Authority 650.07 FS. Law Implemented 650.03 FS. History—New 9-29-76, Amended 7-1-79, 11-6-84, Formerly 22C-1.01, 22C-1.001, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Garry Green

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Secretary John P. Miles

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement – Social Security

RULE NOS.:	RULE TITLES:
60X-2.001	Statement of Policy
60X-2.0015	Social Security Taxes Excluded During First Six Months
60X-2.0016	Social Security Taxes Excluded First Six Months
60X-2.002	Required Constitutional or Statutory Authority

60X-2.0031	Method and Authority by Which Payments May Be Excluded From Wages Subject to Social Security
60X-2.004	Procedures for Approving Sick Pay Plans or Payments

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal a rule identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Administration of the Social Security Coverage Program for Florida public employees as provided under Chapter 650, F.S.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an adverse impact on small business or likely increase 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 650.07 FS.

LAW IMPLEMENTED: 650.03 FS.

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

DATE AND TIME: September 12, 2011, 1:00 p.m.

PLACE: 4050 Esplanade Way, Room 101, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Garry Green

THE FULL TEXT OF THE PROPOSED RULES IS:

60X-2.001 Statement of Policy.

Rulemaking Specific Authority 121.031, 650.07 FS. Law Implemented 650.07 FS., Section 209, Social Security Act. History—New 9-9-79, Amended 9-9-82, Formerly 22C-2.01, 22C-2.001, Repealed.

60X-2.0015 Social Security Taxes Excluded During First Six Months.

Rulemaking Specific Authority 121.031, 650.07 FS. Law Implemented 650.07 FS., Section 209, Social Security Act. History--New 9-9-82, Formerly 22C-2.015, 22C-2.0015, Repealed

60X-2.0016 Social Security Taxes Excluded First Six Months.

Rulemaking Specific Authority 121.031, 650.07 FS. Law Implemented 650.07 FS., Section 209, Social Security Act. History--New 9-9-82, Formerly 22C-2.016, 22C-2.0016, Repealed

60X-2.002 Required Constitutional or Statutory Authority.

Rulemaking Specific Authority 121.031, 650.07 FS. Law Implemented 650.07 FS., Section 209, Social Security Act. History--New 9-9-79, Amended 8-26-81, 9-9-82, Formerly 22C-2.02, 22C-2.002, Repealed

60X-2.0031 Method and Authority by Which Payments May Be Excluded From Wages Subject to Social Security.

Rulemaking Specific Authority 121.031, 650.07 FS. Law Implemented 650.07 FS., Section 209, Social Security Act. History--New 9-9-82, Formerly 22C-2.031, 22C-2.0031, Repealed

60X-2.004 Procedures for Approving Sick Pay Plans or Payments.

Rulemaking Specific Authority 121.031, 650.07 FS. Law Implemented 650.07 FS., Section 209, Social Security Act. History--New 9-9-79, Amended 9-9-82, Formerly 22C-2.04, 22C-2.004, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Garry Green

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Secretary, John P. Miles

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

DEPARTMENT OF FINANCIAL SERVICES
Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-13.005 RULE TITLE: Pressure Relief Ventilation

PURPOSE AND EFFECT: The purpose of this rulemaking is to repeal Rule 69K-13.005, F.A.C., which duplicates certain provisions of the Florida Building Code. Repealing the rule eliminates potential confusion among regulated entities and builders by (effectively) rendering the Florida Building Code the primary source for regulatory guidance on the subject of pressure relief ventilation for mausoleums.

SUMMARY: Rule 69K-13.005, F.A.C., duplicates provisions at parts 430 and 515 of the Florida Building Code. Repealing the rule will promote clarity by eliminating it as a competing source of regulatory guidance for regulated entities and builders.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No SERC has been prepared.

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

RULEMAKING AUTHORITY: 497.103(1)(m), (5)(a), 497.271(2) FS.

LAW IMPLEMENTED: 497.271(2)(c) FS.

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

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: Doug Shropshire, (850)413-4984 or Doug.Shropshire@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, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4984, Doug.Shropshire@MyFloridaCFO.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-13.005 Pressure Relief Ventilation.

Rulemaking Authority 497.103(1)(m), (5)(a), 497.271(2) FS. Law Implemented 497.271(2)(c) FS. History--New 2-15-10, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Doug Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 1, 2011

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Elections

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

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. 28, July 15, 2011 issue of the Florida Administrative Weekly.

Based upon written comments received prior to the scheduled public hearing concerning delivery of voter registration applications by mail, the proposed rule has been changed to add a new paragraph (4)(d) and revisions have been made to paragraph (7)(a) to read:

(4)(d) Delivery of the voter registration application by the organization to the Division or a supervisor of elections may be accomplished by in-person delivery or mail.

(7)(a) For each non-blank registration application that an organization delivers to the Division or supervisor of elections, a voter registration official shall record the date and time of delivery on the bottom portion of the reverse side of the application in a manner that does not obscure any other entries. For purposes of this rule and not for voter registration purposes, an application is considered delivered to the Division or a supervisor of elections at the time the application is actually delivered by the organization by in-person delivery or, if mailed, the date of delivery shall be the date of a clear postmark, if one is present on the mailing envelope. If a postmark is not present or unclear, the date of delivery to the Division or a supervisor of elections is the actual date of receipt. If the date of delivery is the mail postmark, the applicable 48-hour period for the determination of fines pursuant to Section 97.0575, F.S., shall be based upon a whether the postmark is within two days of the date when the applicant completed the voter registration application, unless the organization provides documentation at the time of mailing the application that the date the applicant completed the application was on an earlier date than when the applicant delivered the application to the organization. For a determination of a fine based upon the application being received by mail after the book closing date, a clear postmark on or before the date of book closing will excuse the fine. If an organization delivers more than one application at the same time, those applications shall bear the same date and time of delivery regardless of when the applications are processed.

No other changes to the proposed rule have been made.

DEPARTMENT OF REVENUE

Division of Child Support Enforcement

RULE NO.: RULE TITLE:
12E-1.0051 Undistributable Collections

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 27, July 8, 2011 issue of the Florida Administrative Weekly.

The following is added at the end of the SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: This rule is not expected to require legislative rule ratification under Section 120.541(3), Florida Statutes (or any other statute) before becoming effective for the following reasons: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), Florida Statutes, and 2) based on past experiences with child support distribution activities and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), Florida Statutes.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: RULE TITLE:
69O-138.001 NAIC Financial Condition
 Examiners Handbook Adopted

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 27, July 8, 2011 issue of the Florida Administrative Weekly.

If adopted, the proposed rule amendment is not expected to require legislative rule ratification under Section 120.541(3), Florida Statutes (or any other statute) before becoming effective for the following reasons 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), Florida Statutes, and 2) based on past experiences with adopting the newest versions of NAIC Financial Condition Examiners Handbooks and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC as set forth in Section 129.541(2)(a), Florida Statutes.

FINANCIAL SERVICES COMMISSION

Finance

RULE NOS.: RULE TITLES:
69V-180.040 Consumer Collection Agency
 Complaint Form and Procedures
69V-180.080 Consumer Collection Agency
 Records

- 69V-180.090 Consumer Collection Agency
Records Retention and Destruction
- 69V-180.100 Guidelines for Imposing
Administrative Penalties

NOTICE OF PUBLIC HEARING

The Financial Services Commission, Office of Financial Regulation, announces a hearing regarding the above rule, as noticed in Vol. 37, No. 26, July 1, 2011 Florida Administrative Weekly.

DATE AND TIME: September 20, 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:

This is the Final Public Hearing on the adoption of Rules 69V-180.040, .080, .090, and .100, F.A.C., relating to consumer debt collection. A notice of change for Rules 69V-180.080 and 69V-180.100, F.A.C., is published in this edition of the Florida Administrative Weekly to address comments from the staff of the Joint Administrative Procedures Committee and industry representatives.

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: Andrea Moreland, Office of Financial Regulation, at (850)410-9601, email: andrea.moreland@flofr.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).

DEPARTMENT OF FINANCIAL SERVICES

Finance

- | | |
|-------------|---|
| RULE NOS.: | RULE TITLES: |
| 69V-180.080 | Consumer Collection Agency
Records |
| 69V-180.100 | Guidelines for Imposing
Administrative Penalties |

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. 26, July 1, 2011 issue of the Florida Administrative Weekly.

The proposed rules have been changed to address comments from the staff of the Joint Administrative Procedures Committee; ACA International; Encore Capital Group, Inc.; and DBA International. Subsection (4) and paragraphs (d) and (e) of Subsection (9) of Rule 69V-180.080, F.A.C., are amended to clarify records requirements. The introductory paragraph of Rule 69V-180.100, F.A.C., and the heading of the chart that contains the guidelines for imposing administrative penalties are amended to clarify that the description of the

violations provided in the guidelines are a summary of the statutory violations and are provided solely for the purpose of ease of reference. The changes are as follows:

69V-180.080 Consumer Collection Agency Records.

(1) through (3) No change.

(4) A record of receiving cash payments made to the registrant from a debtor. The records shall include:

(a) Name of the registrant;

(b) Name of debtor;

(c) Date and amount of payment received; and

(d) The balance within the records after payment.

(9) Basic information about the debt including, at the minimum:

(d) The amount of the debt at the time of charge-off or at the time of receipt of the debt by the registrant for purposes of collection and an itemization of all interest, fees, or charges added to it by the registrant;

(e) If the debt collector is a debt buyer or is an assignee holding title to the debt, the debt buyer's or assignee's bill of sale or other written document executed by the debt buyer or assignee that contains when and from whom the debt was acquired.

69V-180.100 Guidelines for Imposing Administrative Penalties.

Pursuant to Section 559.730(3), F.S., listed below are guidelines applicable to each ground for disciplinary action that may be imposed by the Office against a person for a violation of Part VI, Chapter 559, F.S. In determining an appropriate penalty within the range of penalties prescribed in this rule for each occurrence as based upon the violation, the Office shall consider the circumstances set forth in subsection (25). The third column of the guidelines provides a summary of the statutory violations solely for the purpose of ease of reference. Persons subject to the rule should review the full text of the Florida Statute cited in the second column of the guidelines for the complete description of the violation.

<u>Statute</u>	<u>Violation Description Summary</u>	<u>1st Occurrence</u>	<u>2nd Occurrence</u>	<u>3rd & Subsequent Occurrences</u>
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**Section IV
Emergency Rules**

DEPARTMENT OF STATE

Division of Elections

- | | |
|-----------|---|
| RULE NO.: | RULE TITLE: |
| 1SER11-02 | Third-Party Voter Registration
Organizations |

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Pursuant to Section 120.54(4)(b), Florida Statutes, and its provisions regarding chapters in the Florida Election, this emergency rule is a rule pertaining to the public health, safety, and welfare as it involves the interpretation and implementation of the requirements of Chapters 97-102 and 105 of the Election Code. On May 19, 2011, House Bill 1355 was signed into law and became effective immediately. While regular rulemaking has been ongoing for Rule 1S-2.042, F.A.C., since the enactment of HB1355, this emergency rule is necessary to replace what Emergency Rule 1SER11-01 implemented in response to the law changes until Rule 1S-2.042 is finally adopted. This emergency rule is not a renewal of Rule 1SER11-01. Changes have been made in the rule and its incorporated forms based upon comments received at a workshop held for Rule 1S-2.042, F.A.C. This emergency rule is identical to the contents of Proposed Rule 1S-2.042, F.A.C., which was noticed on July 15, 2011. This emergency rule ensures uniformity across the state in the statutory-mandated procedures for voter registration applications provided to and received from third-party voter registrations organizations. House Bill 1355 amended the requirements for the registration of third-party voter registrations organizations; instituted new requirements for an accounting of voter registration forms provided to and received from third-party voter registrations organizations; deleted quarterly reports by the organizations; and revised the enforcement provisions for violations of the statute. The emergency rule implements the statutory requirement for registration in an electronic format, adopts forms for use by organizations and supervisors of elections to account for an organization's voter registration applications, and removes now outdated language from existing Rule 1S-2.042, F.A.C. The emergency rule will provide third-party voter registration organizations and supervisors of elections the direction they need until Rule 1S-2.042, F.A.C., completes its rulemaking process. Absent this emergency rule, an adverse effect will exist on the conduct of the voter registration process because the registration process by third-party voter registration organizations will not be as mandated by Florida law. For the foregoing reasons, the Department of State finds that the adoption of this emergency rule is necessary to prevent an immediate danger to the public health, safety, and welfare.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Division of Elections is aware of the rulemaking procedures prescribed by Section 120.54, Florida Statutes. That process requires advance notice to the public of intended rules and the opportunity to submit comments on the intended rule, prior to the agency's adoption of the rule. The time period for general rulemaking prevents the timely amendment and adoption of Rule 1S-2.042, F.A.C., so that statutorily-mandated rules can apply to ongoing registration activities conducted by third-party voter

registration organizations pending the normal rulemaking process. In the interim, the provisions of this emergency rule, which adopts the text of Proposed Rule 1S-2.042, F.A.C., based upon comments received at Rule 1S-2.042's rule development workshop, will ensure that the Division of Elections, supervisors of elections, and organizations will be able to comply with the requirements of law. The Department of State has filed Notice of Proposed Rule for Rule 1S-2.042, F.A.C.; however, a prior interim measure, Rule 1SER11-01, will expire before Rule 1S-2.042, F.A.C., can be adopted. This emergency rule does not renew Rule 1SER11-01 as it contains significant changes to the rule and its incorporated forms; however, this emergency rule is necessary as a temporary measure to ensure compliance with current law until Rule 1S-2.042, F.A.C., is adopted.

SUMMARY: This emergency rule implements the statutory requirement for registration in an electronic format, adopts forms for use by organizations and supervisors of elections to account for an organization's voter registration applications, and removes now outdated language from existing Rule 1S-2.042, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Gary J. Holland, Assistant General Counsel, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399, gjholland@dos.state.fl.us, (850)245-6536

THE FULL TEXT OF THE EMERGENCY RULE IS:

1SER11-02 (1S-2.042) Third-Party Voter Registration Organizations.

(1) Forms. The following forms are hereby incorporated by reference and available from the Division of Elections, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, Florida 32399-0250, by contact at (850)245-6200, or by download from the Division's webpage at: <http://election.dos.state.fl.us/forms/index.shtml>:

(a) Form DS-DE 119 (eff. 06/2011 ~~05/2010~~), entitled "Third-Party Voter Registration Organization Registration Form."

(b) Form DS-DE 120 (eff. 06/2011 ~~05/2010~~), entitled "~~Quarterly Report Form for Organized Voter Registration Drives~~ by Third-Party Voter Registration Organization Registration Agent's Sworn Statement."

(c) Form DS-DE 121 (eff. 06/2011 ~~05/2010~~), entitled "Form for Complaint Against Third-Party Voter Registration Organization."

(d) Form DS-DE 123 (eff. 06/2011), entitled "Third-Party Voter Registration Organization's Accounting of Voter Registration Applications."

(e) Form DS-DE 124 (eff. 06/2011), entitled "Supervisor of Elections' Accounting of Third-Party Voter Registration Organization's Voter Registration Applications."

(2) Definitions. For purposes of Section 97.0575, F.S., the following definitions apply:

(a) “Affiliate organization” of a third-party voter registration organization means any person, as defined in Section 1.01(3), F.S., that is associated with the third-party voter registration organization as a subordinate, subsidiary, member, branch, chapter, as a central or parent organization, or through direct or indirect ownership or control. Ownership or control means substantial and effective, though not necessarily predominant, ownership or control.

(b) “Engaging in any voter registration activities” means that the organization is soliciting for collection or collecting voter registration applications from Florida voter registration applicants.

(c)(b) “Force majeure” means any event or occurrence of societal significance beyond the reasonable control and without the fault of the third-party voter registration organization which could not have been prevented, avoided, or overcome by the exercise of reasonable care, diligence, or foresight of the third-party voter registration organization, including, but not limited to, civil disturbances or acts of war; extraordinarily severe weather, such as hurricanes, floods, or tornadoes; or shortages of food, electric power, or fuel.

(d)(e) “Impossibility of performance” means an actual impossibility or impracticability of compliance as the result of a condition or circumstance which the third-party voter registration organization did not create and could not reasonably have anticipated.

(e)(d) “Registration agent” means any individual who is employed by or volunteers for a third-party voter registration organization and who solicits for collection or who collects voter registration applications from Florida voter registration applicants on behalf of the organization. ~~“Organized voter registration drive” means any voter registration activity that is coordinated with, or directed by, a third-party voter registration organization and where one or more persons solicit or collect voter registration applications on behalf of the third-party voter registration organization.~~

(3) Registration.

(a) ~~Before engaging in any voter registration activities, a~~ A third-party voter registration organization (hereinafter “organization”) shall complete and file Form DS-DE 119 with the Division. The organization must submit the form as an attachment in pdf format in an email to 3PVRO@dos.state.fl.us or transmit the form to the Division’s facsimile machine at (850)245-6291 prior to conducting any voter registration activities. An affiliate organization which solicits for collection or collects voter registration applications from Florida voter registration applicants must file a Form DS-DE 119 even if its affiliated organization has filed a Form DS-DE 119. An third-party voter registration organization shall also use Form DS-DE 119 to update or terminate ~~withdraw~~ its registration.

(b) Upon receipt of an organization’s initial and completed registration, the Division shall assign the organization a unique third-party voter registration organization identification number that begins with “3P.” An organization is not deemed registered as a third-party voter registration organization until the Division issues the organization its identification number.

(c) A registration agent must complete, sign, and date Form DS-DE 120 before beginning his or her duties for the organization and the organization must ensure the form is submitted to the Division within 10 days after the form is signed. Form DS-DE 120 may be submitted to the Division when the organization submits its initial Form DS-DE 119. For any addition to the list of its registration agents or change in information about a registration agent other than termination of a registration agent, the organization shall submit an updated Form DS-DE 119. For permissible means of notifying the Division of the termination of a registration agent, see paragraph (6)(b).

(d) A registration agent may be a registration agent for one or more organizations, but each organization must ensure that the registration agent submits a separate Form DS-DE 120 for its organization.

(e) An organization shall submit any change in information previously submitted to the Division within 10 days following the change. A change is not considered filed until the Division receives the change.

(f) Except as otherwise provided in paragraph (6)(b), any forms or amendments or additions to forms required under this subsection must be submitted in the same manner of transmission required for the Form DS-DE 119 used to initially register an organization.

(4) Voter Registration Applications Provided to and Used by Third-Party Voter Registration Organizations Drive Quarterly Report.

