

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

**STATE BOARD OF ADMINISTRATION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
19-11.002	Beneficiary Designations and Distributions for FRS Investment Plan
19-11.006	Enrollment Procedures for New Hires
19-11.007	Second Election Enrollment Procedures for the FRS Retirement Programs
19-11.012	Rollovers or Plan to Plan Transfers to or from the FRS Investment Plan

**PURPOSE AND EFFECT:** For Rules 19-11.002, 19-11.006 and 19-11.007, F.A.C., to adopt revised enrollment forms and second election enrollment forms that will provide additional disclosures concerning the funded status of the FRS Pension Plan, the fact that employer contributions to the FRS can vary, and the 8 year vesting requirement of the FRS Pension Plan. Rule 19-11.012, F.A.C., is being amended to clarify the circumstances under which rollovers cannot be accepted by the FRS Investment Plan.

**SUBJECT AREA TO BE ADDRESSED:** To adopt revised enrollment and second election enrollment forms that contain additional disclosure information for the benefit of FRS plan members. To expand and clarify information pertaining to rollovers into the FRS Investment Plan. There are no other rules incorporating any of these proposed rules.

**RULEMAKING AUTHORITY:** 121.4501(8) FS.

**LAW IMPLEMENTED:** 121.051, 121.055, 121.35, 121.091, 121.4501, 121.591, 121.73, 121.74, 121.78 FS.

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** Friday, October 25, 2013, 9:00 a.m. – 11:00 a.m.

**PLACE:** Hermitage Room, the Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Tina Joanos, Agency Clerk, Office of the General Counsel, State Board of Administration, 1801 Hermitage Blvd., Tallahassee, Florida 32308, (850)413-1197,

tina.joanos@sbafla.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Ruth A. Smith, Assistant General Counsel, State Board of Administration, 1801 Hermitage Blvd., Tallahassee, Florida 32308, (850)413-1182, ruth.smith@sbafla.com.

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

**DEPARTMENT OF CORRECTIONS**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
33-602.101	Care of Inmates

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule is to explicitly disallow the wearing of body piercings and explain the removal process of body piercings if the inmate is unable to remove the body piercing himself.

**SUBJECT AREA TO BE ADDRESSED:** Care of Inmates.

**RULEMAKING AUTHORITY:** 944.09, 945.215 FS.

**LAW IMPLEMENTED:** 944.09, 945.215 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 REGISTER.**

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** LaDawna Fleckenstein, 501 South Calhoun Street, Tallahassee, Florida 32399

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

33-602.101 Care of Inmates.

(1) through (12) No change.

(13) Inmates are not authorized to have any body piercings. Any body piercing observed by staff – including those found during strip search – shall be removed by the inmate and disposed of in accordance with Rule 33-602.201, F.A.C.

(a) Inmates who have body piercings that cannot be removed without medical intervention shall be escorted to medical to have the piercing removed.

(b) If the piercing cannot be immediately removed by medical staff, the inmate will be placed in Administrative Confinement in accordance with Rule 33-602.220, F.A.C., pending medical review and subsequent removal of the body piercing.

Rulemaking Authority 944.09, 945.215 FS. Law Implemented 944.09, 945.215 FS. History—New 10-8-76, Amended 4-19-79, 4-24-80, 10-14-84, 1-9-85, Formerly 33-3.02, Amended 11-3-87, 10-6-88, 7-23-89, 8-27-91, 3-30-94, 11-13-95, 6-2-99, Formerly 33-3.002, Amended 11-21-00, 1-25-01, 1-19-03, 9-23-03, 3-5-06, 10-23-06, 1-18-07, 5-13-08, 6-22-10, 5-24-11, 2-6-12, 5-27-12, 3-3-13, 10-14-13,\_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
62-304.305	Ochlockonee Basin TMDLs
62-304.320	St. Andrews Bay Basin TMDLs
62-304.400	Upper Suwannee Basin TMDLs
62-304.405	Lower Suwannee River Basin TMDLs
62-304.410	Santa Fe Basin TMDLs
62-304.415	Lower St. Johns River Basin TMDLs
62-304.500	Ocklawaha Basin TMDLs
62-304.505	Middle St. Johns River Basin TMDLs.
62-304.625	Peace River Basin TMDLs
62-304.645	Springs Coast Basin TMDLs
62-304.705	St. Lucie Basin TMDLs
62-304.715	Lake Worth Lagoon Basin TMDLs
62-304.805	Charlotte Harbor Basin TMDLs