(a) All voter registration applications provided by the Division and each supervisor of elections to an organization shall include the third-party voter registration organization identification number on the bottom of the reverse side of each voter registration application in a manner that does not obscure any other entry.

(b) The registration agent or the organization shall print the date and time that the voter registration applicant completed the application in a conspicuous space on the bottom portion of the reverse side of the voter registration application it collects from a voter registration applicant in a manner that does not obscure any other entry. The date and time printed by the registration agent or the organization shall be in the following numerical format: MM/DD/YY; hh:mm am/pm. For example, if the voter registration applicant completed the application on May 15, 2014 at 1:30 p.m., the entry on the bottom portion of the reverse side of the application shall be: 5/15/14; 1:30 p.m. The entry for an

application completed on October 11, 2014 at 11:30 a.m., would be printed as 10/11/14; 11:30am on the bottom portion of the reverse side of the application.

(c) Each organization shall ensure that its assigned organization identification number is recorded on the bottom portion of the reverse side of any voter registration application it delivers to the Division or a supervisor of elections in a manner that does not obscure any other entry.

(d) Delivery of the voter registration application by the organization to the Division or a supervisor of elections may be accomplished by in-person delivery or mail.

(5) Monthly Report by Organizations.

(a) By the 10th day of each month, each organization shall submit to the Division a Form DS-DE 123 to account for the number of state and federal voter registration application forms provided to and received from each of its registration agents for the preceding month. If the organization had no voter registration activity in the preceding month, the organization shall still submit Form DS-DE 123 reflecting that it did not provide voter registration applications to, or receive any from, its registration agents.

(b) Form DS-DE 123 required under this subsection must be submitted as an attachment in pdf format in an email to 3PVRO@dos.state.fl.us or transmitted to the Division's facsimile machine at (850)245-6291.

(6) Termination of Organization and Registration Agent.

(a) If an organization terminates its status as a third-party voter registration organization, the organization shall submit within 10 days a Form DS-DE 119 reflecting its termination and also a Form DS-DE 123 to report its final accounting of voter registration application forms provided to the organization by the Division or any supervisor of elections. All such voter registration applications remaining in the organization's possession should be returned either to the Division or a supervisor of elections within 10 days of filing Form DS-DE 123. The address for the Division is Bureau of Voter Registration Services, Division of Elections, R. A. Gray Building, Room 316, Tallahassee, Florida 32399-0250. The address for the applicable supervisor of elections may be obtained by telephoning (850)245-6200 or found on the Internet at http://election.dos.state.fl.us/SOE/supervisor_elections.shtml.

(b) If a registration agent's employment with, or volunteer services for, an organization is terminated, the organization shall file notice of the terminated status of a registration agent by submitting an updated Form DS-DE 119 or by sending a notification of the termination by email to 3PVRO@dos.state.fl.us or by transmitting the notification to the Division's facsimile machine at (850)245-6291. If Form DS-DE 119 is not used as the means of notification, the notification shall contain the organization's assigned identification number and the name of the registration agent being terminated.

(c) Forms DS-DE 119 and DS-DE 123 required under this subsection must be submitted as an attachment in pdf format in an email to 3PVRO@dos.state.fl.us or transmitted to the Division's facsimile machine at (850)245-6291.

(7) Processing of Voter Registration Applications from an Organization by the Division and Supervisors of Elections.

(a) For each non-blank registration application that an organization delivers to the Division or supervisor of elections, a voter registration official shall record the date and time of delivery on the bottom portion of the reverse side of the application in a manner that does not obscure any other entries. For purposes of this rule and not for voter registration purposes, an application is considered delivered to the Division or a supervisor of elections at the time the application is actually delivered by the organization by in-person delivery or, if mailed, the date of delivery shall be the date of a clear postmark, if one is present on the mailing envelope. If a postmark is not present or unclear, the date of delivery to the Division or a supervisor of elections is the actual date of receipt. If the date of delivery is the mail postmark, the applicable 48-hour period for the determination of fines pursuant to Section 97.0575, F.S., shall be based upon whether the postmark is within two days of the date when the applicant completed the voter registration application, unless the organization provides documentation at the time of mailing the application that the date the applicant completed the application was on an earlier date than when the applicant delivered the application to the organization. For a determination of a fine based upon the application being received by mail after the book closing date, a clear postmark on or before the date of book closing will excuse the fine. If an organization delivers more than one application at the same time, those applications shall bear the same date and time of delivery regardless of when the applications are processed.

(b) An organization's untimely delivery of a voter registration application does not affect the validity of the application. Such application must be processed regardless of the timeliness of its delivery.

(c) The Division and supervisors of elections shall record the number of state or federal voter registration applications they provide to, and receive from, each organization. Each supervisor of elections shall report to the Division on Form DS-DE 124 by noon of the following business day the number of voter registration applications provided to and received from each organization the previous business day. Supervisors of Elections are not required to submit Form DS-DE 124 when they did not provide any voter registration applications to, or receive any from, an organization on the preceding business day.

(d) Form DS-DE 124 required under this subsection must be submitted as an attachment in pdf format in an email to 3PVRO@dos.state.fl.us or transmitted to the Division's facsimile machine at (850)245-6291.

~~Voter Registration Drive Quarterly Report. A third-party voter registration organization shall use Form DS-DE 120 to file quarterly reports with the Division as required by Section 97.0575(1), F.S. The quarterly reports shall be filed no later than April 15, July 15, October 15, and January 15 to cover the preceding calendar quarter, respectively. If a due date falls on a Saturday, Sunday, or legal holiday, the report is due on the next day which is not a Saturday, Sunday, or legal holiday.~~

~~(8)(5) Complaints and Fines.~~

(a) Any person claiming to have provided a completed voter registration application to a third-party voter registration organization but whose name does not appear as an active voter on the voter registration rolls shall use Form DS-DE 121 to file the complaint with the Division.

(b) Any other person, except supervisors of elections or their staff, may report allegations of elections fraud, which includes irregularities or fraud involving voter registration; by filing an elections fraud ~~written~~ complaint with the Division, using Form DS-DE 34, entitled "Elections Fraud Complaint," ~~incorporated by reference in~~ See Rule 1S-2.025, F.A.C.

(c) Supervisors of elections or their staff shall report any untimely filed voter registration application submitted by an organization by sending the Division an explanatory statement in an email and attaching documents which reflect the untimely submission in pdf format to 3PVRO@dos.state.fl.us or by transmitting the explanatory statement and documentation to the Division's facsimile machine at (850)245-6291. ~~Fines. If the Division determines that a fine should be imposed on a third party voter registration organization, the Division shall serve an administrative complaint pursuant to Rule 28-106.2015, F.A.C., upon the third party voter registration organization by personal delivery or certified mail, return receipt requested. A third party voter registration organization upon which the Division serves an administrative complaint may request a hearing in accordance with Sections 120.569 and 120.57, F.S., and subsection 28-106.2015(5), F.A.C.~~

(9) This emergency rule is effective on August 19, 2011.

Rulemaking Authority 20.10(3), 97.012(1), (2), (15), 97.0575(1), (2), (5) (4), (8) FS. Law Implemented 97.012(1), (2), (15), (37) (36), 97.053, 97.0575 FS. History—New 2-26-09, Amended, 5-31-10, 8-19-11.

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: August 19, 2011

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that on July 22, 2011, the Department of Community Affairs received a petition for waiver from the City of Marianna. It has been assigned number DCA11-WAI-155.

THE NATURE OF RULE FROM WHICH VARIANCE OR WAIVER IS SOUGHT: Subsection 9B-43.0031(29), F.A.C., provides the definition of time; Paragraph 9B-43.0041(2)(b), F.A.C., prohibiting a local government with an open subgrant from filing another application; Paragraph 9B-43.0041(2)(d), F.A.C., states that eligible local governments with an open Economic Development subgrant whose activities and expenditures are on schedule and on time as of the opening of the funding cycle can apply for CDBG subgrant.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that on August 9, 2011, the Department of Community Affairs, received a petition for waiver (emergency) from Martha Harrell Chumbler on behalf of Modular Space Corporation. It was assigned the number DCA11-WAI-162.

THE RULE NUMBER AND NATURE OF THE RULE FROM WHICH A WAIVER IS SOUGHT: Rule 9B-1.030, F.A.C. This rule governs responsibility for affixing insignia to existing factory built schools and the conditions therefore.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Paula P. Ford, Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, e-mail: paula.ford@dca.state.fl.us.

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on August 1, 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 the Graceville Police Department on behalf of eight current and former 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the eight officers did successfully complete the course of fire, however, the instructor was not an active CJSTC-certified firearms instructor at the time of the requalifications for the 2006-2008

(7/1/06-6/30/08) and 2008-2010 (7/1/08-6/30/10) mandatory requalification periods. 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 was not an active CJSTC-certified firearms instructor at the time that he supervised the mandatory 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, (850)410-7676.

NOTICE IS HEREBY GIVEN that on August 4, 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 Margate Police Department on behalf of 106 officers for the 2006-2008 mandatory firearms requalification reporting cycle (7/1/06-6/30/08). 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 and instructed by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructors utilized by the Petitioner during the 2006-2008 reporting cycle were not CJSTC-certified. The two instructors had completed CJSTC Instructor Techniques and the 44 hour Firearms Instructor Course, but, however, they had not completed the required internship nor had they completed paperwork required to become CJSTC-certified firearms instructors. 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 were not CJSTC-certified firearms instructors during the 2006-2008 reporting cycle (7/1/06-6/30/08).

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, (850)410-7676.

NOTICE IS HEREBY GIVEN that on August 3, 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 Washington County Sheriff's Office on behalf of part-time Deputy Michael Walker. 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 and instructed by CJSTC-certified firearms instructors. The petition supports the requested waiver by stating that Deputy Walker did successfully complete the course of fire for the 2006-2008 reporting period (July 1, 2006-June 30, 2008), however, the instructor who supervised Deputy Walker's requalification was not a CJSTC-certified firearms instructor at the time he supervised the requalification shoot. Petitioner states that Deputy Walker will suffer a substantial hardship if his certification is rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that Deputy Walker did successfully complete the firearms requalification requirement simply because his instructor had failed to complete the CJSTC Instructor Techniques Course and did not file all paperwork necessary to becoming a CJSTC-certified firearms instructor for the 2008 reporting cycle.

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, (850)410-7676.

DEPARTMENT OF TRANSPORTATION

NOTICE IS HEREBY GIVEN that on July 27, 2011, the Department of Transportation, received a petition for waiver from the City of Umatilla. The City is requesting the provisions of Rule 14-43.001, F.A.C., regulating set-back requirements for signs and overhanging structures along state highways be permanently waived for pre-existing structures along State Road 19 in Umatilla.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458, deanna.hurt@dot.state.fl.us.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on August 4, 2011, South Florida Water Management District (District) received a request for withdrawal of a Petition for Waiver from Timothy James (Adventure Tours of South Florida) regarding Application No.: 06-0412-1 for utilization of Works or Lands of the District known as the L-50 Canal; Section 13, Township 40 South, Range 32 East, Glades County. The District originally received the petition for waiver from Mr. James on July 30, 2008. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 34, No. 34, on August 22, 2008. No public comment was received.

A copy of the withdrawal request may be obtained from: Juli Russell, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6268 or e-mail: jurussel@sfwmd.gov.

NOTICE IS HEREBY GIVEN that on August 8, 2011, the South Florida Water Management District ("District"), received a petition for waiver from the Town of Davie, Application No.: 11-0802-1, for utilization of Works or Lands of the District known as C-11, for an existing pole/foundation and conduits for intersection safety cameras within the right of way; Section 25, Township 50 South, Range 41 East, Broward County. The petition seeks relief from subsections 40E-6.011(4), (6) and paragraph 40E-6.221(2)(j), Florida Administrative Code, which governs 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.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or email: jurussel@sfwmd.gov. The District will accept comments concerning the petition received by end of business on the 14th day at the: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: 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 August 2, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Seabank Bldg., filed April 25, 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 2.7.4, 3.3.2, 3.11.1(a)(2), 3.4.5(d)&(e), 3.10.3 and 3.10.4(e)&(v) 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 restricted door openings, platform guards, two-way communication, emergency lighting, top-of-car operating devices and stop switches on top of the car and in the pit until July 15, 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 2011-127).

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 August 2, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Professional Office Bldg., filed May 10, 2011, and advertised in Vol. 37, No. 21, 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 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 and restricted door openings until December 31, 2011, 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 2011-157, VW 2011-158, VW 2011-159, VW 2011-160, VW 2011-161).

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 August 2, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Professional Office Bldg., filed May 10, 2011, and advertised in Vol. 37, No. 21, 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 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 and restricted door openings until December 31, 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 2011-162, VW 2011-163).

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 August 2, 2011, the Department issued a Final Order that was in response to a Petition for Variance from Hilton Longboat Key Beachfront Resort – Room Tower, filed May 12, 2011, and advertised in Vol. 37 No. 21 of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies 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 because the Petitioner has failed to demonstrate sufficient hardship to justify the length requested (VW 2011-167).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On August 9, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Diversified Yacht Services, filed May 18, 2011, and advertised in Vol. 37, No. 22, 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 2011-171).

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 August 9, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Embassy Suites Orlando LBV, filed May 18, 2011, and advertised in Vol. 37, No. 22, 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 2.20.1, 2.20.9 and 2.24.2 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 a coated steel belt 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 2011-173).

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 August 9, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from The Atrium Condo, filed May 23, 2011, and advertised in Vol. 37, No. 22, 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 May 29, 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 2011-178).

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 August 9, 2011, the Department issued a Final Order that was in response to a Petition for Variance from Shands Lake Shore Regional Medical Center, filed May 24, 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 denies the Petitioner a variance from Rule 3.11.3, 2.7.4 and 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 upgrading the elevators for firefighters' emergency operations, restricted door openings and two-way communication because the features required under the new rules will not be installed within a reasonable time period and no means of meeting the intent of the code have been put forth (VW 2011-186).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, 850-488-1133.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On August 9, 2011, the Division issued an order. The Final Order was in response to a Petition for

emergency Variance from Bank of America Plaza, filed June 2, 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 2.8.1.2 ASME A17.1, 2004 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 only machinery and equipment used directly in connection with the elevator shall be permitted in the elevator hoistway and machinery room or control space 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 2011-190).

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 August 2, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Juarez Building, filed June 30, 2011, and advertised in Vol. 37, No. 29, 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 July 1, 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 2011-221).

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 August 2, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Southern Breeze Gardens, filed July 11, 2011, and advertised in Vol. 37, No. 29, 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 101.5b and 211.3b ASME A17.1, 1989 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 providing ventilation of the machine room and a smoke detector in the machine room 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 2011-224).

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 August 9, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Princeton Plaza, filed July 13, 2011, and advertised in Vol. 37, No. 29, 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 July 1, 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 2011-228).

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 August 3, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Whitehall at Camino Real. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.10.4(u), as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires an in-car stop switch which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-258).

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 August 3, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Venetian Bayview Condo Assoc. Petitioner seeks an emergency 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 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-259).

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 August 3, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Pavilion Building. Petitioner seeks an emergency 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 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-260).

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 August 9, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Micro Matic. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 2.2.2.5, 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 sump pump which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-261).

A copy of the Petition for Variance or Waiver 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 August 5, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsections 61C-4.010(6), (7), Florida Administrative Code, and Section 6-402.11, 2001 FDA Food Code from Forno E fornelli Trattoria E Pizzeria located in Key Biscayne, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom located on

the same level be provided for use by customers. They are requesting to utilize public bathrooms located on a different level than the food service establishment.

A copy of the Petition for Variance or Waiver 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 28, 2011, the Board of Veterinary Medicine, received a petition for Edwin A. Bayo, Esquire, on behalf of Rita Montano, seeking a variance or waiver of subsection 61G18-11.002(4), Florida Administrative Code, which requires that in order to obtain licensure, the candidate must receive a passing score on each portion of the examination. The candidate must receive a score of 425 on the NAVLE.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juanita Chastain, Executive Director, Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399-0783. Comments on this petition should be filed with the Board of Veterinary Medicine within 14 days of publication of this notice.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection, South District hereby gives notice:

That it issued a Final Order granting a variance from the requirements of subsection 62-610.865(8), F.A.C., to Hendry County for their Port LaBelle Wastewater Treatment Plant. Notice of receipt of this petition was published in the F.A.W. on April 15, 2011. The petition requested a variance from subsection 62-610.865(8), F.A.C., that requires continuous monitoring of effluent for specific conductance and weekly monitoring of effluent for TSS, fluoride, TDS, chlorides, pH, sodium adsorption ratio, sodium, magnesium, and calcium for wastewater treatment plants that blend demineralization concentrate with reclaimed water. No public comment was received. The Order, OGC number 11-0509, granted the Petition, based on a showing that Petitioner demonstrated that a strict application of the rule would result in substantial hardship to Petitioner or would affect Petitioner differently than other similarly situated applicants and because Petitioner had successfully fulfilled the requirements of the underlying statute by other means.

A copy of the Order or additional information may be obtained by contacting: Brandon Ivey, DEP, South District, P. O. Box 2549, Fort Myers, Florida 33902-2549, brandon.ivey@dep.state.fl.us, (239)344-5600.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on August 4, 2011, the Board of Clinical Laboratory Personnel, received a petition for Elin Rasen Wichers. Petitioner is seeking a variance or waiver of paragraph 64B3-5.004(3)(a), Option 3, Florida Administrative Code, which sets forth the requirements for licensure as a technician in the specialties of microbiology, serology/immunology, clinical chemistry, hematology, and immunohematology.

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

NOTICE IS HEREBY GIVEN that on August 9, 2011, the Board of Medicine, received a petition for waiver or variance filed by Javanshir Janani, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirements 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.

NOTICE IS HEREBY GIVEN that on August 9, 2011, the Board of Medicine, received a petition for waiver or variance filed by Lakkaraj Rajasekhar, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirements 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 Florida Department of Health, Bureau of Emergency Medical Services hereby gives notice:

On July 21, 2011, St. Petersburg College emailed a request to withdraw their petition for permanent variance of paragraph 64J-1.020(1)(c), Florida Administrative Code. The petition, filed April 25, 2011, requested a permanent variance to the rule allowing paramedic training programs to allow up to 20% of the field internship experience be done aboard an advanced life support permitted vehicle other than an ambulance. The petition requested up to 88% of the field internship experience

be done aboard an advanced life support fire engine. A letter confirming withdrawal of their petition was faxed to Petitioner on July 21, 2011.