**PURPOSE AND EFFECT:** The Department is initiating rulemaking to establish Total Maximum Daily Loads (TMDLs) for certain surface waters in the basins listed above where those waters previously have been identified as impaired for specific pollutants and included on the Department’s verified list of impaired waters. Pursuant to Section 403.067(6), F.S., TMDLs must be adopted in rule by the Secretary of the Department. Chapter 62-304, F.A.C., was established as the rule chapter within which rules adopting TMDLs shall reside. Furthermore, upon paragraph 62-302.531(2)(a), F.A.C., becoming effective, any of these rules which establish nutrient TMDLs, if adopted, are intended to constitute site specific numeric interpretations of the narrative nutrient criterion set forth in paragraph 62-302.530(47)(b), F.A.C. that will supersede the otherwise applicable numeric nutrient criteria in rule 62-302.531, F.A.C. for the particular surface water segment.

**SUBJECT AREA TO BE ADDRESSED:** TMDLs and their allocations will be established for the pollutants identified in the Department’s verified list of impaired waters as causing the impairment for certain impaired waters in the above listed basins.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jan Mandrup-Poulsen, Administrator, Division of Environmental Assessment and Restoration, Watershed Evaluation and TMDL Section, 2600 Blair Stone Road, Mail Station 3555, Tallahassee, Florida 32399-2400, Telephone: (850)245-8449  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**Section II  
 Proposed Rules**

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

**RULE NO.:**      **RULE TITLE:**

64B15-9.010      Public Comment

**PURPOSE AND EFFECT:** The proposed rule is intended to address the recent statutory addition set forth in Section 286.0114, F.S., with regard to public participation in public meetings.

**SUMMARY:** The proposed rule sets forth the requirements and limits for those members of the public who desire to speak at the Board’s public meetings.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

**RULEMAKING AUTHORITY:** 286.0114 FS.  
**LAW IMPLEMENTED:** 286.0114 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Jusevitch, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-9.010 Public Comment.

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

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

(2) Members of the public shall be limited to 3 minutes to provide comment. This time shall not include time spent by the presenter responding to questions posed by Board members, staff or board counsel. The chair of the Board may extend the time to provide comment if time permits.

(3) Members of the public shall notify board staff in writing of his or her interest to be heard on a proposition or matter before the Board. The notification shall identify the person or entity, indicate support, opposition, or neutrality, and identify who will speak on behalf of a group or faction of persons consisting of 5 or more persons. Any person or entity appearing before the Board may use a pseudonym if he or she do not wish to be identified.

Rulemaking Authority 286.0114 FS. Law Implemented 286.0114 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Osteopathic Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 24, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 11, 2013

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.: 68A-5.006  
RULE TITLE: Designation of Free-Freshwater Fishing Days; License Requirements and Regulation Compliance

PURPOSE AND EFFECT: The proposed rule is to permanently designate four Free Freshwater Fishing Days in rule. This rule will designate the first Saturday and Sunday in April and the second Saturday and Sunday in June annually as recreational free-freshwater fishing days. This rule would allow for stakeholders to fish without the statutorily- required license for four days out of the year. Any person partaking in the Free Freshwater Fishing Days must comply with all other laws, rules and regulations pertaining to freshwater fishing. This rule only pertains to the taking of freshwater fish for non-commercial purposes. The effect of this rule will be to have all Free Freshwater Fishing Days on the same day each year and have them set permanently in rule.

SUMMARY: The rule amendment will permanently designate the first Saturday and Sunday in April and the second Saturday and Sunday in June as Free-Freshwater Fishing days. Recreational fishers will be allowed to fish without the required fishing license, but must comply with all other laws, rules, and regulations pertaining to freshwater fishing.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The nature of the rule and the preliminary analysis conducted to determine whether a SERC was 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: Art. IV, Sec. 9, Florida Constitution.