A copy of the Order or additional information may be obtained by contacting: John Bixler, Chief, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin #C-18, Tallahassee, Florida 32399-1738, (850)245-4055, Fax: (850)488-9408, email: john_bixler@doh.state.fl.us.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Division of Cultural Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: August 29, 2011, 9:00 a.m.

PLACE: Jackson County Health Department, Conference Room, 3045 Forth Street, Marianna, Florida 32446, (850)526-2412, ext.101.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Art Selection Committee for the new Jackson County Health Department will meet to evaluate submissions and select artwork or artist finalists.

A copy of the agenda may be obtained by contacting: Lee Modica, ASB Administrator, 500 S. Bronough St., Tallahassee, FL 32399-0250, (850)294-5445.

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: Laura Blischke at (850)245-6475. 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 **Department of State, Division of Cultural Affairs** announces grant panel meetings, to which all persons are invited.

DATES AND TIME: September 1, 2011, Folk Arts; September 7, 2011, Museums Levels 1, 2 and Projects; September 8, 2011, Museums Level 3; September 9, 2011, Visual Arts; September 12, 2011, Presenter; September 13, 2011, Culture Builds Florida; September 14, 2011, Arts in Education and Underserved Cultural Community Development; September 15, 2011, Community Theatre; September 16, 2011,

Professional Theatre; September 19, 2011, State Touring Roster; September 20, 2011, Multidisciplinary and Literature Levels 1 and 2; September 21, 2011, Multidisciplinary Level 3 and Projects; September 22, 2011, Dance Levels 1 and 2; September 23, 2011, Dance Levels 1 and 2; September 23, 2011, Dance Level 3 and Projects; September 26, 2011, Music Levels 1 and 2; September 27, 2011, Music Level 3 and Projects; September 28, 2011, Media Arts; September 29, 2011, Local Arts Agency and State Service Organizations; September 30, 2011, Fellowships Media Arts; October 3, 2011, Fellowships Visual Arts; 9:00 a.m. – 5:00 p.m. or until conclusion of business.

PLEASE NOTE: These meetings are subject to cancellation or change; please call to confirm the meeting date and time.

PLACE: All meetings will be held via teleconference. Please visit: <http://www.florida-arts.org/documents/panels/teleconference.instructions>, for more instructions.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review grant applications for the 2012-2013 General Program Support, Specific Cultural Projects, 2012-2014 State Touring Program Roster and 2012 Individual Artist Fellowship grant programs.

A copy of the meeting agenda may be obtained by contacting: Division of Cultural Affairs at (850)245-6470 or by visiting our website: www.florida-arts.org.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meetings, he/she may need to ensure a verbatim recording of the proceedings in order to provide a record for judicial review. To request accommodations or services, contact the division at least 48 hours prior to the above stated schedule at (850)245-6470. You may also contact the Division by calling Florida Relay at 711.

For more information, please contact: Division of Cultural Affairs, R.A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399 or (850)245-6470.

DEPARTMENT OF LEGAL AFFAIRS

The **Florida Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 1, 2011, 11:00 a.m.

PLACE: Please call: (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

DATE AND TIME: September 10, 2011, 10:00 a.m.

PLACE: Please call: (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: 3rd Quarterly Meeting of the Florida Commission on the Status of Women.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131. 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: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

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

DATE AND TIME: September 2, 2011, 10:00 a.m. – 11:00 a.m.

PLACE: Nora Mayo Hall, Florida Citrus Building, Florida Room, 500 Third Street, N.W., Winter Haven, Florida 33881

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to provide interested public the opportunity to review and provide input on the Trends and Conditions section of the Department of Agriculture and Consumer Services' Long Range Program Plan (Section 216.013, F.S.).

A copy of the agenda may be obtained by contacting: Wendy Evans, (850)410-2280, wendy.evans@freshfromflorida.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: Wendy Evans, (850)410-2280, wendy.evans@fresh

fromflorida.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 Department of Agriculture and Consumer Services, Office of Policy and Budget announces a public meeting to which all persons are invited.

DATE AND TIME: September 2, 2011, 3:45 p.m. – 4:45 p.m.

PLACE: Suwannee River Water Management District, 9225 County Road 49, Governing Board Room, Live Oak, Florida 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to provide interested public the opportunity to review and provide input on the Trends and Conditions section of the Department of Agriculture and Consumer Services' Long Range Program Plan (Section 216.013, F.S.).

A copy of the agenda may be obtained by contacting: Wendy Evans, (850)410-2280, wendy.evans@freshfromflorida.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: Wendy Evans, (850)410-2280, wendy.evans@freshfromflorida.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 Department of Agriculture and Consumer Services announces a public meeting to which all persons are invited.

DATE AND TIME: August 25, 2011, 1:00 p.m. – 4:00 p.m.

PLACE: Florida Department of Agriculture and Consumer Services, Division of Plant Industry, 1911 S.W. 34th Street, Gainesville, FL 32608, (352)372-3505

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Animal Industry Technical Council to discuss animal and agricultural issues of concern. The meeting is open to the public.

A copy of the agenda may be obtained by contacting: Carol Evans, (850)410-0943.

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: Carol Evans, (850)410-0943. 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: Carol Evans, (850)410-0943.

The Pesticide Registration Evaluation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 1, 2011, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida 32399, (850)617-7917.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: The Pesticide Registration Section, (850)617-7940 or from the PREC Web Site at: http://www.flaes.org/pesticide/pesticide_registration.html.

For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Section, 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida 32399-1650, (850)617-7940.

The Pest Control Enforcement Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 4, 2011, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Eyster Auditorium, 3125 Connor Boulevard, Tallahassee, Florida 32399-1650, (850)488-8731 and by Teleconference: 1(888)808-6959, Conference Code: 9219088; WebEx Information: <https://suncom.webex.com/suncom/j.php?ED=165986407&UID=492545332&PW=NZTk5N2I3MTc4&RT=MmMxMQ%3D%3D>; Meeting Password: pestcontrol

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the business of the Council.

For more information, you may contact: Mr. Michael J. Page, Chief of Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301, (850)617-7997.

The Florida Coordinating Council on Mosquito Control announces a public meeting to which all persons are invited.

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

PLACE: Alachua Regional Service Center, East Building, 14101 Northwest Highway 441, Alachua, Florida 32615, (386)418-5500 and by Teleconference: 1(888)808-6959; Conference Code: 9219088; WebEx Information: <https://suncom.webex.com/suncom/j.php?ED=166000152&UID=492545332&PW=NMDBjNWFIZDFj&RT=MmMxMQ%3D%3D>; Meeting Password: mosquito

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the business of the Council.

For more information, you may contact: Mr. Michael J. Page, Chief of Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301, (850)617-7997.

The **Florida Coordinating Council on Mosquito Control** announces a public meeting to which all persons are invited.

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

PLACE: Alachua Regional Service Center, East Building, 14101 Northwest Highway 441, Alachua, Florida 32615, (386)418-5500; Teleconference: 1(888)808-6959, Conference Code: 9219088; WebEx Information: <https://suncom.webex.com/suncom/j.php?ED=166000152&UID=492545332&PW=NMDBjNWFIZDFj&RT=MiMxMQ==>; Meeting Password: mosquito

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the business of the Council.

For more information, you may contact: Mr. Michael J. Page, Chief of Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301, (850)617-7997.

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

DATE AND TIME: Friday, August 26, 2011, 9:30 a.m.

PLACE: Conference Call: 1(888)808-6959, Code: 4873444

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Viticulture Advisory Council announces a public meeting to which all persons are invited. Discussion on Intellectual Property rights on research contracts, and a vote.

A copy of the agenda may be obtained by contacting: Tom Thomas, (850)922-9827.

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

DATE AND TIME: September 6, 2011, 1:30 p.m.

PLACE: The Renaissance Resort at the World Golf Village, 500 South Legacy Trail, St. Augustine, Florida 32092

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Forest Service Programs.

A copy of the agenda may be obtained by contacting: Jim Karels, Director, Florida Forest Service, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)488-4274.

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: Jim Karels, Director, Florida Forest Service, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)488-4274. 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 **Aquaculture Review Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 7, 2011, 1:00 p.m.

PLACE: The Florida Room, Nora Mayo Hall, 500 3rd St., N.W., Winter Haven, FL 33881; Conference Call: 1(888)808-6959, Passcode: 4884033

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the growth of aquaculture in Florida.

A copy of the agenda may be obtained by contacting: Kim Norgren, 1203 Governor's Square Boulevard, Suite 501, Tallahassee, FL 32301; (850)488-5471.

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: Kim Norgren, (850)488-5471. 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 **Florida School for the Deaf and the Blind** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 24, 2011, 1:00 p.m.

PLACE: Moore Hall, Conference Room #215, 207 N. San Marco Avenue, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida School for the Deaf and the Blind announces a public meeting to which persons are invited.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Presidential Search Committee for the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by contacting: Cindy Day, Executive Director of Parent Services, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084, (904)827-2221 (Voice), (904)201-4540 (VP), email: dayc@fsdb.k12.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 48 hours before the workshop/meeting by contacting: For special accommodations arrangements please contact: Cindy Day, using the contact information listed above. 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 **Indian River State College** announces a public meeting to which all persons are invited.

DATE AND TIME: August 7, 2011, 10:00 a.m.

PLACE: Treasure Coast Public Safety Training Complex, 4600 Kirby Loop Road, Fort Pierce, FL 34980

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public meeting for the Region XI Council will provide updates on training classes and any other issues involving the Region.

DEPARTMENT OF COMMUNITY AFFAIRS

The **State Emergency Response Commission (SERC)**, Training Task Force announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 31, 2011, 10:00 a.m.

PLACE: This is a telephone conference call which can be attended via the internet and telephone. Go to the web site: <https://www2.gotomeeting.com/join/210353147>, then dial 1(888)808-6959 to join the conference call (Meeting ID: 210-353-147, Passcode: 3468962

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the State Emergency Response Commission Training Task Force and other hazardous materials training issues. Current Business:

1. Revision of SERC Florida Guidelines for Hazardous Materials Training.
2. Discussion of Types II and III Operational Readiness Evaluation Documents.
3. Discussion of Hazmat/WMD Drug Box and development of suggested formulary.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)413-9970.

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: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials at (850)413-9970. 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 LAW ENFORCEMENT

The Florida **Department of Law Enforcement** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, September 9, 2011, 10:00 a.m. (EST)

PLACE: FDLE Headquarters, 2331 Phillips Road, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Violent Crime and Drug Control Council’s Victim/Witness Protection (VWP) Review Committee will hold a “CLOSED” conference call meeting of its members to discuss pending VWP funding requests.

A copy of the agenda may be obtained by contacting: Government Analyst Joyce Gainous-Harris, FDLE, Investigations & Forensic Science Program, Office of Policy & Planning, Post Office Box 1489, Tallahassee, FL 32302, (850)410-7096.

DEPARTMENT OF TRANSPORTATION

The Florida **Department of Transportation**, District Five announces a hearing to which all persons are invited.

DATE AND TIMES: August 30, 2011, Open House: 5:30 p.m. – 7:30 p.m.; Presentation: 6:00 p.m.

PLACE: Florida Department of Transportation, Orlando Construction Office, 133 S. Semoran Boulevard, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: FM Project: 238002-3-52, SR 50 at Irvington Avenue Turn Lane and Median Modifications. The proposed project will close the median opening on SR 50 / East Colonial Drive at Irvington Avenue, extend the westbound left turn lane at Primrose Drive, and extend the eastbound left turn lane at Lakewood Drive. This project will address median conflicts, increase safety, and prevent certain crash types at this location.

A copy of the agenda may be obtained by contacting: Stephanie Ghezzi, P.E. at (407)562-4113 or email: sughezzi@lpagroup.com. 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. Stephanie Ghezzi, PE, at (407)562-4113 or sughezzi@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: Mr. Dave Mixon, (386)943-5178, david.mixon@dot.state.fl.us.

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

DATE AND TIMES: Thursday, September 15, 2011, Open House: 6:00 p.m. – 8:00 p.m.; Presentations: 6:30 p.m. and 7:30 p.m.

PLACE: City of Ormond Beach, City Hall Commission Chambers, 22 South Beach Street, Ormond Beach, FL 32174

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 422030-2-52-01.

Project Description: SR 40 From Washington Street to West End of Halifax River Bridge.

This project includes milling and resurfacing the roadway, installation of a raised median, drainage improvements and on-street parking modifications.

A copy of the agenda may be obtained by contacting: A flyer will be distributed at 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 7 days before the workshop/meeting by contacting: Robert Neil, P.E., 3812 Coconut Palm Drive, Suite 100, Tampa, FL 33619, (813)621-3250, bneil@srdeng.com.

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

Persons who require translation services (free of charge) should contact: Robert Neil at the phone number above. 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: Kathleen Enot, FDOT Project Manager at (386)943-5149 or email: kathleen.enot@dot.state.fl.us.

You may also view information on the project at: www.cflroads.com.

The **Florida Seaports Transportation**, Economic Development Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 7, 2011, 1:00 p.m. – 4:00 p.m.

PLACE: Senate Office Building, Room 110, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Nancy J. Leikauf, Florida Ports Council Office at (850)222-8028.

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: Nancy J. Leikauf, Florida Ports Council Office at (850)222-8028. 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: Nancy J. Leikauf, Florida Ports Council Office at (850)222-8028.

DEPARTMENT OF CITRUS

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

DATE AND TIME: Wednesday, August 31, 2011, 9:00 a.m.

PLACE: 605 E. Main Street, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will convene for the purpose of addressing topics which include the SSPC August meeting; the budgets affected by two million dollars secured for citrus research disease to provide the best support for the citrus industry; discussion of qualifications and recruitment options in the search for an FDOC Executive Director; and other matters as necessary.

A copy of the agenda may be obtained by contacting: Karen Copley at kcopley@citrus.state.fl.us or (863)537-3951.

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 Screws at (863)537-3984. 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: Karen Copley at kcopley@citrus.state.fl.us or (863)537-3951.

FLORIDA PAROLE COMMISSION

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

DATES AND TIME: Wednesday, September 14, 2011; September 28, 2011, 8:30 a.m.

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

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Florida Parole Commission at ada@fpc.state.fl.us.

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

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

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a Commission workshop in the following undocketed matter to which all persons are invited.

DATE AND TIME: Wednesday, September 7, 2011, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Undocketed – Review of Ten-Year Site Plans of Electric Utilities. The purpose of this workshop is to afford an opportunity for discussion and public comment on the ten-year site plans submitted by Florida's electric utilities. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this workshop.

For questions, contact: Commission Staff Counsel, Charlie Murphy at (850)413-6191.

A copy of the agenda for this workshop may be obtained by contacting: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770.

Emergency Cancellation of COMMISSION WORKSHOP: If a named storm or other disaster requires cancellation of the workshop, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the workshop 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: Office of the General Counsel at (850)413-6199.

In accordance with the Americans 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 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 Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

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

PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

The agenda and recommendations are accessible on the PSC Website: <http://www.floridapsc.com>, at no charge or can be purchased by contacting: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770, at a cost of 15 cents per single sided page or 20 cents per duplexed page.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact: Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Florida **Public Service Commission** announces its Internal Affairs Meeting for September 8, 2011, to which all interested persons are invited.

DATE AND TIME: September 8, 2011, Immediately following the Commission Conference which commences at 9:30 a.m. in Joseph P. Cresse Hearing Room 148

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website: <http://www.psc.state.fl.us/agendas/internalaffairs/>.

The Florida **Public Service Commission** announces three public service hearings to which all persons are invited.

DATE AND TIME: Monday, September 12, 2011, 1:00 p.m.

PLACE: Alachua County Health Department Auditorium, 224 S.E. 24th Street, Gainesville, FL

DATE AND TIME: Tuesday, September 13, 2011, 10:00 a.m.

PLACE: City Commission Meeting Room, 201 North Second Street, Palatka, FL

DATE AND TIME: Tuesday, September 13, 2011, 6:00 p.m.

PLACE: Eustis Community Center, 601 Northshore Drive, Eustis, FL

DATE AND TIME: Friday, September 16, 2011, 10:00 a.m.

PLACE: Sunny Hills Community Center, 4083 Challenger Blvd., Chipley, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: DOCKET NO. 100330-WS – Application for increase in water/wastewater rates in Alachua, Brevard, DeSoto, Hardee, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc. The purpose of the service hearing is to provide customers an opportunity to present testimony and other evidence before the Florida Public Service Commission concerning the Utility's proposed rates or service. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

EMERGENCY CANCELLATION OF SERVICE HEARING:

If a named storm or other disaster requires cancellation of the service hearing, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the service hearing 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: Office of 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, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service.

For more information, you may contact: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

REGIONAL PLANNING COUNCILS

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

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

PLACE: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, FL 32653

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Comprehensive Economic Development Strategy Committee.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, FL 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 TIMES: September 1, 2011, Planning & Growth Management Committee, 8:30 a.m.; Personnel, Budget & Finance Committee, 9:00 a.m.; Strategic Regional Policy Planning Committee, 9:00 a.m.; Full Board of Directors, 10:00 a.m.; Legislative Committee immediately following the Board Meeting (Please check our website: www.nefrc.org for any changes in meeting times)

PLACE: 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Meetings.

A copy of the agenda may be obtained by contacting: Sheron Forde, (904)279-0880 or sforde@nefrc.org.

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

DATE AND TIME: Thursday, September 1, 2011, 2:00 p.m.

PLACE: River House Board Room, 179 Marine Street, St. Augustine, Florida 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting.

A copy of the agenda may be obtained by contacting: Ed Lehman, (904)279-0880 or elehman@nefrc.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 72 hours before the workshop/meeting by contacting: Bonnie Magee, (904)279-0880 or email:

bmagee@nefrfc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: the Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

The **Tampa Bay Local Emergency Planning Committee** (LEPC), District VIII announces a public meeting to which all persons are invited.

DATE AND TIME: August 31, 2011, 10:30 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and implement provisions of the Emergency Planning and Community Right-to-Know Act (EPCRA) pertaining to facilities with hazardous materials within the Florida LEPC District VIII.

A copy of the agenda may be obtained by contacting: www.tbrpc.org/lepc/lepc_agendas.shtml.

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: Tampa Bay Regional Planning Council, (727)570-5151. 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: John Meyer, LEPC Coordinator, Tampa Bay Regional Planning Council, 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782, (727)570-5151, ext. 29.

The **Regional Planning Advisory Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: September 2, 2011, 1:30 p.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 Regional Planning Advisory Committee.

A copy of the agenda may be obtained by contacting: Mr. Avera Wynne, (727)570-5151, ext. 30.

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: 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: Mr. Avera Wynne, (727)570-5151, ext. 30.

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

DATE AND TIME: Wednesday, September 7, 2011, 10:30 a.m.

PLACE: Hendry County Administrative Offices, 165 South Lee Street, Suite A, Labelle, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Joint Glades/Hendry Local Coordinating Board for the Transportation Disadvantaged will be holding its quarterly meeting.

A copy of the agenda may be obtained by contacting: Brian Raimondo, Southwest Florida Regional Planning Council, (239)338-2550, ext. 211 or by e-mail: braimondo@swfrpc.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 7 days before the workshop/meeting by contacting: Brian Raimondo, Southwest Florida Regional Planning Council, (239)338-2550, ext. 211 or by e-mail: braimondo@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Visit the SWFRPC's website at: www.swfrpc.org.

The **Southwest Florida Regional Planning Council/Lee MPO** announces a public meeting to which all persons are invited.

DATE AND TIME: September 9, 2011, 1:30 p.m.

PLACE: Southwest Florida Regional Planning Council, 1926 Victoria Avenue, Fort Myers, Florida 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Lee County Metropolitan Planning Organization's Transportation Disadvantaged Local Coordinating Board will be holding its quarterly meeting.

A copy of the agenda may be obtained by contacting: Brian Raimondo at the Lee MPO, (239)338-2550 x 211 or by e-mail at braimondo@swfrpc.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 48 hours before the workshop/meeting by contacting: Brian Raimondo at the Lee MPO, (239)338-2550 x 211 or by e-mail at braimondo@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Visit the Lee County MPO's website at <http://www.mpo-swfl.org/agendas.html>.

DEPARTMENT OF CORRECTIONS

The **Department of Corrections** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 8, 2011, 10:30 a.m.

PLACE: Reception and Medical Center, Regional Director's Conference Room, 7765 South, C.R. 231, Lake Butler, FL 32054

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting of the RMC Hospital Governing Body.

A copy of the agenda may be obtained by contacting: Tiffany Roseke at (386)496-6074.

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: Tiffany Roseke at (386)496-6074. 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: Tiffany Roseke at (386)496-6074

METROPOLITAN PLANNING ORGANIZATIONS

The **Metropolitan Planning Organization Advisory Council** (MPOAC) announces a public meeting to which all persons are invited.

DATE AND TIME: September 15, 2011, 9:30 a.m. – 3:30 p.m.

PLACE: Florida League of Cities, SITTIG Hall, 301 S. Bronough Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: An analysis of potential transportation revenue sources will be presented to the Metropolitan Planning Organization Advisory Council's Revenue Advisory Committee by the University of

South Florida's Center for Urban Transportation Research. Revenue options for consideration by the full MPOAC will be selected by the Committee.

A copy of the agenda may be obtained by contacting: Jan Davis, (813)974-6920.

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: Jan Davis, (813)974-6920. 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: Jan Davis, (813)974-6920.

WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: August 26, 2011, 11:00 a.m.

PLACE: Cypress Room, St. Johns River Water Management District Jacksonville Service Center, 7775 Baymeadows Way, Suite 102, Jacksonville, Florida 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of committee performing search for new Executive Director of St. Johns River Water Management District.

A copy of the agenda may be obtained by contacting: Marji Hightower at (386)329-4214 or mhightower@sjrmwd.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Marji Hightower at (386)329-4214 or mhightower@sjrmwd.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 **Southwest Florida Water Management District** (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 29, 2011, 2:00 p.m.

PLACE: SWFWMD Tampa Service Office, 7601 US Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting: Consider SWFWMD business and administrative matters including executive director interviews. 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, ext. 4702; TDD (FL Only) 1(800)231-6103 or email: 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, ext. 4605 (Ad Order EXE0164).

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

DATE AND TIME: Tuesday, August 30, 2011, 9:00 a.m.

PLACE: SWFWMD Tampa Service Office, 7601 US Highway 301 North, Tampa, FL 33637 (Note: this is a change of location from the published calendar)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings and Public Hearing: Consider SWFWMD business. 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, ext. 4702; TDD (FL Only) 1(800)231-6103 or email: 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, ext. 4605 (Ad Order EXE0163).

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

DATES AND TIME: The WebBoard will be available for public viewing from September 1, 2011, through October 21, 2011. The WebBoard also will be available for public comment on the Draft 2012 South Florida Environmental Report – Volume I from September 1, 2011, through September 16, 2011, Monday through Friday, 8:00 a.m. – 5:00 p.m.

PLACE: WebBoard available at <http://www.swfwmd.gov/sfer>. For persons without access to the Internet, access to the website is available at the offices of the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to conduct public review of the Draft 2012 South Florida Environmental Report (SFER) – Volume I to which all persons are invited to view and in which all members of the public are encouraged to participate. The review will be conducted on a dedicated WebBoard, which will be accessible from the District's website.

The website <http://www.swfwmd.gov/sfer> will be used to allow public access to and participation in WebBoard communications among members of the independent peer-review panel created to conduct a review of the 2012 South Florida Environmental Report – Volume I. This website also will be used to allow public access to and participation in WebBoard communications among members of a separate peer-review panel for special technical review of Draft Volume I, Appendix 1-6, South Florida Water Depth Assessment Tool. Beginning on September 1, 2011, through October 21, 2011, interested parties may access and view communications among the peer-review panelists, electronically stored communications and other public records associated with the Draft 2012 SFER – Volume I that are posted to the website. Peer-review panelists will post all information on the WebBoard, and the public can access this information at the District from Monday through Friday during normal working hours, Eastern Daylight Time. The public may comment directly on the WebBoard at any time between September 1, 2011, through September 16, 2011, on any aspect of the Draft 2012 SFER – Volume I, particularly on relevant scientific or technical data and findings. Communications and documents from all parties can be accessed at any time after they are posted during the review period.

For information regarding this review, write: South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680 or call: Dr. Garth Redfield, (561)682-6611. For assistance in obtaining WebBoard access

for this review, write: South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680 or call: Trudy Stein, (561)682-6569.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Dr. Garth Redfield at (561)682-6611 or Trudy Stein, (561)682-6569. 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: Dr. Garth Redfield, (561)682-6611.

The **Water Resources Advisory Commission (WRAC)** announces a public meeting to which all persons are invited.

DATE AND TIME: September 1, 2011, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding water resources protection, water supply and flood protection issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Megan Jacoby at (561)682-6517 or at our website: <http://my.sfwmd.gov/wrac>.

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: The District's Clerk Office, Jacki McGorty at (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).

EXPRESSWAY AUTHORITIES

The **Miami-Dade Expressway Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 7, 2011, 6:00 p.m. – 8:00 p.m.

PLACE: The Coral Reef Branch Library, 9211 S.W. 152 St., Auditorium, Miami, FL 33157

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

PLACE: The South Dade Regional Library, 10750 S.W. 211 St., First Floor, Meeting Room, Cutler Bay, FL 33169

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Miami-Dade Expressway Authority (MDX) has scheduled two Public Kick-off Meetings for the proposed US 1 Express Lanes as part of the Project Development and Environment (PD&E) Study. The PD&E study will evaluate the concept of express or managed lanes in the South Dade Busway. The study will further analyze incorporating modifications to enhance existing transit service and safety, while allowing private vehicles to use the excess capacity of the Busway by paying a toll, easing congestion on the parallel US 1 Corridor. The Public Kick-off Meetings will give property owners, residents and interested parties an opportunity to receive information and provide input on the project during this phase of the study. Your participation and input is appreciated.

On Thursday, September 8, 2011, 10:00 a.m. – 12:00 Noon, an Elected Officials and Agency Kick-off Meeting will take place at William M. Lehman MDX Building, 3790 N.W. 21 St., Miami, FL 33142.

A copy of the agenda may be obtained by contacting: Ms. Tere Garcia at (786)277-9292, e-mail: US1Express@mdxway.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ms. Tere Garcia at (786)277-9292 or via e-mail: US1Express@mdxway.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. Tere Garcia, visit the MDX website: www.mdxway.com or write: Mayra Diaz, MDX, 3790 N.W. 21 St., Miami, FL 33142.

DEPARTMENT OF THE LOTTERY

NOTICE OF CANCELLATION – The **Department of the Lottery**, Evaluation Committee announces a public meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, August 24, 2011, 10:00 a.m. (Eastern Time)

PLACE: Florida Lottery Headquarters, 250 Marriott Drive, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Evaluation Committee will meet to hear Finalists' Oral Presentations and to conduct interviews for ITN 39-10/11, Public Relations Services and Related Services and Commodities, is hereby cancelled.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs**, Communities for a Lifetime announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 14, 2011, 10:00 a.m. – 11:30 a.m.

PLACE: Madison County Senior Center, 1161 S.W. Harvey Greene Drive, Madison, Florida 32340

GENERAL SUBJECT MATTER TO BE CONSIDERED: Local seniors will dialogue with local banking officials about services and programs directed to them. Seniors will also learn how to prevent from being victim of financial fraud and scams. A copy of the agenda may be obtained by contacting: Janine R. Harris, Community Relations Manager, Department of Elder Affairs, Communities for a Lifetime, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2373 or via email: harrisj@elderaffairs.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 72 hours before the workshop/meeting by contacting: Janine R. Harris, Community Relations Manager, Department of Elder Affairs, Communities for a Lifetime, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2373 or via email: harrisj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 7, 2011, 10:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida; Any person interested in participating by telephone may dial: 1(888)808-6959, Pass Code: 8509225531#. 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 meeting will be a teleconference (conference call) to which all interested parties are invited. The purpose of this call/meeting is to provide interested parties input on the Agency's Inpatient and Ambulatory Data collection programs. It is expected that participants in the teleconference will discuss the regulations governing patient data collection in Florida and help develop recommendations to improve the quality of the process and the resulting data.

A copy of the agenda may be obtained by contacting: Patrick Kennedy, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403.

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: Patrick Kennedy at (850)412-3757. 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: Patrick Kennedy at (850)412-3757.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: August 26, 2011, 9:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A Tallahassee, FL 32308; Conference Call: 1(877)749-8758, Conference ID: 91196241

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Long-term Care Managed Care Technical Advisory Workgroup has been established at the legislative direction found in 2011's House Bill 7107, Section 26, and it states:

Before August 1, 2011, the agency shall establish a technical advisory workgroup to assist in developing:

- (a) The method of determining Medicaid eligibility pursuant to Section 409.985(3), F.S.
- (b) The requirements for provider payments to nursing homes under Section 409.983(6), F.S.
- (c) The method for managing Medicare coinsurance crossover claims.
- (d) Uniform requirements for claims submissions and payments, including electronic funds transfers and claims processing.
- (e) The process for enrollment of and payment for individuals pending determination of Medicaid eligibility.

A copy of the agenda may be obtained by contacting: FLMedicaidManagedCare@ahca.myflorida.com or by calling: (850)412-4694. You may also visit our website (<http://ahca.myflorida.com>) and click on the link to "Statewide Medicaid Managed Care Program".

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: FLMedicaidManagedCare@ahca.myflorida.com or by calling (850)412-4694. 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: FLMedicaidManagedCare@ahca.myflorida.com or by calling: (850)412-4694. You may also visit our website (<http://ahca.myflorida.com>) and click on the link to "Statewide Medicaid Managed Care Program".

DEPARTMENT OF MANAGEMENT SERVICES

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: Monday, August 29, 2011, 1:00 p.m. – 2:30 p.m.

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: September 21, 2011, 10:00 a.m. – 12:00 Noon

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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Architecture and Interior Design** announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 30, 2011, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4879597

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)717-1982.

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 Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)717-1982. 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 Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)717-1982.

The **Board of Architecture and Interior Design** announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 30, 2011, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4879597

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)717-1982.

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 Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)717-1982. 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 Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)717-1982.

The Florida **Board of Auctioneers** announces a public meeting to which all persons are invited.

DATE AND TIME: September 30, 2011, 9:00 a.m.

PLACE: Casa Monica Hotel, 95 Cordova Street, St. Augustine, Florida 32084, (904)827-1888

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)717-1982.

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 Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)717-1982. 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 Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)717-1982.

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

DATE AND TIME: Tuesday, September 13, 2011, 10:00 a.m. or soon thereafter

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4879516

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

A copy of the agenda may be obtained by contacting: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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

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

For more information, you may contact: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, September 14, 2011, 12:00 Noon; Thursday, September 15, 2011, 8:00 a.m.; Friday, September 16, 2011, 8:00 a.m. or soon thereafter

PLACE: The Plaza Resort & Spa, 600 N. Atlantic Avenue, Daytona Beach, FL 32118

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

A copy of the agenda may be obtained by contacting: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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

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

For more information, you may contact: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

The **Department of Business and Professional Regulation**, Board of Employee Leasing Companies announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 17, 2011, 10:00 a.m. or soon thereafter

PLACE: The Holiday Inn Resort Orlando – The Castle, 8629 International Drive, Orlando, Florida 32816, 1(800)952-2785

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board.

A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, or by calling their office at (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Board Office at (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The **Department of Business and Professional Regulation**, Board of Employee Leasing Companies announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, December 21, 2011, 10:00 a.m. or soon thereafter

PLACE: Via Telephone Conference Call. To Connect, dial 1(888)808-6959, Conference Code: 9226020

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board.

A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, or by calling their office at (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Board Office at (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The **Board of Veterinary Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 14, 2011, 9:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9226020

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel meeting, portions which are closed to the public. Agenda available on request.

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 Probable Cause Panel of the **Florida Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 26, 2011, 9:00 a.m. (Eastern Time)

PLACE: Division of Real Estate, Conference Room N901, 400 W. Robinson St., Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Room N801, Orlando, FL 32801-1772. Only public portions of the agenda are available upon request.

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 five (5) days before the workshop/meeting by contacting: The Division of Real Estate at (407)481-5632. 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 ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, August 23, 2011, 9:00 a.m. -- 12:00 Noon

PLACE: Weedon Island Preserve Cultural & Natural History, 1800 Weedon Drive, N.E., St. Petersburg, FL 33701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Clean Marina workshop for new and existing marine and freshwater marinas, boatyards, and retailers. The Department will provide information on how to qualify to become designated as a "Clean" facility, and on grant funding that may be available for pumpout equipment at some facilities.

A copy of the agenda may be obtained by contacting: Libby Carnahan, University of FL Sea Grant, 1800 Weedon Island Drive, N.E., St. Petersburg, Florida 33702, (727)453-6255, lcarnahan@pinellascounty.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 48 hours before the workshop/meeting by contacting: Libby Carnahan, University of FL Sea Grant, 1800 Weedon Island Drive, N.E., St. Petersburg, FL 33702, (727)453-6255, lcarnahan@pinellascounty.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Libby Carnahan at the address above.

DEPARTMENT OF HEALTH

The **Board of Clinical Laboratory Personnel** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 9, 2011, 9:00 a.m.

PLACE: Sheraton Suite Tampa Airport Westshore, 4400 West Cypress Street, Tampa, Florida 33607, (813)873-8675

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, or accessing the web at: www.doh.state.fl.us/mqa/ClinLab/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: Sherra W. Causey. 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 Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling** announces a public meeting to which all persons are invited.

DATES AND TIMES: October 13, 2011, 2:00 p.m.; October 14, 2011, 8:30 a.m.

PLACE: Tampa Airport Marriott, 4200 George J. Bean Parkway, Tampa, Florida 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

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

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

DATE AND TIME: September 23, 2011, 9:00 a.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Building 4042, Room #301, Tallahassee, Florida 32399

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

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

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

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

The Florida **Board of Medicine**, Probation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 2, 2011, 9:00 a.m.

PLACE: DoubleTree Hotel Tampa Airport Westshore, 4500 West Cypress Street, Tampa, FL 33607, (813)879-4800

GENERAL SUBJECT MATTER TO BE CONSIDERED: The general business of the Committee.

A copy of the agenda may be obtained by contacting: Shaila Washington email: MQA_MedicalComplianceOfficer@doh.state.fl.us or call: (850)245-4268.

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: Shaila Washington, Medical Compliance Officer at (850)245-4268. 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: Shaila Washington, Medical Compliance Officer at (850)245-4268.

The Florida **Board of Nursing**, Central Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 25, 2011, 2:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Code: 0109310

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Board Office. 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 Probable Cause Panel of the **Board of Osteopathic Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, August 30, 2011, 9:30 a.m. (EST)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 6321783289

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

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, (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 at (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 **Board of Podiatric Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, August 31, 2011, 8:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9849329103; Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida 32399-3257

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W Causey, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or access the web: www.doh.state.fl.us/mqa/podiatry/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: Sherra W. Causey. 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 **Office of Trauma**, Goal 6, Medical Rehabilitation Planning Team announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 25, 2011, 1:30 p.m. – 3:00 p.m. (Eastern) (12:30 p.m. – 2:00 p.m. Central)

PLACE: Conference Call: 1(888)808-6959, Code: 2354440

GENERAL SUBJECT MATTER TO BE CONSIDERED: The planning team members will review action steps included in the 2011-2012 Goal 6 Action Plan for suggested revisions, and provide progress reports on Goal 6 related ongoing projects and activities.

A copy of the agenda may be obtained by contacting: Bonnie Newsome, Meeting Coordinator at (850)245-4440, ext. 2780 or via email: bonnie_newsome@doh.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 2 days before the workshop/meeting by contacting: Bonnie Newsome, Meeting Coordinator at (850)245-4440, ext. 2780 or via email: bonnie_newsome@doh.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).

DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: September 8, 2011, 10:00 a.m.

PLACE: 1317 Winewood Blvd., Bldg. 6, Conference Room A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #07D11GC2 – To Become the Community-Based Managing Entity for Substance Abuse and Mental Health Services in the Central Region- Debriefing Meeting of the Evaluators – The purpose of this meeting is to retrieve copies of all responses from the Department’s evaluators and to obtain and record their scores, which will be used to determine the short list for negotiations.

For more information, you may contact: Michele Staffieri, Procurement Manager, (850)717-4354, Michele_staffieri@dcf.state.fl.us.

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

DATE AND TIME: September 20, 2011, 10:00 a.m.

PLACE: 1317 Winewood Blvd., Bldg. 6, Conference Room A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To Become the Community-Based Managing Entity for Substance Abuse and Mental Health Services; ITN #07D11GC1 – Southeast Region; ITN #07D11GC2 – Central Region; ITN #07D11GC3 – Northeast Region – 1st General Negotiation Meeting. The purpose of this meeting is to review the process, guidelines and procedures for negotiation with Respondents on the shortlist for negotiation.