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

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

DATES AND TIME: During the Commission’s regular meeting November 20-21, 2013, 8:30 a.m. – 5:00 p.m. each day

PLACE: Hyatt Regency Bonaventure Conference Center, 250 Racquet Club Road, Weston, FL 33326

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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-5.006 Designation of Free-Freshwater Fishing Weekend; License Requirements and Regulation Compliance. Notwithstanding the provisions of Section 379.354, F.S., any person may take or attempt to take freshwater fish for noncommercial purposes during “Free-Freshwater Fishing Days” without obtaining or possessing a license as otherwise required by that section. “Free-Freshwater Fishing Day-Spring” is hereby designated as that period, commencing at 12:01 a.m. and ending 11:59 p.m. on the first Saturday and Sunday in April, and “Free-Freshwater Fishing Day-Summer” is hereby designated as that period, commencing at 12:01 a.m. and ending at 11:59 p.m. on the second Saturday and Sunday in June, or such other period as may be specified by order of the Commission. Any person taking or attempting to take freshwater fish during said periods shall comply with all other laws or regulations governing the holders of freshwater fishing licenses, and all other conditions and limitations regulating the taking of freshwater fish as are imposed by law or rule. Rulemaking Authority Art. IV, Sec. 9, Fla. Const., 379.1025, 379.354 FS. Law Implemented Art. IV, Sec. 9, Fla. Const., 379.354 FS. History—New 6-20-90, Amended 2-25-99, Formerly 39-5.006, Amended 5-2-12,\_\_\_\_\_.

PROPOSED EFFECTIVE DATE: AS SOON AS POSSIBLE AFTER COMMISSION ACTION

**BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.**

NAME OF PERSON ORIGINATING PROPOSED RULE: Tom Champeau, Director, Division of Freshwater Fisheries Management

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 5, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 28, 2013

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.: 68B-14.0038 RULE TITLE: Recreational Snapper Seasons

PURPOSE, EFFECT AND SUMMARY: A federal stock assessment update completed in 2012 showed that vermilion snapper are not overfished or undergoing overfishing. As a result, the November through March recreational closed season in Atlantic federal waters has been eliminated (formerly 50 C.F.R. § 622.183 (b)(4); amended 78 FR 47574, August 6, 2013). The rule amendment would eliminate the annual November through March recreational season closure for vermilion snapper in Atlantic state waters. The purpose of this rule is to achieve consistency between the Commission’s vermilion snapper regulations in state waters of the Atlantic Ocean and regulations in Atlantic federal waters.

The effect of this rule amendment is that federal and state vermilion snapper regulations can be applied consistently off Florida’s east coast. Consistent regulations in state waters would eliminate confusion when fishing for snappers in the Atlantic Ocean off Florida and provide more recreational opportunities for anglers from November to March. Rule 68B-14.0038, F.A.C. (Recreational Snapper Seasons) would be amended to eliminate language providing a closed season for recreational vermilion snapper harvest in state waters of the Atlantic Ocean during the months of November through March.

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF

THIS NOTICE TO: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764. SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-14.0038 Recreational Snapper Seasons.

(+) Recreational Red Snapper Season. In all state waters of the Gulf of Mexico, the season for the recreational harvest and possession of red snapper shall be from June 1 through July 14, each year. Except for persons harvesting red snapper for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., from July 15 through May 31, no person shall harvest in or from state waters of the Gulf of Mexico, nor possess while in or on state waters of the Gulf of Mexico, any red snapper.

~~(2) Recreational Vermilion Snapper Season. In all state waters of the Atlantic Ocean, the season for the recreational harvest and possession of vermillion snapper shall be from April 1 through October 31, each year (consistent with the Federal Standard established in 50 C.F.R. § 622.35(k)). Except for persons harvesting vermillion snapper for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., from November 1 through March 31, no person shall harvest in or from state waters of the Atlantic Ocean, nor possess while in or on state waters of the Atlantic Ocean, any vermillion snapper.~~

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 10-20-98, Formerly 46-14.0038, Amended 12-30-99, 3-12-09, 8-7-09, 10-16-09, 6-4-10, 10-8-10, 7-22-11, 7-6-12, 5-31-13,\_\_\_\_\_.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.:       RULE TITLE:

68B-14.0039     Recreational Grouper Seasons

PURPOSE, EFFECT AND SUMMARY: NOAA Fisheries modified the Feb. 1 – Mar. 31 recreational shallow-water grouper closure in Gulf of Mexico federal waters so that it only applies seaward of 20 fathoms (50 C.F.R. § 622.34(d), effective July 5, 2013). Recreationally-caught shallow-water

grouper harvested in federal waters shoreward of 20 fathoms are no longer subject to this seasonal closure. This rule amendment would eliminate the February through March recreational closed season for grouper species including black grouper, red grouper, yellowfin grouper, yellowmouth grouper, red hind, rock hind, and scamp in Gulf of Mexico state waters excluding Monroe County. All Gulf of Mexico state waters are shoreward of the 20-fathom line and are adjacent to the area where the closure has been removed. The purpose of this rule is to achieve consistency between the Commission’s harvest season for these grouper species in state waters of the Gulf of Mexico and regulations in Gulf federal waters.