For more information, you may contact: Michele Staffieri, Procurement Manager, (850)717-4354, Michele_staffieri@dcf.state.fl.us.

The **Agency for Persons with Disabilities**, Area 14, Family Care Council announces a public meeting to which all persons are invited.

DATE AND TIME: September 13, 2011, 12:00 Noon

PLACE: Faith Lutheran Church, 211 Easton Drive, Lakeland, FL 33803

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Meeting.

A copy of the agenda may be obtained by contacting: APD Area 14 at (863)413-3360.

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: APD Area 14 at (863)413-3360. 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: APD Area 14 at (863)413-3360.

The **Agency for Persons with Disabilities**, Area 14, Family Care Council announces a public meeting to which all persons are invited.

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

PLACE: Children’s Advocacy Center, 1000 S. Highlands Avenue, Sebring, Florida 33872

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Meeting.

A copy of the agenda may be obtained by contacting: APD Area 14 at (863)413-3360.

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: APD Area 14 at (863)413-3360. 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: APD Area 14 at (863)413-3360.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE OF CANCELLATION – The **Florida Housing Finance Corporation** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, August 25, 2011, 9:00 a.m. – no later than 4:00 p.m.

PLACE: Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
NOTICE OF CANCELLATION – The Florida Housing Finance Corporation hereby gives notice that the Application Workshop scheduled for August 25, 2011, relative to the 2011 Universal Application Cycle, has been cancelled pending the outcome of proposed rule challenges.

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: August 31, 2011, 8:30 a.m. – 3:30 p.m.

PLACE: Hyatt Regency Miami, 400 S.E. Second Avenue, Miami, FL 33131

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
2. Such other matters as may be included on the Agenda for the August 31, 2011, Board Workshop.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197 approximately two days prior to the workshop, or by visiting the Corporation’s website: www.floridahousing.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: Sheila Freaney, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 Housing Finance Corporation**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: September 1, 2011, 8:30 a.m. – until adjourned

PLACE: Hyatt Regency Miami, 400 S.E. Second Avenue, Miami, FL 33131

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
6. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
7. Consideration of all necessary actions with regard to the Multifamily Bond Program.
8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
14. Consideration of all necessary actions with regard to the Homeownership Programs.

15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
16. Consideration of Appeals from Universal Cycle ranking and grading with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
21. Evaluation of professional and consultant performance.
22. Such other matters as may be included on the Agenda for the September 1, 2011, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197 approximately two days prior to the meeting, or by visiting the Corporation’s website: www.floridahousing.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: Sheila Freaney, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 **FHFC II, Inc.**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: September 1, 2011, 11:00 a.m. or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting – until adjourned

PLACE: Hyatt Regency Miami, 40 S.E. Second Avenue, Miami, FL 33131

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Conduct business necessary for the organization of FHFC II, Inc.
2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC II, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.

5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
6. Consideration of status, workouts, or modifications for existing projects.
7. Consideration of matters relating to the statutory purpose of FHFC II, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
8. Such other matters as may be included on the Agenda for the September 1, 2011, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197 approximately two days prior to the meeting, or by visiting the Corporation’s website: www.floridahousing.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: Sheila Freaney, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 **FHFC III, Inc.**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: September 1, 2011, 11:00 a.m. or upon adjournment of the FHFC II, Inc., Board of Directors meeting – until adjourned

PLACE: Hyatt Regency Miami, 400 S.E. Second Avenue, Miami, FL 33131

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Conduct business necessary for the organization of FHFC III, Inc.
2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC III, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.
5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
6. Consideration of status, workouts, or modifications for existing projects.

7. Consideration of matters relating to the statutory purpose of FHFC III, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
8. Such other matters as may be included on the Agenda for the September 1, 2011, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197 at least two days prior to the meeting, or by visiting the Corporation's website: www.floridahousing.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: Sheila Freaney, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 Housing Finance Corporation** announces a hearing to which all persons are invited.

DATE AND TIME: September 6, 2011, 10:00 a.m. (Tallahassee Local Time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to provide additional financing for the acquisition, construction or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Hilltop Village Apartments, a 200-unit multifamily residential rental development located on 1646 West 45th Street in Jacksonville, Duval County, Florida 32208. The owner and operator of the development is SP Hilltop Village LP, or such successor in interest in which Southport Financial Services, Inc. or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Cambridge Management, Inc. The tax-exempt bond amount is not to exceed \$9,000,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee Local Time), September 2, 2011, and

should be addressed to the Attention: Len Stirrat, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

A copy of the agenda may be obtained by contacting: Len Stirrat, Multifamily Bond Administrator, Florida Housing Finance Corporation at (850)488-4197.

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: Len Stirrat, Multifamily Bond Administrator, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: September 6, 2011, 10:00 a.m. (Tallahassee Local Time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to provide additional financing for the acquisition, construction or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Lincoln Fields Apartments, a 213-unit multifamily residential rental development located on 2020 Northwest 63rd Street in Miami, Miami-Dade County, Florida 33147. The owner and operator of the development is SP Lincoln Fields LP, or such successor in interest in which Southport Financial Services, Inc. or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Cambridge Management, Inc. The tax-exempt bond amount is not to exceed \$12,950,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by

5:00 p.m. (Tallahassee Local Time), September 2, 2011, and should be addressed to the Attention: Len Stirrat, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

A copy of the agenda may be obtained by contacting: Len Stirrat, Multifamily Bond Administrator, Florida Housing Finance Corporation at (850)488-4197.

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: Len Stirrat, Multifamily Bond Administrator, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: September 7-9, 2011, 8:30 a.m. each day

PLACE: Naples Grande Beach Resort, 475 Seagate Drive, Naples, Florida 34103

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed rules and policy issues. The meeting may include fact finding field trips to Commission managed areas or facilities and to other areas to learn about management, and enforcement activities.

A copy of the agenda may be obtained by contacting: Robin Stetler, Florida Fish and Wildlife Conservation Commission, 620 S. Meridian St., Tallahassee, FL 32399-1600.

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: The ADA Coordinator at (850)488-6411. 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: Mr. Bud Vielhauer, General Counsel, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: August 30, 2011, 9:00 a.m.

PLACE: Florida Fish and Wildlife Conservation Commission, Bryant Building, Room #272, 620 South Meridian Street, Tallahassee, FL 32399-1600.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Steering Committee for the Florida Beaches Habitat Conservation Plan. Topics to be discussed include: staff updates on progress during the last quarter, including additional counties in the plan area and the development of a strategy for assessing impacts to covered species. No votes are scheduled.

A copy of the agenda may be obtained by contacting: Kat Diersen, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS 2A, Tallahassee, Florida 32399-1600, (850)410-0656, ext. 17323, katherine.diersen@myfwc.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: ADA Coordinator at (850)488-6411. 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: Kat Diersen, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS 2A, Tallahassee, Florida 32399-1600, (850)410-0656, ext. 17323, katherine.diersen@myfwc.com.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: September 19, 2011, 10:00 a.m.

PLACE: The Office of Insurance Regulation, 200 East Gaines Street, Larson Building, Room B33, Tallahassee, FL 32399-0327.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To appoint a new chairperson and vice chairperson for the Advisory Council and discuss issues currently facing the continuing care industry.

A copy of the agenda may be obtained by contacting: Mr. Christopher Struk at Christopher.Struk@flor.com or (850)413-2480.

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: Mr. Christopher Struk at Christopher.Struk@flor.com or (850)413-2480. 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. Christopher Struk at Christopher.Struk@flor.com or (850)413-2480.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: September 20, 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: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-138.001, Florida Administrative Code, published on July 8, 2011 in Vol. 37, No. 27, of the Florida Administrative Weekly.

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.

NOTICE OF CHANGE – The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: September 20, 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 690-138.047, Florida Administrative Code, published on July 1, 2011 in Vol. 37, No. 26, of the Florida Administrative Weekly has been changed from August 30, 2011 to September 20, 2011.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website: <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, Office of Insurance Regulation, 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, Office of Insurance Regulation, e-mail: Kerry.krantz@flor.com.

NOTICE OF CHANGE – The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: September 20, 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 690-162.203, Florida Administrative Code, published on July 1, 2011 in Vol. 37, No. 26, of the Florida Administrative Weekly has been changed from August 30, 2011 to September 20, 2011.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website: <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, Office of Insurance Regulation, 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, Office of Insurance Regulation, e-mail: Kerry.krantz@flor.com.

NOTICE OF CHANGE – The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: September 20, 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 690-164.020, Florida Administrative Code, published on July 1, 2011 in Vol. 37, No. 26, of the Florida Administrative Weekly has been changed from August 30, 2011 to September 20, 2011.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website: <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.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, September 20, 2011, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Financial Services Commission, Office of Insurance Regulation will be holding an additional public hearing to consider revisions to Form OIR-B1-1802 "Uniform Mitigation Verification Inspection Form", which is incorporated by reference in Rule 690-170.0155, F.A.C. The Notice of Proposed Rulemaking was originally published on May 27, 2011 in Vol. 37, No. 21 of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Michael Milnes at e-mail: Michael.milnes@flor.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael Milnes at e-mail: Michael.milnes@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: Michael Milnes at e-mail: Michael.milnes@flor.com.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The **FAJUA** announces a public meeting to which all persons are invited.

DATES AND TIMES: September 12, 2011, 3:00 p.m., Finance Audit Committee; September 12, 2011, 4:00 p.m., Budget Committee; September 13, 2011, 8:30 a.m., Board Meeting

PLACE: Intercontinental Tampa Hotel, 4860 West Kennedy Boulevard, Tampa, FL, (813)286-4400

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance/Audit Committee – to review and discuss matters relating to FAJUA Financial/Audit Reporting and any other matters that may come before the committee.

Budget Committee – to discuss proposed FY 2011-2012 budget, make recommendations to the Board, and to consider other matters that may come before the committee.

Board Meeting – to receive reports of the general manager, committees, and counsel; to consider and take actions based on those reports; and consider any other matters that may come before the Board.

A copy of the agenda may be obtained by contacting: Lisa Stoutamire, 1425 Piedmont Drive East, #201A, Tallahassee, FL, (850)681-2003, lstoutamire@fajua.org.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: September 8, 2011, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Joe Wallace, (407)282-3944.

SOUTHWOOD SHARED RESOURCE CENTER

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 26, 2011, 9:00 a.m.

PLACE: Department of Transportation, Burns Building, Room 129, 605 Suwannee Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special Meeting of the SSRC Technology Workgroup to review proposed LBRs. This is the second of two meetings (August 19 and 26) for LBR review. This meeting will only be held if needed.

A copy of the agenda may be obtained by contacting: Faye Hall at (850)414-4772 or email: faye.hall@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 2 days before the workshop/meeting by contacting: Faye Hall at (850)414-4772 or email: faye.hall@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).

For more information, you may contact: Faye Hall at (850)414-4772 or email: faye.hall@dot.state.fl.us.

FLORIDA INDEPENDENT LIVING COUNCIL, INC.

The **Florida Independent Living Council, Inc.** announces a telephone conference call to which all persons are invited.

MEETING: Executive Committee Meeting

DATE AND TIME: Wednesday, August 24, 2011, 11:30 a.m. – 1:30 p.m.

PLACE: Conference Call: 1(888)808-6959, Code: 4885624

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider amending the Florida State Plan for Independent Living.
2. Consider amending FILC/DVR/DBS 2011 Memorandum of Understanding.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1416 N. Adams Street, Tallahassee, Florida 32303, (850)488-5624 or Toll Free: 1(877)822-1993.

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

The **Florida Independent Living Council, Inc.** announces a telephone conference call to which all persons are invited.

MEETING: Full Council Meeting

DATE AND TIME: Wednesday, August 31, 2011, 11:30 a.m.

PLACE: Conference Call: 1(888)808-6959, Code: 4885624

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider a proposed amendment to the MOA.
2. Consider proposed amendments to the State Plan for Independent Living.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1416 N. Adams Street, Tallahassee, Florida 32303, (850)488-5624 or Toll Free: 1(877)822-1993.

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

FLORIDA COMMUNITY COLLEGES RISK MANAGEMENT CONSORTIUM

The **Florida College System Risk Management Consortium** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 26, 2011, 9:00 a.m. – 2:00 p.m.

PLACE: Renaissance Hotel & Resort, Orlando Airport, 5445 Forbes Place, Orlando, FL 32812

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: FCSRMC, 4500 N.W. 27th Avenue, Suite D2, Gainesville, FL 32606.

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: FCSRMC, 4500 N.W. 27th Avenue, Suite D2, Gainesville, FL 32606. 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: FCSRMC, 4500 N.W. 27th Avenue, Suite D2, Gainesville, FL 32606.

FLORIDA PORTS COUNCIL

The **Florida Seaport Transportation and Economic Development Council**, Seaport Environmental Management Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 7, 2011, 8:00 a.m. – 1:00 p.m.

PLACE: Room 229 Senate Office Building, Tallahassee Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Toy Keller, (850)222-8028, email: toykeller@aol.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 48 hours before the workshop/meeting by contacting: Toy Keller, (850)222-8028, email: toykeller@aol.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Toy Keller, (850)222-8028, email: toykeller@aol.com.

**SOUTHWEST FLORIDA CRIMINAL JUSTICE
ACADEMY**

The **Regional 10 Criminal Justice Training School** announces a public meeting to which all persons are invited.

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

PLACE: Southwest Florida Public Service Academy, 3800 Michigan Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Agenda:

1. Pledge of Allegiance.
2. Approval of minutes of May 25, 2011 Meeting.
3. Introduction of guests.
4. Academy report from Sarasota County Technical Institute.
5. Academy report from Southwest Florida Public Service Academy.
6. Old business.
7. New business.
8. Schedule of next meeting.
9. Adjournment.

A copy of the agenda may be obtained by contacting: Angela Esteves at (239)334-3897.

FL CURED

The **FL CURED** announces a telephone conference call to which all persons are invited.

DATES AND TIME: August 25, 2011; August 29, 2011; August 31, 2011, 5:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Code: 6440842 and URL: <http://fcprwebinar.na4.acrobat.com/flcuredmeeting/>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss FL CURED Annual Summit, Annual Report Recommendations and other activities. The call will be hosted by Dr. Devine, FL CURED Executive Director.

Agenda:

- a) Roll call of FL CURED Advisory Council members.
- b) Discuss Annual Summit on October 23-25, 2011.
- c) Discuss Annual Report Recommendations.
- d) Discuss FL CURED activities currently being done.
- e) Other topics regarding FL CURED, as applicable.

A copy of the agenda may be obtained by contacting: Mr. Tommy Bowermeister at (850)645-5698 or email: Liaison@flcured.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 7 days before the workshop/meeting by contacting: Mr. Tommy Bowermeister at (850)645-5698 or

email: Liaison@flcured.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Tommy Bowermeister at (850)645-5698, email: Liaison@flcured.org.

SOIL AND WATER CONSERVATION DISTRICT

The **South Dade Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 15, 2011, 9:30 a.m. – 1:00 p.m.

PLACE: USDA Florida City Service Center, 1450 N. Krome Avenue, #102, Florida City, FL 33034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Agenda Items for presentation to the Board of Supervisors, Nursery BMP Lab, MIL Lab, CBO & District Projects and Reports.

A copy of the agenda may be obtained by contacting: Norma Wilson, (305)242-1288.

For more information, you may contact: Mr. Morgan Levy, Administrator, (305)242-1288.

The **Broward Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: August 31, 2011, 5:00 p.m.

PLACE: 6191 Orange Dr., Room 6183 Q, Davie, FL 33314

GENERAL SUBJECT MATTER TO BE CONSIDERED: NOAA and FDEP Contracts.

A copy of the agenda may be obtained by contacting: Thaddeus Hamilton, (954)547- 9115.

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 Thaddeus Hamilton by August 28, 2011. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**FLORIDA INSURANCE GUARANTY ASSOCIATION,
INC.**

The Finance & Audit Committee of the **Florida Insurance Guaranty Association** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 23, 2011, 10:00 a.m.

PLACE: Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to discuss the impact of Rating Agency downgrades.

A copy of the agenda may be obtained by contacting: Cathy Irvin at (850)386-9200.

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: Cathy Irvin at (850)386-9200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation**, Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 22, 2011, 10:00 a.m.
 PLACE: Conference Call: 1(888)808-6959, Conference Code: 4888347
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To approve the agency merger of the Florida Sports Foundation, Inc. and Enterprise Florida, Inc.
 A copy of the agenda may be obtained by contacting: info@flsports.com.

FLORIDA SURPLUS LINES SERVICE OFFICE

The **Florida Surplus Lines Service Office**, National Clearinghouse Committee announces a telephone conference call to which all persons are invited.

DATES AND TIME: September 6, 8, 13, 15, 20, 22, 27, 29, 2011, 10:00 a.m.
 PLACE: 1441 Maclay Commerce Drive, Tallahassee, FL 32312
 GENERAL SUBJECT MATTER TO BE CONSIDERED: National Clearinghouse issues.
 A copy of the agenda may be obtained by contacting: Georgie Barrett at 1(800)562-4496, ext. 111 or gbarrett@fslso.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: Georgie Barrett at 1(800)562-4496, ext. 111 or gbarrett@fslso.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 **Florida Surplus Lines Service Office**, National Clearinghouse Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, September 1, 2011, 10:00 a.m.
 PLACE: Via Conference Call
 GENERAL SUBJECT MATTER TO BE CONSIDERED: National Clearinghouse issues.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496.

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: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA WORKERS' COMPENSATION INSURANCE GUARANTY ASSOCIATION, INC.

The Investment Committee of the **Florida Workers' Compensation Insurance Guaranty Association** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 29, 2011, 2:00 p.m.
 PLACE: Tallahassee, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to discuss the impact of Rating Agency downgrades.
 A copy of the agenda may be obtained by contacting: Cathy Irvin at (850)386-9200.

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: Cathy Irvin at (850)386-9200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The **FWCJUA**, Reinsurance Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 31, 2011, 10:00 a.m.
 PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include a Committee and Reinsurance Overview; 2012 reinsurance program goals and market strategy, and commutation matters.
 A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408, or from the FWCJUA's website: www.fwcjua.com.

The **FWCJUA, Investment Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 7, 2011, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact: Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda topics may include a Committee & investment overview and a portfolio compliance review.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

MRGMIAMI

The Florida **Department of Transportation**, District Four announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 15, 2011, 5:30 p.m. – 7:30 p.m.