The effect of this rule amendment is that federal and state regulations for these grouper species can be applied consistently in the Gulf of Mexico. Consistent regulations in state waters would eliminate confusion when fishing for these groupers in the Gulf of Mexico and provide more recreational opportunities for anglers during February and March.

68B-14.0039 (Recreational Grouper Seasons) would be amended to eliminate language providing a closed season for black grouper, red grouper, yellowfin grouper, yellowmouth grouper, red hind, rock hind, and scamp in state waters of the Gulf of Mexico during the months of February and March.

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764 SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-14.0039 Recreational Grouper Seasons.

~~(1) In all state waters of the Gulf of Mexico, except in all waters of Monroe County, the closed season for the~~

~~recreational harvest and possession of red grouper, black grouper, yellowfin grouper, yellowmouth grouper, rock hind, red hind or scamp shall be from February 1 through March 31, each year.~~

~~(1)(2)~~(a) through (b) No change.

~~(2)(3)~~ In all state waters of the Atlantic Ocean, including all waters of Monroe County, the closed season for the recreational harvest and possession of gag grouper, black grouper, red grouper, yellowfin grouper, yellowmouth grouper, rock hind, red hind, scamp, coney, graysby, and tiger grouper shall be from January 1 through April 30 each year. Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 1-6-09, Amended 8-27-09, 1-19-10, 6-17-11, 3-23-12, 5-9-13,\_\_\_\_\_.

**Section III**

**Notice of Changes, Corrections and Withdrawals**

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Consumer Services**

- RULE NOS.:     RULE TITLES:
- 69J-8.001     Purpose
- 69J-8.002     Definitions
- 69J-8.003     Neutral Evaluator Coarse Approval
- 69J-8.004     Qualification and Certification of Neutral Evaluators
- 69J-8.005     Maintenance of a List of Neutral Evaluators
- 69J-8.006     Notice of Program
- 69J-8.007     Request for Evaluation
- 69J-8.008     Selection of Neutral Evaluator
- 69J-8.009     Evaluation Process
- 69J-8.010     Appointment of Department Employee for Consultation for Policyholder Not Represented by an Attorney
- 69J-8.011     Neutral Evaluator's Report

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 174, September 6, 2013 issue of the Florida Administrative Register.

This notice is to correct the following date that was incorrectly printed in the notice. The proposed rule should have read as follows:

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 20, 2013

**Section IV  
Emergency Rules**

**NONE**

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

**WATER MANAGEMENT DISTRICTS**

Suwannee River Water Management District

RULE NO.: RULE TITLE:

40B-4.3030 Conditions for Issuance of Works of the District Permits

NOTICE IS HEREBY GIVEN that on September 27, 2013, the Suwannee River Water Management District, received a petition for variance from James L. Hair, II, 275 NW Stephen Foster Dr., White Springs, FL 32096, pursuant to Section 120.542, F.S. Petitioner is seeking a variance from paragraph 40B-4.3030(12)(b), F.A.C., as to no construction, additions or reconstruction shall occur in the front 75-feet of an area immediately adjacent to and including the normally recognized bank of a water. Petitioner proposes to construct a residence within the 75-foot set-back due to the size of lot, in Columbia County, in Township 2 South, Range 16 East, Section 07. These rules are intended to set forth criteria for development activities within a Works of the District. The petition has been assigned ERP Number 06-0497M, James Hair District Floodway Project Modification.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Tilda Musgrove, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on October 7, 2013, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Universal Studios-Project 722, filed September 10, 2013, and advertised on September 16, 2013 in Vol. 39, No. 180, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.18.5.1, 8.11.2.1(cc)(1)&(3) ASME A17.1b, 2009 edition, as 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1) & (3) as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm which poses a

significant economic/financial hardship if required to comply with this rule. (VW2013-305).

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on October 7, 2013, the Division issued an order. The Final Order was in response to a Petition for a Variance from Universal Studios-Project 722, Elev. #3, filed September 10, 2013, and advertised on September 16, 2013 in Vol. 39, No. 180, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.4.1.5, and 2.15.9.2 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, requests to install a retractable toe guard which poses a significant economic/financial hardship if required to comply with this rule. (VW2013-304).

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

**DEPARTMENT OF HEALTH**

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-3.001 Licensure as a Physical Therapist by Examination

NOTICE IS HEREBY GIVEN that on October 8, 2013, the Board of Physical Therapy Practice, received a petition for seeking a variance or waiver of Rule 64B17-3.001, F.A.C., filed by Krzysztof Korthals, which requires foreign graduates to have received a determination that their educational credentials are equivalent to education required for licensure as a physical therapist in the United States as determined by the Foreign Credentialing Commission on Physical Therapy.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

**Section VI**

**Notice of Meetings, Workshops and Public Hearings**

**DEPARTMENT OF STATE**

Division of Historical Resources

The Bureau of Historic Preservation, Florida National Register Review Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 23, 2013, 1:00 p.m. – Conclusion

PLACE: R.A. Gray Building, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review nomination proposals for listing in the National Register of Historic Places.

A copy of the agenda may be obtained by contacting: Andrew Waber, (850)245-6333 or email: Andrew.Waber@dos.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Andrew Waber, (850)245-6333 or email: Andrew.Waber@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Andrew Waber, (850)245-6333 or email: Andrew.Waber@dos.myflorida.com.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Standards

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

DATE AND TIME: October 22, 2013, 1:00 p.m. – 2:30 p.m.

PLACE: Mission Inn Resort & Club, 10400 County Road 48, Howey-in-the-Hills, FL 34737

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Florida Propane Gas Education, Safety and Research Council and representatives of the Florida Dept. of Agriculture and Consumer Services to discuss and review council programs and budget issues.

A copy of the agenda may be obtained by contacting: Tianna Baity, Bureau of LP Gas Inspection at (850)921-1606.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Lisa Bassett, (850)921-1600. 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: Lisa M. Bassett, Chief, Bureau of LP Gas Inspection, 3125 Conner Blvd., Suite E, Tallahassee, FL 32399-1650, (850)921-1600.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Standards

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

DATE AND TIME: October 22, 2013, 2:30 p.m. – 3:00 p.m.

PLACE: Mission Inn Resort & Club, 10400 County Road 48, Howey-in-the-Hills, FL 34737

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a meeting of the Florida LP Gas Advisory Board to discuss industry related issues.

A copy of the agenda may be obtained by contacting: Tianna Baity, Bureau of LP Gas Inspection at (850) 921-1606.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Lisa Bassett, (850)921-1600. 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: Lisa M. Bassett, Chief, Bureau of LP Gas Inspection, 3125 Conner Blvd., Suite E, Tallahassee, FL 32399-1650, (850)921-1600.

**DEPARTMENT OF EDUCATION**

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announces the following meeting for Wednesday, October 16, 2013, which is open to the public.

**SACSCOC MEETING:** Meeting with Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) Committee members

DATE AND TIME: Wednesday, October 16, 2013, 12:15 p.m. – 1:30 p.m.

PLACE: South Campus, Wilson Center, Art Gallery, 11901 Beach Blvd., Jacksonville, FL 32246

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) On-Site Visit for FSCJ Accreditation Reaffirmation.

All objections to this notice should be filed in writing with the Interim College President, Florida State College at Jacksonville, on or before October 16, 2013. All legal issues should be brought to the College's attention and an attempt made to resolve them prior to the public meeting.

The College does not discriminate on the basis of race, color, ethnicity, national origin, gender, religion, age or disability in employment or the provision of services and is an equal access/equal opportunity/affirmative action College.

If special accommodations are required, please advise Human Resources twenty-four (24) hours in advance of the meeting by contacting Associate Vice President of Human Resources Dan Richardson at (904)632-3381 or Dan.Richardson@fscj.edu.

FLORIDA STATE COLLEGE AT JACKSONVILLE

Dr. Willis N. Holcombe  
Interim College President

**DEPARTMENT OF EDUCATION**

Florida's Office of Early Learning

The Early Learning Advisory Council Policy Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 16, 2013, 9:30 a.m.