PLACE: Boca Raton Community Center, Royal Palm Room, 150 Crawford Boulevard, Boca Raton, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the State Road (SR) 5/US 1 Project Development and Environment (PD&E) Study is to plan improvements to relieve current and future roadway congestion and to improve safety for motorists, bicyclists and pedestrians. The overall project's limits are along SR 5/US 1 from south of Glades Road to north of Yamato Road, for a distance of approximately 2.8 miles in Palm Beach County.

The Alternatives Public Workshop will be an open-house forum where all viable alternatives that have been developed will be on display. The goal of the workshop is to collect and evaluate the public's comments on these alternatives before selecting a preferred alternative. Your participation is encouraged and appreciated.

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

Pursuant to the provisions of the Americans with Disabilities Act, any persons requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least seven (7) days before the workshop/meeting by contacting: The FDOT Project Manager, Ms. Nadir Rodrigues, P.E., either in writing at the FDOT District Four Office, 3400 West Commercial Boulevard, Fort Lauderdale, FL, (954)777-4385 or Toll Free: 1(866)336-8435, ext. 4385. Ms. Rodrigues may also be contacted via e-mail: nadir.rodrigues@dot.state.fl.us. Persons who require translation services (free of charge) should also contact Ms. Rodrigues at least seven (7) days prior to 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: Ms. Rodrigues or visit our project website: www.sr5boca.com.

INWOOD CONSULTING ENGINEERS, INC.

The **Department of Transportation**, District Five announces a public meeting to which all persons are invited.

DATE AND TIMES: Wednesday, September 14, 2011, 5:30 p.m., Open House; 6:30 p.m., Presentation

PLACE: Maitland Civic Center, 641 South Maitland Avenue, Maitland, Florida 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public kick-off meeting is being held to afford interested persons an opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of Financial Project ID Number: 424217-1-22-01, otherwise known as the Maitland Boulevard (SR 414) Project Development and Environment (PD&E) Study in Orange County, Florida. The PD&E Study limits are from east of I-4 (Hope Road) to Maitland Avenue (CR 427), a distance of approximately 1.2 miles. It is anticipated that the existing four-lane roadway will need to be widened to a six-lane divided urban roadway. The alternatives will include multimodal improvements such as bicycle lanes and sidewalks. A copy of the agenda may be obtained by contacting: Ms. Amy Sirmans, Project Manager, Florida Department of Transportation, District Five, (386)943-5404 or by e-mail: amy.sirmans@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: Ms. Amy Sirmans, (386)943-5404, by e-mail: amy.sirmans@dot.state.fl.us or by mail: 719 South Woodland Boulevard, MS #1-501, DeLand, Florida 32720. 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. Amy Sirmans at the phone number, e-mail address, or mailing address listed above or visit the project web site: www.Maitland-SR414.com.

HDR ENGINEERING, INC.

The Florida **Department of Transportation** announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, September 22, 2011, 5:00 p.m. – 6:00 p.m. (Central Time)

PLACE: City of Niceville Community Center, 204 N. Partin Drive, Niceville, FL 32578

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation will conduct a public hearing regarding proposed improvements to State Road 123 (Robert J. Clary Highway) in Okaloosa County, Florida.

Proposed improvements would widen State Road 123 from two to four lanes. The typical section would feature four 12-foot travel lanes and ten-foot shoulders (five-foot paved),

separated by a 64-foot grassed median, for a distance of approximately five miles. New two-lane parallel bridges would be built over Tom's Creek, Turkey Creek, and an un-named tributary to Turkey Creek. The project includes construction of stormwater ponds and drainage improvements. Construction would occur on federal land of Eglin Air Force Base and requires right-of-way from Eglin Air Force Base.

An Environmental Assessment (EA) and Biological Assessment (BA) have been prepared.

A copy of the agenda may be obtained by contacting: Alan Vann, FDOT Project Manager, 1074 Highway 90, Chipley, FL 32428, (850)415-9523 or via email: Alan.Vann@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: Alan Vann, FDOT Project Manager, 1074 Highway 90, Chipley, FL 32428, (850)415-9523 or via email: Alan.Vann@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).

For more information, you may contact: Alan Vann, FDOT Project Manager, 1074 Highway 90, Chipley, FL 32428, (850)415-9523 or via email: Alan.Vann@dot.state.fl.us.

INFINITE SOURCE COMMUNICATIONS GROUP, LLC

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

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

PLACE: Legion Memorial Park Recreation Center, 6447 N.E. 7 Avenue, Miami, FL 33138

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a public meeting for a roadway project on SR 934/N.W./N.E. 81/82 Street from N.W. 13 Court to Biscayne Boulevard to discuss the project's design and scope of work. The project identification number is: 427517-1-52-01. The public meeting will follow an informal, open house format allowing the public to arrive at any time from 6:00 p.m. – 8:00 p.m. Graphic displays will be shown at the meeting, and FDOT representatives will be available to discuss the project and answer questions.

A copy of the agenda may be obtained by contacting: Public Information Specialist, Jeannette Lazo at (305)470-5349, email: Jeannette_Lazo@urscorp.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 7 days before the workshop/meeting by contacting: Brian Rick at (305)470-5349 or in writing: FDOT, 1000 N.W. 111 Avenue, Miami, FL 33172, email: brian.rick@

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).

For more information, you may contact: Public Information Specialist Jeannette Lazo at (305)470-5349, email: Jeannette_Lazo@urscorp.com.

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that South Florida Water Management District has received the petition for declaratory statement from Michael R. Kuebel and Sara L. Kuebel, Richard J. Dardas, Jo Ann Johnson, Trustee, and Carolyn T. Bracci, Eden on the Bay Subdivision, Collier County, Florida. The petition seeks the agency's opinion as to the applicability of Environmental Resource General Permit No.: 11-01694-P, for a surface water management system serving 41 acres of residential development known as Glen Eden on the Bay as it applies to the petitioners.

Petitioners filed a Petition for Declaratory Statement on July 29, 2011, seeking a declaratory statement from the South Florida Water Management District, solely as to the Petitioners' particular set of circumstances as to: "a) Whether the Petitioners are responsible to alter, operate, maintain, remove or abandon that portion of the Structural Buffer situated on their respective Lots; b) Whether the structural buffer is part of the surface water management system for Eden on the Bay; c) Regardless of whether the structural buffer is part of the surface water management system, whether the structural buffer is an item required to be constructed, operated and maintained as part of the plans and specifications as set forth in the Permit; and d) Whether the Petitioners have the power and authority to operate and maintain the structural buffer, given that they are not a 'permittee', 'responsible party,' or 'operating entity.'"

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 MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN that the Public Employees Relations Commission has received the petition for declaratory statement from United Correctional Officers Federation, Inc., Case No. DS-2011-001. The petition seeks the agency’s opinion as to the applicability of Section 447.509, Florida Statutes, as it applies to the petitioner.

Petitioner, a recognized employee organization, United Correctional Officers Federation (“Federation”), hereby requests that the Public Employees Relations Commission issue a Declaratory Statement on a question of its rights under Section 447.509, Florida Statutes and the associated duties of the Respondent, under the same statutory provision, namely, whether the United Correctional Officers Federation can disseminate organizational information in break rooms while staff is on break and not attending to work related duties.

A copy of the Petition for Declaratory Statement may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4050 Esplanade Way, Suite 135, Tallahassee, Florida 32399-0950.

Please refer all comments to: The Clerk, Public Employees Relations Commission, 4050 Esplanade Way, Suite 135, Tallahassee, Florida 32399-0950.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Construction Industry Licensing Board hereby gives notice that on August 5, 2011, it received a Petition for Declaratory Statement filed by Holli Gorby. The Petitioner does not state in her request which statute the Petitioner seeks the Board to interpret. However, Petitioner appears to be requesting an interpretation of Section 489.105(3), Florida Statutes, and whether a solar contractor’s license is required to sell solar hot water systems to home owners.

Copies of the petition may be obtained from: G. W. Harrell, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

The Construction Industry Licensing Board hereby gives notice that on August 8, 2011, it received a Petition for Declaratory Statement filed by Jeff Mahlstedt. The Petitioner does not state in his request which statute the Petitioner seeks the Board to interpret. However, Petitioner appears to be requesting an interpretation of Section 489.105(3), Florida Statutes, and whether a solar contractor’s license and an electrical license is required to install a solar powered attic fan and PV panel.

Copies of the petition may be obtained from: G. W. Harrell, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

**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:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

**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 EDUCATION

**DUVAL COUNTY PUBLIC SCHOOLS
ADVERTISEMENT FOR BIDS**

Invitation To Bid for an Electrical Contractor Published date is August 12, 2011. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, 1701 Prudential Drive, 5th Floor, Room 513D, Jacksonville, Florida. BIDS ARE DUE ON OR BEFORE September 13, 2011, AND WILL BE ACCEPTED UNTIL 2:00 p.m. OFFICIAL PROJECT TITLE: Lighting Retrofits at Various Schools Group 3B /DCSB Project No.: M-84430 and F-48518/OFDC-ITB-002-12. SCOPE OF

WORK: The project consists of construction of a replacement/retrofit of lighting ballast and lamps. Estimated construction cost is not to exceed \$320,000. This project is funded using American Recovery and Reinvestment Act of 2009 Funds and is subject to availability of funds. The selected contractor(s) shall be required to execute the Duval County School Board standard form of agreement and all contractor(s) and subcontractors shall be required to comply with all required Federal provisions related to ARRA funding, including Davis Bacon Act wages. The District reserves the right to reject any and all bids. All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida. Contract documents for bidding may be obtained at the office of: LDI Repro Printing Centers, 806 Rosselle Street, Jacksonville, FL 32204, (904)381-0777. Name of A/E Firm: Haddad Engineering, 2955 Hartley Road, Suite 205, Jacksonville, FL 32257, (904)262-5066. DCSB Point of Contact: Alonza Anderson, (904)390-2504. Contract documents for bidding may be examined at the: Duval County Public Schools Administration Building, 1701 Prudential Drive, Jacksonville, FL 32207. MBE Participation Goal: 10% Overall. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on August 19, 2011, 3:00 p.m., 1701 Prudential Drive, Room 541, Jacksonville, FL. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. All contractors submitting proposals and bids must be pre-qualified with Duval County Public Schools at the time of the ITB 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. The Bid Award Recommendation will be posted on the First Floor, Bulletin Board, Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

WORK: The project consists of construction of a replacement/retrofit of lighting ballast and lamps. Estimated construction cost is not to exceed \$440,000. This project is funded using American Recovery and Reinvestment Act of 2009 Funds and is subject to availability of funds. The selected contractor(s) shall be required to execute the Duval County School Board standard form of agreement and all contractor(s) and subcontractors shall be required to comply with all required Federal provisions related to ARRA funding, including Davis Bacon Act wages. The District reserves the right to reject any and all bids. All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida.

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DEPARTMENT OF CORRECTIONS

**Collection System Upgrades at Sumter Correctional Institution
ADVERTISEMENT FOR BIDS**

PROPOSALS ARE REQUESTED FROM QUALIFIED UNDERGROUND UTILITY & EXCAVATION CONTRACTORS BY THE STATE OF FLORIDA, DEPARTMENT OF CORRECTIONS, FOR THE CONSTRUCTION OF:

PROJECT NO: EK-07

PROJECT NAME & LOCATION: COLLECTION SYSTEM UPGRADES AT SUMTER CORRECTIONAL INSTITUTION, 9544 COUNTY ROAD 476B, BUSHNELL, FLORIDA 33513.

FOR: STATE OF FLORIDA, DEPARTMENT OF CORRECTIONS

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000 (one hundred thousand dollars) or less, a Performance Bond and a Labor and Material Payment Bond are not required.

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.

PREQUALIFICATION: Each bidder, whose field is governed by Chapters 399, 489, and 633 of the Florida Statutes, for licensure or certification, must submit prequalification data of their eligibility to submit proposals as soon as possible. Bidders must receive confirmation of their prequalification five (5) calendar days prior to the bid opening date. If not previously qualified by the Department for the current biennium (July 1 through June 30) of odd numbered years, or you are unsure, please contact: Ms. Sandra Rogers, (850)717-3664 for prequalification instructions. After the bid opening the low bidder must qualify in accordance with Rule 60D-5.004, F.A.C. A copy of the rule requirements is included in the "Instruction to Bidders" under Article B-2 "Bidder Qualification Requirements and Procedures".

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

DATE AND TIME: September 20, 2011, 3:00 p.m. (Eastern Time)

PLACE: 10600 Chevrolet Way, Suite 300 Estero, Florida 33928

Any person with a qualified disability requiring special accommodations at the pre-bid conference, and/or bid/proposal opening, shall contact the person listed below at least (5) working days prior to the event. If you are hearing or speech impaired, please contact this office by using Florida Relay Services by dialing 1(800)955-8771 (TDD).

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the:

ARCHITECT-ENGINEER: Tetra Tech, Inc.
10600 Chevrolet Way, Suite 300
Estero, Florida 33928
Phone: (239)390-1467
Contact person: Danny Nelson

Drawings and specifications may be purchased for a Non-refundable price of \$125.00 per set from the Architect/Engineer. Bidder must pay postage/shipping. Partial sets may not be purchased.

A non-mandatory pre-bid conference will be held on August 31, 2011, 10:00 a.m. (Eastern Time), at the Sumter Correctional Institution's Administration Building, Conference Room. A brief walk-through of the work area(s) will be available as part of the pre-bid conference. Everyone attending the Pre-Bid conference must have a valid Driver's License or a valid Photo ID; and must sign in and out at the Sumter CI's Administrative Office.

CONTRACT AWARD: Bid Tabulation and Notice of Award Recommendation will be sent to all bidders by Facsimile, Return Receipt Required. If no protest is filed per Article B-20 of the Instructions to Bidders, "Bid Protests, Points of Entry", the contract will be awarded by the Secretary, Department of Corrections. RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

Raw Water Supply Improvements at
Charlotte Correctional Institution
ADVERTISEMENT FOR BIDS

PROPOSALS ARE REQUESTED FROM QUALIFIED UNDERGROUND UTILITY & EXCAVATION CONTRACTORS BY THE STATE OF FLORIDA, DEPARTMENT OF CORRECTIONS, FOR THE CONSTRUCTION OF:

PROJECT NO: EK-38 (WTI)

PROJECT NAME & LOCATION: RAW WATER SUPPLY IMPROVEMENTS AT CHARLOTTE CORRECTIONAL INSTITUTION, 33123 OIL WELL ROAD, PUNTA GORDA, FLORIDA 33955.

FOR: STATE OF FLORIDA, DEPARTMENT OF CORRECTIONS

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000 (one hundred thousand dollars) or less, a Performance Bond and a Labor and Material Payment Bond are not required.

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.

PREQUALIFICATION: Each bidder, whose field is governed by Chapters 399, 489, and 633 of the Florida Statutes, for licensure or certification, must submit prequalification data of their eligibility to submit proposals as soon as possible. Bidders must receive confirmation of their prequalification five (5) calendar days prior to the bid opening date. If not previously qualified by the Department for the current biennium (July 1 through June 30) of odd numbered years, or you are unsure, please contact: Ms. Sandra Rogers, (850)717-3664 for prequalification instructions. After the bid opening the low bidder must qualify in accordance with Rule 60D-5.004, F.A.C. A copy of the rule requirements is included in the "Instruction to Bidders" under Article B-2 "Bidder Qualification Requirements and Procedures".

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

DATE AND TIME: September 20, 2011, 2:00 p.m. (Eastern Time)

PLACE: 10600 Chevrolet Way, Suite 300 Estero, Florida 33928

Any person with a qualified disability requiring special accommodations at the pre-bid conference, and/or bid/proposal opening, shall contact the person listed below at least (5) working days prior to the event. If you are hearing or speech impaired, please contact this office by using Florida Relay Services by dialing 1(800)955-8771 (TDD).

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the:

ARCHITECT-ENGINEER: Tetra Tech, Inc.
10600 Chevrolet Way, Suite 300
Estero, Florida 33928
Phone: (239)390-1467
Contact person: Danny Nelson

Drawings and specifications may be purchased for a Non-refundable price of \$125.00 per set from the Architect/Engineer. Bidder must pay postage/shipping. Partial sets may not be purchased.

A non-mandatory pre-bid conference will be held on August 30, 2011, 10:00 a.m. (Eastern Time), the Charlotte Correctional Institution's Administration Building, Conference Room. A brief walk-through of the work area(s) will be available as part of the pre-bid conference. Everyone attending the Pre-Bid conference must have a valid Driver's License or a valid Photo ID; and must sign in and out at the Charlotte CI's Administrative Office.

CONTRACT AWARD: Bid Tabulation and Notice of Award Recommendation will be sent to all bidders by Facsimile, Return Receipt Required. If no protest is filed per Article B-20 of the Instructions to Bidders, "Bid Protests, Points of Entry", the contract will be awarded by the Secretary, Department of Corrections. **RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.**

DEPARTMENT OF MANAGEMENT SERVICES

FDLE-10016000 LOW BID

PUBLIC ANNOUNCEMENT REQUESTING BIDS FROM QUALIFIED GENERAL CONTRACTORS

ADVERTISEMENT TO BID CONSTRUCTION: The Department of Management Services, Division of Real Estate Development and Management, request from licensed general contractors, to submit bids on the following project:

PROJECT NUMBER: FDLE-10016000

PROJECT NAME: Roof Replacement & Skylight Reconstruction, FDLE Building

PROJECT LOCATION: FDLE Regional Operations Center, 4211 North Lois Ave, Tampa, Florida 33614

MANDATORY PRE-BID MEETING: August 25, 2011, 10:00 a.m.

BID OPENING: September 22, 2011, 2:00 p.m.

ESTIMATED CONSTRUCTION COST: \$1,203,027.00

PREQUALIFIED BIDDERS: Refer to DMS Website (below) for further details

Please visit the Department's Website listed below and click on "Search Advertisements – Division of Real Estate Development and Management." http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

The award will be made in accordance with Section 255.29, F.S., and the procedures and criteria of the Departments Division of Real Estate Development and Management.

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Small Matching Historic Preservation Grants
 Formal Solicitation for Applications
 September 1, 2011 – November 15, 2011
 for Fiscal Year 2012-2013

The purpose of this notice is to formally announce that the Florida Department of State is currently soliciting applications for Small Matching Grant-in-Aid assistance for historic preservation projects.