PLACE: Office of Early Learning. Teleconference call-in number 1(888)670-3525; participant code 339-707-2779

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular meeting of the Policy Committee.

A copy of the agenda may be obtained by contacting: Harriet.Moore@OEL.MyFlorida.com.

**PUBLIC SERVICE COMMISSION**

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

DATE AND TIME: Friday, October 25, 2013, 1:30 p.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Docket 110013-TP – Request for submission of proposals for relay service, beginning in June 2012, for the deaf, hard of hearing, deaf/blind, or speech impaired, and other implementation matters in compliance with the Florida Telecommunications Access System Act of 1991.

This is a meeting of the Telecommunications Access System Act Advisory Committee established pursuant to §427.705, F.S. The meeting is to discuss current relevant issues related to relay such as Federal and State Regulatory updates, FTRI



2012-2013 Annual Report, current call volumes and other Telecommunications Relay Service updates. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Cindy Miller at [cmiller@psc.state.fl.us](mailto:cmiller@psc.state.fl.us) after October 7, 2013, and will be on the Commission website at [www.floridapsc.com](http://www.floridapsc.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: Cindy Miller at [cmiller@psc.state.fl.us](mailto:cmiller@psc.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).

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**COMMISSION FOR THE TRANSPORTATION DISADVANTAGED**

The Commission for the Transportation Disadvantaged announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 16, 2013, 9:00 a.m.

PLACE: Commission Headquarters, 2740 Centerview Drive, Room 1A, Tallahassee, FL 32399, Conference Call Number 1(888)670-3525, Conference Code 1383090556

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approve Shirley Conroy Grant Awards.

A copy of the agenda may be obtained by contacting: Vicki Scheffer, 605 Suwannee Street, MS-49, Tallahassee, FL, (850)410-5700 or 1(800)983-2435.

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: Vicki Scheffer, 605 Suwannee Street, MS-49, Tallahassee, FL, (850)410-5700 or 1(800)983-2435. 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).

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Board of Accountancy

The Board of Accountancy announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 5, 2013, 10:00 a.m.

PLACE: via conference call, dial-in number 1(888)670-3525, conference code number 9071262934

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Education Advisory Committee to consider items relating to the education requirements to sit for the CPA examination.

A copy of the agenda may be obtained by contacting: DeWayne McBride, Regulation Specialist II, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

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: DeWayne McBride, Regulation Specialist II, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607. 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: DeWayne McBride, Regulation Specialist II.

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Florida Real Estate Appraisal Board

The Probable Cause Panel of the Florida Real Estate Appraisal Board announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 6, 2013, 9:00 a.m., Eastern Time

PLACE: 400 West Robinson Street, North Tower, Suite N901, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private 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 Board counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite 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 5 days before the workshop/meeting by contacting: Division of Real Estate, (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

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

DATE AND TIME: Tuesday, October 15, 2013, 8:30 a.m.; meeting will reconvene on Wednesday, October 16, 2013, 8:30 a.m.

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission – among topics included, but not limited to: general business; declaratory statement/variance waiver requests; budget discussions, escrow disbursement requests, recovery fund claims, education issues, disciplinary actions and real estate applications. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: Lori Crawford at lori.crawford@myfloridalicense.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: Division of Real Estate, (407)481-5662. 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.

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES  
Substance Abuse Program

The Board of Directors of the Florida Civil Commitment Center Financing Corporation (the “Corporation”) whose sole member is the State of Florida Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2013, 4:30 p.m. (EST)

PLACE: One Park Place, Suite 500, 621 NW 53rd Street, Boca Raton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the purpose of conducting the annual meeting of the directors and electing the officers of the Corporation.

The following have been proposed for election to serve as officers of the Corporation for the offices set forth opposite their names until the next annual meeting of the directors of

the Corporation or until the election and qualification of their successors or until their earlier death, resignation, or removal:

Manuel Fernandez Chairman and President

Jorge Dominicis Secretary and Treasurer

John Bulfin Vice President, Assistant Secretary, and Assistant Treasurer

The meeting will be open to the public. Those who wish to call into the meeting may do so by calling the following conference number: 1(866)280-1456 and using code number \*3201686\*.

A copy of the agenda may be obtained by contacting: Jimmers Micallef by phone at (850)717-4294 or by email at Jimmers\_Micallef@dcf.state.fl.us.

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES  
Substance Abuse Program

The Board of Directors of the South Florida Evaluation and Treatment Center Financing Corporation (the “Corporation”) whose sole member is the State of Florida Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2013, 4:35 p.m. (EST)

PLACE: One Park Place, Suite 500, 621 NW 53rd Street, Boca Raton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the purpose of conducting the annual meeting of the directors and electing the officers of the Corporation.

The following have been proposed for election to serve as officers of the Corporation for the offices set forth opposite their names until the next annual meeting of the directors of the Corporation or until the election and qualification of their successors or until their earlier death, resignation, or removal:

Manuel Fernandez, Chairman and President

Jorge Dominicis, Secretary and Treasurer

John Bulfin: Vice President, Assistant Secretary, and Assistant Treasurer

The meeting will be open to the public. Those who wish to call into the meeting may do so by calling the following conference number: 1(866)280-1456 and using code number \*3201686\*.

A copy of the agenda may be obtained by contacting: Jimmers Micallef by phone at (850)717-4294 or by email at Jimmers\_Micallef@dcf.state.fl.us.

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES  
Substance Abuse Program

The Board of Directors of the South Florida State Hospital Financing Corporation (the “Corporation”) whose sole member is the State of Florida Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2013, 4:40 p.m. (EST)

PLACE: One Park Place, Suite 500, 621 NW 53rd Street, Boca Raton, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** For the purpose of conducting the annual meeting of the directors and electing the officers of the Corporation.

The following have been proposed for election to serve as officers of the Corporation for the offices set forth opposite their names until the next annual meeting of the directors of the Corporation or until the election and qualification of their successors or until their earlier death, resignation, or removal:

Manuel Fernandez: Chairman and President

Jorge Dominicus: Secretary and Treasurer

John Bulfin: Vice President, Assistant Secretary, and Assistant Treasurer

The meeting will be open to the public. Those who wish to call into the meeting may do so by calling the following conference number: 1(866)280-1456 and using code number \*3201686\*.

A copy of the agenda may be obtained by contacting: Jimmers Micallef by phone at (850)717-4294 or by email at Jimmers\_Micallef@dcf.state.fl.us.

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**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**  
Refugee Services

The Florida Department of Children and Families, Refugee Services Program announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, October 17, 2013, 2:30 p.m.

**PLACE:** Florida Department of Children and Families, 1317 Winewood Blvd., Bldg. 1, Room 132, Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Debriefing Meeting of the Evaluators and Ranking of the Replies for the Citizenship and Immigration Related Employability Services for Broward, Miami-Dade and Palm Beach Counties (ITN# SNR14K01).

**Description:** As provided for in Sections 2.5 and 5.2 of this ITN which was published to the Vendor Bid System (VBS) on April 18, 2013. The VBS can be accessed at: <http://vbs.dms.state.fl.us/>. The purpose of the Debriefing Meeting of the Evaluators and Ranking of the Replies is to receive and record all evaluation scores for the ITN and calculate the final scores according to the evaluation methodology outlined in Section 5.2.

A copy of the agenda may be obtained by contacting: Holly\_Merrick@dcf.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 3 days before the workshop/meeting by contacting: Pamela Thornton, email: Pamela\_Thornton@dcf.

state.fl.us or (850)717-4567. 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: Holly\_Merrick@dcf.state.fl.us.

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**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Workforce Services

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

**DATE AND TIME:** October 16, 2013, 9:00 a.m.

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

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

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

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

(850) 487-2685. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

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**MOFFITT CANCER CENTER & RESEARCH INSTITUTE**

The Florida Cancer Control & Research Advisory Council announces a public meeting to which all persons are invited.

**DATE AND TIME:** October 28, 2013, 10:00 a.m.

**PLACE:** Moffitt Cancer Center, Stabile Research Building, Ferman Family Conference Room, Tampa, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Fall CCRAB General Membership Meeting.

A copy of the agenda may be obtained by contacting: Sandra.Stonecypher@Moffitt.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: Sandra.Stonecypher@Moffitt.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: Sandra.Stonecypher@Moffitt.org.