The solicitation period begins September 1, 2011, and extends through November 15, 2011. A preview of the online application is available at: www.flheritage.com/grants and submissions of the application will be accepted beginning September 1, 2011. Applications must be submitted online by 11:59 p.m. on November 15, 2011. Application attachments must be delivered to the Bureau of Historic Preservation, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 no later than 5:00 p.m., November 15, 2011, or be clearly postmarked on or before November 15, 2011, or show evidence of submission to an express mail service on or before November 15, 2011. Arrangements for the submission of paper applications may be made by calling: The Bureau at (850)245-6333 or toll free at 1(800)847-7278.

FUNDS AVAILABLE

Funding availability will depend upon legislative appropriation during the 2012 Legislative Session. Recommended grant awards will not exceed \$50,000.00.

It is projected that approximately \$118,250 will be made available for Certified Local Government (CLG) program grants for conducting survey and planning and community education projects. These funds will be comprised of the required 10% of Florida’s 2012 Federal Historic Preservation Fund apportionment, and will be available only to those local governments that are already certified or meet the requirements of item (d) below.

WHO IS ELIGIBLE TO APPLY

Eligible applicants include:

- (a) Departments or agencies of the State of Florida (including state universities);
- (b) Units of county, municipal or other local governments;
- (c) Any Florida not-for-profit corporation, institution, or organization; and

- (d) Certified Local Governments or any local government that has received National Park Service certification by November 15, 2011.

Non-secular organizations are eligible to apply for grant-in-aid assistance. However, eligible development activities involving non-secular properties are limited to work on the exterior of the property and only those interior activities that are essential to the preservation of the structural integrity of the property.

PROJECTS ELIGIBLE FOR FUNDING

Small Matching grant funds will be available to support both Acquisition & Development and Protection & Education activities.

Acquisition & Development projects include acquisition, preservation, protection, restoration, rehabilitation and stabilization of historical and archaeological properties; also the investigation of archaeological sites, the taking of photographs, the preparation of measured drawings and such other records as are necessary to record historical and archaeological sites and properties threatened with damage or destruction; and planning for eligible Acquisition & Development activities, such as the preparation of plans and specifications.

Protection & Education activities include survey and evaluation of historical and archaeological properties; preparation of data for and the actual listing or registering of historical and archaeological properties in the Florida Master Site File or the National Register of Historic Places; preparation of long-range historic preservation and management plans for historical and archaeological properties; development of automated information systems to facilitate the recording of property data or to facilitate the management of information on other subjects pertaining to historic preservation; community education and community relations projects promoting the preservation of historical and archaeological properties in general; research to study the effectiveness and results of historic preservation programs, methods and techniques; research of historical documents for the purpose of documenting and evaluating the significance of historical and archaeological properties; and use of staff or a private consultant hired through appropriate procurement standards to organize a Certified Local Government program or its components.

Other preservation activities may also be eligible for grant assistance. If you have a question about the eligibility of a project or work element, please call the Bureau.

GENERAL PRIORITIES

Historic Preservation

The goal of the Bureau is to locate, identify and protect the significant historic properties of the state as rapidly as possible to provide a basis for effective preservation planning throughout the state. In accordance with the application evaluation criteria outlined in Chapter 1A-39, Florida

Administrative Code (“Division of Historical Resources Grants Programs”), projects within each category shall be compatible with the following priorities:

A. Survey Priorities

1. Surveys to identify, evaluate and document historic properties and archaeological sites associated with Florida’s minority heritage.
2. Surveys of broad areas where no previous surveys have been undertaken.
3. Surveys located in areas subject to intensive development pressure.
4. Surveys designed to complete comprehensive coverage of areas in which partial surveys have been made.
5. Surveys that address historic themes not covered or under-represented in previous surveys.

B. Registration (National Register) Priorities

1. Registration of historical resources identified by previous survey activity.
2. Registration of properties of national significance, and not previously listed in the National Register.
3. Registration of properties of statewide or local significance, and not previously listed in the National Register.

C. Planning Priorities

1. Development of historic preservation elements (or historic preservation components of coastal management, future land use or housing elements) of Local Government Comprehensive Plans.
2. Development of plans for informing the public as to the economic and other benefits of preserving historical resources.
3. Development of protection tools, such as local ordinances.
4. Implementation of automated information systems to facilitate the recording of site data or information on other historic preservation subjects.

D. Community Education Priorities

1. Historic preservation education programs for school children.
2. Projects having to do with minority historic preservation.
3. General publications about preservation.
4. Self-guided tours of historic areas.

E. Acquisition and Development Priorities

1. Assistance for stabilization or other appropriate preservation treatments for properties which are in imminent danger of being lost due to physical deterioration or planned development.
2. Assistance in the development of plans for the restoration or rehabilitation of properties, particularly those that will be placed in public use.

3. Assistance in the restoration and rehabilitation of properties for which appropriate preservation planning is complete or well underway, particularly those which will be placed in public use.

4. Assistance for restoration or rehabilitation projects which will yield technical innovations which will have application in other projects.

Applications for all types of eligible projects are earnestly solicited and encouraged and will be judged on their merits according to the criteria in Rule 1A-39.008, Florida Administrative Code.

SPECIAL STATEWIDE PROJECTS within the Small Matching Grant Program

Viva Florida 500 Special consideration will be given to proposals for a traveling exhibit that reflects the goals and purposes of the Viva Florida 500 Initiative. A maximum of \$50,000 will be available for the project, contingent on appropriations from the 2012 Florida Legislature. Matching funds are not required for this project.

The exhibit should be of sturdy construction that can be easily shipped to three or four venues throughout Florida for approximately six weeks each from January to June 2013. Special consideration will be given to projects that include venues in small or underserved communities. It will be the responsibility of the grantee to arrange for the venues and the scheduling thereof. For information on topics central to Viva Florida 500, please visit: www.vivaflorida.org and www.fla500.com.

Florida Main Street Program

Newly selected Florida Main Street communities will be eligible for non-matching “start-up” grants of \$10,000.

SPECIAL CONSIDERATION

Priority ranking during the Acquisition and Development review will be given to projects whose objective is in accordance with the first priority for Acquisition and Development projects: The stabilization or other appropriate preservation treatments for properties which are in imminent danger of being lost due to physical deterioration or planned development.

MATCH REQUIREMENTS AND PROJECT SUPPORT

The above special projects and applications submitted by local governments and not-for-profit organizations located in communities that are eligible to request a waiver or reduction of matching requirements as per Section 288.06561, Florida Statutes, are the only potential non-matching grants anticipated. All other funding will be awarded in the form of 50/50 matching grants. That is, funds will be given to support up to 50% of the cost of an eligible project, with the other 50% to be provided by the grant recipient (grantee) in the form of cash match or allowable in-kind and donated services match with a specified cash value. The required match must include a minimum cash contribution of 25%.

In computing grant match, please note that, while direct administrative costs for conducting grant activities will be considered allowable expenditures, indirect administrative charges or overhead will be considered on a case-by-case basis and may not exceed 10% of the grant award request. In valuing in-kind and donated services, please be sure to use a value that reflects a typical fair market value you would pay if you were purchasing such services. Also, please be aware that you may not use expenditures of any kind made prior to the grant period as part of your match.

It is important that the applicant document support for the project for which funding is requested. Several letters of support, endorsements, resolutions, and other documentation evidencing local, regional or statewide support for the project contribute significantly to the application review.

APPLICATION REVIEW AND PROJECT SELECTION

Applications must be submitted online by 11:59 p.m. on November 15, 2011. Application attachments must be delivered to the: Bureau of Historic Preservation, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 no later than 5:00 p.m., November 15, 2011, or be clearly postmarked on or before November 15, 2011, or show evidence of submission to an express mail service on or before November 15, 2011.

All eligible applications will be evaluated on a competitive basis by Grant Review Panels appointed by the Secretary of State in public meetings scheduled for February 13 and 14, 2012, in Tallahassee.

The Grant Review Panels will prioritize all applications and recommend a level of funding (full or partial) for each project. In accordance with the Government Performance and Accountability Act of 1994, the Division of Historical Resources is mandated to increase the number of historic and archaeological properties protected or preserved for public use. Please note that many projects may not be recommended for the full amount requested; rather, the Grant Review Panel members may recommend an amount intended as a significant contribution to the project. Final project selection will be made by the Department of State and will depend heavily upon the Grant Review Panels' recommendations.

Projects selected for grant awards will be announced by July 1, 2012. Grant award agreements will be forwarded to grantees in July of 2012, and project work may not be initiated until a formal grant award agreement between the grantee and the Department is executed. No work begun before July 1, 2012, will be eligible for payment.

ADDITIONAL INFORMATION

If you have any questions regarding proposed projects or the application process, please call the staff of the: Bureau of Historic Preservation at 1(800)847-7278 (PAST) or (850) 245-6333. Questions regarding Acquisition & Development projects should be directed to Phillip Wisley, Eva Osborne or Jennifer Patnode. Questions regarding archaeological projects,

historic structures surveys, or planning should be directed to: Sharyn Heiland. Community education projects should be directed to: Crista Hosmer. General questions regarding the grants program may be directed to: Sharyn Heiland, Crista Hosmer or Jennifer Patnode.

Please visit our Web site at: www.flheritage.com/grants for more information on the grants program and to begin the application process.

DEPARTMENT OF COMMUNITY AFFAIRS

DCA Order No. DCA11-OR-160

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: A LAND DEVELOPMENT REGULATION ADOPTED

BY THE CITY OF LAYTON

ORDINANCE NO. 2011-06-01

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Florida Statutes, and § 380.0552(9), Florida Statutes (2010), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and the City of Layton is a local government within the Florida Keys Area.
2. On July 21, 2011, the Department received for review the City of Layton Ordinance No. 2011-06-01 ("Ord. No. 2011-06-01") adopted by the City on July 7, 2011.
3. Ord. No. 2011-06-01 amends Section 126-131 of the City of Layton Land Development Regulations Code regarding Parking Standards to allow the creation of compact parking spaces, and the sharing of access and parking spaces for a Commercial Mixed Use Resort.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations or portions thereof that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Florida Statutes, and § 380.0552(9), Florida Statutes (2010).
5. City of Layton is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2010), and Rule 28-29.002 (superseding Chapter 27F-8), Florida Administrative Code.

6. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Florida Statutes (2010). The regulations adopted by Ord. No.: 2011-06-01 are land development regulations.
7. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Florida Statutes (2010). See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff'd*, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
8. Ord. No. 2011-06-01 promotes and furthers the following Principles:
 - (d) To ensure the maximum well-being of the Florida Keys and its citizens through sound economic development.
 - (e) To limit the adverse impacts of development on the quality of water throughout the Florida Keys.
 - (m) To provide adequate alternatives for the protection of public safety and welfare in the event of a natural or manmade disaster and for a post disaster reconstruction plan.
9. Ord. No. 2011-06-01 is not inconsistent with the remaining Principles. Ord. 2011-06-01 is consistent with the Principles for Guiding Development as a whole.
10. Ord. No. 2011-06-01 is consistent with the City's Comprehensive Plan.

WHEREFORE, IT IS ORDERED that Ord. No. 2011-06-01 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN

INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE: AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

J. Thomas Beck, AICP
Director, Division of Community Planning
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 9th day of August, 2011.

Paula Ford, Agency Clerk

By U.S. Mail:
Honorable William Dilly, Vice Mayor
City of Layton
Post Office Box 778
Long Key, FL 33001

Jean Murphy, City Clerk
City of Layton
Post Office Box 778
Long Key, FL 33001

Theron C. Simmons, Esq.
Vernis & Bowling of the Florida Keys, P.A.
Islamorada Professional Center
81190 Overseas Highway, 3rd Floor
Islamorada, FL 33036

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 Polaris Sales, Inc., intends to allow the establishment of Caddy Carts, Inc., as a dealership for the sale of low-speed vehicles manufactured by Polaris Industries, Inc. (line-make GEM) at 12691 South Tamiami Trail, North Port (Sarasota County), Florida 34287, on or after September 19, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Caddy Carts, Inc., are dealer operator(s): Richard Cucchi, 6756 Ruff Street, North Port, Florida 34291; principal investor(s): Richard Cucchi, 6756 Ruff Street, North Port, Florida 34291.

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: Michael W. Malone, Polaris Sales, Inc., 2100 Highway 55, Medina, Minnesota 55340.

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 QLink, L.P., intends to allow the establishment of Power and Play Warehouse, Inc., as a dealership for the sale of motorcycles manufactured by Chongqing Huansong Industries

Group Co. Ltd. (HUAN) at 550 North Flagler Avenue, Pompano Beach (Broward County), Florida 33060, on or after September 19, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Power and Play Warehouse, Inc., are dealer operator(s): Thomas McMahon, 550 North Flagler Avenue, Pompano Beach, Florida 33060; principal investor(s): Thomas McMahon, 550 North Flagler Avenue, Pompano Beach, Florida 33060.

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: Simon Kim, QLink, L.P., 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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 Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales, Inc., intends to allow the establishment of Electric Cart Company, LLC, as a dealership for the sale of low-speed vehicles manufactured by Polaris Industries, Inc. (line-make GEM) at 5480 US Highway 98 West, Santa Rosa Beach (Walton County), Florida 32459, on or after September 19, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Electric Cart Company, LLC, are dealer operator(s): Thomas B. Waldrop, 2432 Bay Grove Road, Freeport, Florida 32439, Jonathan Waldrop, 332 Club House Drive, Freeport, Florida 32439, principal investor(s): Thomas B. Waldrop, 2432 Bay Grove Road, Freeport, Florida 32439, Jonathan Waldrop, 332 Club House Drive, Freeport, Florida 32439.

The notice indicates intent to establish the new point location in a county of less 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: Michael W. Malone, Polaris Sales, Inc., 2100 Highway 55, Medina, Minnesota 55340.

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 Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Genuine Scooters, LLC, intends to allow the establishment of H. Long Investments Corp., d/b/a Tropical Scooters of Vero as a dealership for the sale of motorcycles manufactured by LML Limited (line-make LMLL) at 1081 US Highway 1, Vero Beach (Indian River County), Florida 32960, on or after September 19, 2011.

The name and address of the dealer operator(s) and principal investor(s) of H. Long Investments Corp., d/b/a Tropical Scooters of Vero are dealer operator(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958, principal investor(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958.

The notice indicates intent to establish the new point location in a county of less 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: Jim Kolbe, Genuine Scooters, LLC, 5400 North Damen Avenue, Chicago, Illinois 60625.

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.

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 Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Genuine Scooters, LLC, intends to allow the establishment of H. Long Investments Corporation, d/b/a Tropical Scooters of Vero as a dealership for the sale of motorcycles manufactured by Motive Power Industry Co. Ltd. (MOTI) at 1081 US Highway 1, Vero Beach (Indian River County), Florida 32960, on or after September 19, 2011.

The name and address of the dealer operator(s) and principal investor(s) of H. Long Investments Corporation, d/b/a Tropical Scooters of Vero are dealer operator(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958, principal investor(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958.

The notice indicates intent to establish the new point location in a county of less 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: Jim Kolbe, Genuine Scooters LLC, 5400 North Damen Avenue, Chicago, Illinois 60625.

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

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales, Inc., intends to allow the establishment of North Florida Cycles, LLC, d/b/a First Coast Yamaha Kawasaki as a dealership for the sale of low-speed vehicles manufactured by Polaris Industries, Inc. (line-make GEM) at 2590 US 1 South, St. Augustine (St. Johns County), Florida 32086, on or after September 19, 2011.

The name and address of the dealer operator(s) and principal investor(s) of North Florida Cycles, LLC, d/b/a First Coast Yamaha Kawasaki are dealer operator(s): Mark Allen, 3097 Antigua Drive, Jacksonville Beach, Florida 32250, principal investor(s): Mark Allen, 3097 Antigua Drive, Jacksonville Beach, Florida 32250.

The notice indicates intent to establish the new point location in a county of less 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: Michael W. Malone, Polaris Sales, Inc., 2100 Highway 55, Medina, Minnesota 55340.

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 Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales, Inc., intends to allow the establishment of Professional Golf Car Corporation of Florida, d/b/a Pro Golf Car as a dealership for the sale of low-speed

vehicles manufactured by Polaris Industries, Inc. (line-make GEM) at 2773 Peters Road, Fort Pierce (St. Lucie County), Florida 34945, on or after September 19, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Professional Golf Car Corporation of Florida, d/b/a Pro Golf Car are dealer operator(s): Clifford L. Danley, 5385 Lake Worth Road, Greenacres, Florida 33463, principal investor(s): William Hoatson, 300 Executive Drive, Suite 350, West Orange, New Jersey 07052, Steven Montovano, 300 Executive Drive, Suite 350, West Orange, New Jersey 07052.

The notice indicates intent to establish the new point location in a county of less 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: Michael W. Malone, Polaris Sales, Inc., 2100 Highway 55, Medina, Minnesota 55340.

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 QLink, L.P., intends to allow the establishment of Power and Play Warehouse, Inc., as a dealership for the sale of motorcycles manufactured by Ningbo Longjia Motorcycle Co. Ltd. (line-make NGBO) at 1828 North Dixie Highway, Lake Worth (Palm Beach County), Florida 33460, on or after September 19, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Power and Play Warehouse, Inc., are dealer operator(s): Thomas McMahan, 1828 North Dixie Highway, Lake Worth, Florida 33460; principal investor(s): Thomas McMahan, 1828 North Dixie Highway, Lake Worth, Florida 33460.

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: Simon Kim, QLink, L.P., 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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 Polaris Sales, Inc., intends to allow the establishment of Victory Lane, LLC, as a dealership for the sale of low-speed vehicles manufactured by Polaris Industries, Inc. (line-make GEM) at 10491 Corkscrew Commons Drive, Estero (Lee County), Florida 33928, on or after September 19, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Victory Lane, LLC, are dealer operator(s): David J. Parker, 21727 Helmsdale Run, Estero, Florida 33928; principal investor(s): David J. Parker, 21727 Helmsdale Run, Estero, Florida 33928.

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: Michael W. Malone, Polaris Sales, Inc., 2100 Highway 55, Medina, Minnesota 55340.

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.

DEPARTMENT OF ELDER AFFAIRS

Notice of the Availability of the Application for Designation of a Home Health Agency as a Teaching Agency for Home and Community-Based Care

PURPOSE AND EFFECT: Chapter 2011-172, Laws of Florida, provides that the Department of Elder Affairs may designate a home health agency as a teaching agency for home and community-based care if the home health agency meets certain criteria for qualification.

ELIGIBILITY: Home health agencies licensed under Part III of Chapter 400, F.S. that have access to a resident population of sufficient size to support education, training, and research relating to geriatric care and which meet certain criteria for qualification are eligible to apply.

AUTHORITY: Chapter 2011-172, Laws of Florida, creating Section 430.81, F.S.

TO OBTAIN AN APPLICATION: Applications may be obtained from the Department's website at: http://elderaffairs.state.fl.us/english/teaching_agency.php or you may contact: Jenny McNeely, Department of Elder Affairs, 4040 Esplanade Way, Suite 335, Tallahassee, FL 32399-7000, (850)414-2053, email: mcneelyj@elderaffairs.org.

CONTACT PERSON: Jenny McNeely at the contact information described above.

AGENCY FOR HEALTH CARE ADMINISTRATION

LETTERS OF INTENT

The Agency for Health Care Administration received and accepted the following letters of intent for the September 7, 2011 application filing date for Hospital Beds and Facilities batching cycle:

County: Duval	District: 4-1
Date Filed: 8/8/2011	LOI #: H1108001
Facility/Project: Shands Jacksonville Medical Center, Inc.	
Applicant: Shands Jacksonville Medical Center, Inc.	
Project Description: Establish an acute care hospital of up to 110 beds	
County: St. Johns	District: 4
Date Filed: 8/8/2011	LOI #: H1108002
Facility/Project: Avanti Wellness Treatment Center, LLC	
Applicant: Avanti Wellness Treatment Center, LLC	

Project Description: Establish an adult inpatient psychiatric hospital of up to 16 beds

County: Seminole	District: 7
Date Filed: 8/8/2011	LOI #: H1108003
Facility/Project: HealthSouth Rehabilitation Hospital of Seminole County, LLC	
Applicant: HealthSouth Rehabilitation Hospital of Seminole County, LLC	

Project Description: Establish a comprehensive medical rehabilitation hospital of up to 60 beds

County: St. Lucie	District: 9-2
Date Filed: 8/8/2011	LOI #: H1108004
Facility/Project: Tradition Medical Center	
Applicant: Martin Memorial Medical Center, Inc.	

Project Description: Establish a Level II NICU of up to 10 beds

County: Palm Beach	District: 9-4
Date Filed: 8/8/2011	LOI #: H1108005
Facility/Project: Florida Regional Medical Center, Inc.	
Applicant: Florida Regional Medical Center, Inc.	

Project Description: Establish an acute care hospital of up to 80 beds

County: Broward	District: 10
Date Filed: 8/8/2011	LOI #: H1108006
Facility/Project: The Shores Behavioral Hospital, LLC	
Applicant: The Shores Behavioral Hospital, LLC	

Project Description: Establish an adult inpatient psychiatric hospital of up to 82 beds

County: Broward	District: 10
Date Filed: 8/8/2011	LOI #: H1108007
Facility/Project: The Shores Behavioral Hospital, LLC	
Applicant: The Shores Behavioral Hospital, LLC	

Project Description: Establish an adult substance abuse hospital of up to 12 beds

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after October 12, 2011, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on September 30, 2011.

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 26, 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) |
|-------|---|
| 8460 | Denial, request for modification, The Manor at Blue Water Bay, (PRH) same as applicant. |
| 10117 | Supports Denial, establish a 24 bed comprehensive medical rehabilitation program, District 9, JFK Medical Center Limited Partnership d/b/a JFK Medical Center, (PRH) Healthsouth Rehabilitation Hospital of Martin County, LLC. |
| 10118 | Supports Approval, establish a 34 bed comprehensive medical rehabilitation hospital, District 9, HealthSouth Rehabilitation Hospital of Martin County, LLC, (PRH) same as applicant. |

Brooksville Regional Hospital Emergency Service Exemption
The Agency for Health Care Administration has received an application for an emergency service exemption from Brooksville Regional Hospital located at 17240 Cortez Blvd., Brooksville, FL 34601 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Thoracic Surgery. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Julie Young, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone: (850)412-4549, by e-mail: Julie.Young@ahca.myflorida.com.

Spring Hill Regional Hospital Emergency Service Exemption
The Agency for Health Care Administration has received an application for an emergency service exemption from Spring Hill Regional Hospital located at 10461 Quality Drive, Spring Hill, FL 34609 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Thoracic Surgery. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Julie Young, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone: (850)412-4549, by e-mail: Julie.Young@ahca.myflorida.com.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notice of Intent to Grant a Variance under Chapter 403, F.S.

The Department of Environmental Protection (Department) gives notice of its intent to issue a variance (File No.: 0225815-003-EV-VE, OGC No.: 11-0926) to E. R. Jahna Industries, Inc., 202 East Stuart Avenue, Lake Wales, Florida 33853, under Section 403.201(1)(a), Florida Statutes (F.S.), from the provisions of subsection 62-302.530(30), Florida Administrative Code (F.A.C.), which provides minimum standards for dissolved oxygen levels in the surface waters of the state. This variance will authorize the dissolved oxygen levels in the deeper portions of a manmade lake to fall below the minimum levels set by Rule 62-302.530, F.A.C. The existing manmade lake is proposed to be expanded at an existing sand mine in Polk County. The proposed expansion will require an environmental resource permit which has been assigned a different file number, File No.: 0225815-002, and is not the subject of this intent to issue a variance.

The project is located in Sections 34, 35 and 36; Township 27 South; Range 27 East, as well as Sections 1 and 2; Township 28 South; Range 27 East, approximately 2 miles east of Haines City, Polk County. The manmade lake will be constructed across property lines such that the lake will have more than one property owner. The manmade lake will be subject to the water quality standards provided in Rule 62-302.530, F.A.C.

On June 24, 2011, E. R. Jahna Industries Inc., applied to the Department for a variance from the minimum standards for dissolved oxygen authorized by subsection 63-302.530(30), F.A.C., which requires a minimum level of 5.0 mg/L dissolved oxygen in the surface waters of the state.

Most of the surface waters in the proposed manmade lake will meet the minimum standards for dissolved oxygen proscribed by Rule 62-302.530, F.A.C. However, the deepest layer of water in the lake, the hypolimnion layer, may not meet the minimum standards for dissolved oxygen as proscribed by Rule 62-302.530, F.A.C., and there is no practicable means known or available to achieve the required dissolved oxygen levels within the hypolimnion layer of water in the manmade lake. As a result, a variance of the minimum standards of dissolved oxygen provided in Rule 62-302.530, F.A.C., is necessary for the hypolimnion layer of water in the manmade lake. This was anticipated by the Florida Legislature in Section 373.414(6)(a), F.S., which states that "Where such mining activities otherwise meet the permitting criteria contained in this section, such activities may be eligible for a variance from the established water quality standard for dissolved oxygen within the lower layers of the reclaimed pit."

A variance of the minimum standards of dissolved oxygen provided in Rule 62-302.530, F.A.C., is not expected to result in any on-site or off-site impacts. Therefore, the Department intends to issue a variance pursuant to Section 403.201(1)(a),

F.S., for the dissolved oxygen levels in the hypolimnion layer of the proposed manmade lake to fall below the minimum levels authorized by Rule 62-302.530, F.A.C.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Bureau of Mining and Minerals Regulation, 2051 East Paul Dirac Drive, Tallahassee, Florida 32310, Telephone: (850)488-8217.

Under this intent to issue, this variance is hereby granted subject to the applicant's compliance with any requirement in this intent to publish notice of this intent in a newspaper of general circulation and to provide proof of such publication in accordance with Section 50.051, F.S. This action is final and effective on the date filed with the Clerk of the Department unless a sufficient petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., as provided below. If a sufficient petition for an administrative hearing is timely filed, this intent to issue automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. When proof of publication is provided, if required by this intent, and if a sufficient petition is not timely filed, the variance will be granted as a ministerial action. Because an administrative hearing may result in the reversal or substantial modification of this action, the applicant is advised not to commence construction or other activities until the deadlines noted below for filing a petition for an administrative hearing or request for an extension of time have expired and until the variance has been executed and delivered. Mediation is not available.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the: Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the: Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with Section 403.201, F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) the name and address of each agency affected and each agency's file or identification number, if known; (b) the name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) a statement of when and how the petitioner received notice of the agency decision; (d) a statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) a concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; (f) a statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes, including an explanation of how the alleged facts relate to the specific rules or statutes; and (g) a statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to issue a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), F.S., which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the: Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTIFICATION WRP, Inc.

The Florida Department of Environmental Protection has determined that the WRP, Inc. project to construct phases of the transmission main from the General Brown Well Field to the treatment facility on Moreno Peninsula will not adversely affect the environment. The total cost of the project is estimated to be \$21,000,000. The project may qualify for a Drinking Water State Revolving Fund loan composed of federal funds and state funds.

A full copy of the Florida Categorical Exclusion Notification can be obtained by writing to: Al Bishop, Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or calling (850)245-8363.

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 August 4, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of John P. Christensen, M.D., License #ME 92135, #CH 2363. 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 August 5, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Christina B. Paylan, M.D., License #ME 82829. 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 August 5, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Ronnie-Clare Taff Blevins, L.P.N., License #LPN 5153221. 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 August 5, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Nicole Quinn Clyatt, L.P.N., License #LPN 5177792. 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 August 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Michele Marie Gibbs, L.P.N., License #PN 1131091. 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 August 5, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Jamie Dawn Gallegly Hartley, L.P.N., License #PN 1086541. 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 August 5, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Gabriella Luisa Hernandez Inocente, R.N., License #RN 9182921. 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 August 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Troy Allen Mason, R.N., License #RN 9245824. 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 August 5, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Eileen Marie Riordan, L.P.N., License #PN 659991. 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 August 5, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Elizabeth Anne Hunt Thomas, R.N., License #RN 2527712. 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 August 5, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Arthur C. Haspel, D.P.M., License #PO 649. 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 August 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of John Williams Hutcheson, Jr., Psy.D., License #PY 3551. 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.

ENVIRONMENTAL PROTECTION AGENCY

*** PUBLIC NOTICE ***

U.S. Environmental Protection Agency
Outer Continental Shelf Air Permit OCS-EPA-R4006
for Shell Offshore Inc.

Public Comment Period:

August 19, 2011 – September 19, 2011

The United States Environmental Protection Agency (EPA) is seeking public comment on a draft Clean Air Act (CAA) Outer Continental Shelf (OCS) air permit for Shell Offshore Inc.

(Shell), 200 North Dairy Ashford, Houston, Texas 77079. The draft permit will regulate air pollutant emissions from one of three deepwater drilling vessels and their associated support fleets that Shell proposes to operate within its current Lloyd Ridge and DeSoto Canyon leases (lease sales 205, 208 and 224) on the OCS in the Gulf of Mexico. Use of the Transocean Deepwater Nautilus drillship is referred to as Operating Scenario 1 in the table below, and use of either of the identical Frontier Bully drillships is referred to as Operating Scenario 2. The drilling area is located approximately 160 miles southeast of the mouth of the Mississippi River, 200 miles southwest of Panama City, Florida and 270 miles west of Tampa Bay, Florida. Shell proposes to conduct exploratory drilling for approximately 150 days per year over five to ten years in multiple locations within these lease blocks. At this time, Shell has no plans to establish any permanent production platforms in the exploration areas. If opportunities are discovered, such facilities would be permitted separately.

EPA Region 4 is the agency responsible for implementing and enforcing CAA requirements for OCS sources in the Gulf of Mexico east of 87°30" (87.5). Pursuant to section 328 of the CAA, 42 U.S.C. § 7627, and the air quality regulations applicable to OCS sources set forth in Title 40, Code of Federal Regulations (CFR), part 55, an OCS source is required to obtain an air quality permit before beginning construction and an operating permit within 12 months of becoming an OCS source. Shell has opted to apply for an operating permit concurrently with the preconstruction air quality permit. EPA has completed review of Shell's air permit application and supplemental material and is soliciting comments on our proposal to issue Permit No. OCS-EPA-R4006 to Shell for their exploratory drilling project subject to the terms and conditions described in the permit.

EPA has prepared a draft permit for public comment, as well as a preliminary determination/statement of basis document that explains the derivation of the permit conditions. These documents are available on EPA Region 4's website at: <http://www.epa.gov/region4/air/permits/OCSPermits/OSCpermits.html>. To request a copy of these documents or to be added to our Shell permit mailing list, please contact: Ms. Rosa Yarbrough, Permit Support Specialist at: (404)562-9643 or email: R4OCSpermits@epa.gov. For questions on the draft permit, please contact: Ms. Lori Shepherd at (404)562-8435 or shepherd.lorinda@epa.gov.

Send comments on the draft permit and requests for a public hearing to:

Lori Shepherd
 EPA Region 4, APTMD
 61 Forsyth Street, S.W.
 Atlanta, GA 30303
 Fax: (404)562-9066
 Email: R4OCSpermits@epa.gov

Public Comments must be received by email or postmarked by September 19, 2011.

Public Hearing requests must be received by EPA by email or mail by September 19, 2011.

Project Emissions: The maximum potential annual emissions in tons per year (TPY) from the Transocean *Deepwater Nautilus and the Frontier Bully 1 and Bully 2* drilling rigs and their support vessels are summarized in the following table. Shell's exploration drilling program is a major source under the applicable Prevention of Significant Deterioration (PSD) permitting requirements, because emissions of oxides of nitrogen (NO_x) exceed the major source applicability threshold of 250 TPY. Hence, Shell is required to apply Best Available Control Technology (BACT) for NO_x (as both a criteria pollutant and precursor to ozone and PM_{2.5}).

Pollutant	Operating Scenario 1 (<i>Deepwater Nautilus</i>) Potential to Emit, Tons per Year	Operating Scenario 2 (<i>Bully 1</i> or <i>Bully 2</i>) Potential to Emit, Tons per Year	Significant Emission Rate, Tons per year	PSD Review Required
CO	90.4	84.11	100	No
NO _x ¹	443.56	379.09	40	Yes
VOC ¹	17.78	25.09	40	No
PM	9.93	10.63	25	No
PM ₁₀	8.16	8.73	15	No
PM _{2.5}	7.92	8.47	10	No
SO ₂	6.44	11.04	40	No
CO _{2e}	18,518	32,506	75,000	No

1VOC and NO_x are the measured precursors for the criteria pollutant ozone and NO_x is also a precursor for PM_{2.5}.

Public Comments: Any interested person may submit written comments on the draft permit during the public comment period. If you believe any condition of the permit is inappropriate, you must raise all reasonably ascertainable

issues and submit all reasonably available arguments supporting your position by the end of the comment period. Any documents supporting your comments must be included in full and may not be incorporated by reference unless they are already part of the record for this permit or consist of state or federal statutes or regulations, EPA documents of general applicability, or other generally available reference materials.

Comments should focus on the draft air quality permit, the permit terms, and the air quality aspects of the project. The objective of the OCS air quality program is to control air pollution from OCS sources to attain and maintain ambient air quality standards and to prevent significant adverse environmental impact from air pollution by a new or modified OCS source. If you have more general concerns regarding things such as leasing, non-air quality impacts, drilling safety, discharge, etc., these should be addressed during the leasing and permitting proceedings of the Bureau of Ocean Energy Management, Regulation and Enforcement, which is the lead permitting agency for this project.

All timely comments will be considered in making the final decision, included in the record, and responded to by EPA. EPA may group similar comments together in our response, and will not respond to individual commenters directly.

All comments on the draft permit must be received by email or postmarked by September 19, 2011. An extension of the 30-day comment period may be granted if the request for an extension adequately demonstrates why additional time is required to prepare comments. Comments must be sent or delivered in writing to the address above. All comments will be included in the public docket without change and may be made available to the public, including any personal information provided, unless the comment includes Confidential Business Information or other information whose disclosure is restricted by statute. Information that you consider Confidential Business Information or otherwise protected should be clearly identified as such and should not be submitted through email. If you send email directly to EPA, your email address will be captured automatically and included as part of the public comment. Please note that an email or postal address must be provided with your comments if you wish to receive direct notification of EPA's final decision regarding the permit and responses to comments submitted during the public comment period.

Public Hearing: EPA has discretion to hold a public hearing if we determine there is a significant amount of public interest in the draft permit. Requests for a public hearing must be received by EPA by email or mail by September 19, 2011, and must state the nature of the issues proposed to be raised in the hearing. If a public hearing is held, you may submit oral or written comments on the proposed permit at the hearing. You do not need to attend the public hearing to submit written comments. If there is significant public interest, a public hearing will be held on September 22, 2011, 3:00 p.m. – 7:00 p.m., at the following location:

Bay County Public Library
Northwest Regional Library System
898 W. 11th Street
Panama City, FL 32412-0625
(850)522-2119

If a public hearing is held, the public comment period shall automatically be extended to the close of the public hearing. If no request for a public hearing is received by September 19, 2011, or EPA determines that there is not significant interest, the hearing will be cancelled. An announcement of cancellation will be posted on EPA's website at: <http://www.epa.gov/region4/air/permits/OCSPermits/OCSPermits.html>, or you may call EPA at the contact number above to determine if the public hearing has been cancelled.

Permit Documents: EPA's draft permit, EPA's preliminary determination and statement of basis, Shell's application and supporting documentation, and comments received from the public, other government agencies, and the applicant during the public comment period become part of the administrative record for the permit. All data submitted by the applicant is available as part of the administrative record. The administrative record is available to the public and is available at the following locations (please call in advance for available viewing times):

Bay County Public Library
Northwest Regional Library System
898 W. 11th Street
Panama City, FL 32412-0625
(850)522-2119

EPA Region 4 Office
61 Forsyth Street, S.W.
Atlanta, GA 30303
Phone: (404)562-9043

The administrative record is also available on EPA's website at: <http://www.epa.gov/region4/air/permits/OCSPermits/OCSPermits.html>.

Final Determination: A final decision to issue a permit, or to deny the application for the permit, shall be made after all comments have been considered. Notice of the final decision shall be sent to each person who has submitted written comments or requested notice of the final permit decision, provided EPA has adequate contact information.

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN August 1, 2011
 and August 5, 2011

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF EDUCATION
State Board of Education

6A-1.09441	8/1/11	8/21/11	37/15	37/26
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DEPARTMENT OF MANAGEMENT SERVICES
E911 Board

60FF1-5.003	8/5/11	8/25/11	37/25	
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
Electrical Contractors' Licensing Board

61G6-7.001	8/2/11	8/22/11	37/26	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF HEALTH
Board of Chiropractic

64B2-13.004	8/2/11	8/22/11	36/52	37/26
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LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO (CHAPTER 2010-279, LAWS OF FLORIDA)

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
Division of Standards

5F-11.002	7/7/11	*****	37/14	
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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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