**WORKFORCE FLORIDA**

The Workforce Florida Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: October 23, 2013, 9:00 a.m. – 4:30 p.m. or conclusion of business

PLACE: Florida Public Service Commission, Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Employer-Sponsored Benefits Study Task Force, appointed by the Florida Legislature (H.B. 655), to analyze employment benefits and the impact of state preemption of the regulation of such benefits.

A copy of the agenda may be obtained by contacting: www.workforceflorida.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: Kim Yablonski, (850)414-8297. 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).

**Section VII**

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Karen E. Maller, Esq., In Re: Trafalgar Square Condominium Association, Inc., Docket No. 2013040861, filed on October 2, 2013. The petition seeks the agency's opinion as to the applicability of Section 718.112(b)(5), (c)(2)-(3), (d)(6), Florida Statutes as it applies to the petitioner.

Whether a committee elected by two Trafalgar Square condominium associations to operate jointly used recreational facilities must comply with the meeting and notice requirements of Section 718.112(b)(5), (c)(2)-(3), (d)(6), Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Danny Brown, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217, (850)717-1486, Daniel.Brown@myfloridalicense.com.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

**DEPARTMENT OF HEALTH**

Board of Physical Therapy Practice

NOTICE IS HEREBY GIVEN that the Board of Physical Therapy Practice has received the petition for declaratory statement from Luis F. de la Cruz, Esq. on behalf of Saber College, filed on October 7, 2013. The petition seeks the agency's opinion as to the applicability of Section 486.102, Florida Statutes as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 486.102, Florida Statutes, and the determination that Saber College's physical therapist assistant students may be eligible for licensure pursuant to section 486.102, Florida Statutes, as amended by Chapter 2013-093, Laws of Florida. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373, MQA\_PhysicalTherapy@doh.state.fl.us.

Please refer all comments to: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373, MQA\_PhysicalTherapy@doh.state.fl.us.

**Section VIII  
Notice of Petitions and Dispositions  
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

Guardian Interlock, Inc. vs. Department of Highway Safety and Motor Vehicles; Case No.: 13-3685RX; Rule No.: 15A-9.006

Notice of Disposition of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

**NONE**

**Section IX  
Notice of Petitions and Dispositions  
Regarding Non-rule Policy Challenges**

**NONE**

**Section X  
Announcements and Objection Reports of the  
Joint Administrative Procedures Committee**

**NONE**

**Section XI  
Notices Regarding Bids, Proposals and  
Purchasing**

DEPARTMENT OF EDUCATION  
University of Central Florida  
Wayfinding Signage

**NOTICE TO SIGNAGE FABRICATORS AND  
INSTALLERS**

The University of Central Florida, on behalf of its Board of Trustees, announces that Professional Services in the disciplines of signage fabrication, removal and installation, specializing in large scale signage wayfinding projects, will be required for the project listed below:

Project No. UCF-TBD

Project and Location: Wayfinding Signage, Main Campus, University of Central Florida, Orlando, Florida.

The project consists of the fabrication, removal of existing signs, and installation of wayfinding signage for the main UCF campus.

“Best Value” to the University will determine the firm selected. There will be one (1) contract for the fabrication and installation of the proposed campus signage.

**FORM OF PROPOSALS**

It is the University’s intention to have professionals in the disciplines of signage fabrication and installation to submit proposals. The selected firm must have the capacity of providing removal of existing signage, signage fabrication and installation services as a single entity or by jointly venturing with another firm (under one (1) contract).

The selected firm will be responsible for the removal of existing signage, signage fabrication and installation of the approved Wayfinding signage project. The selection process will be a two (2) step process. The first step will determine the firms most qualified for the project and the second step will determine the selected firm based on best value. Blanket professional liability insurance for the signage fabricator and installer will be required for this project in the amount of \$1,000,000 and will be provided as a part of Basic Services.

Four (4) bound copies of the required proposal data shall be submitted to: Mrs. Gina Seabrook, Facilities Planning, 3528 North Perseus Loop, Orlando, FL 32816-3020. Submittals must be received by 5:00 p.m. local time on November 8, 2013. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

The selection committee members have elected not to meet with proposed firms. Please do not contact the selection committee.

**INSTRUCTIONS FOR SIGNAGE FABRICATORS AND  
INSTALLERS**

Signage fabricators and installers firms desiring to apply for consideration must include a letter of application and should have attached:

1. The most recent version of the Florida Board of Education "Professional Qualifications Supplement" (PQS) dated 7/03, completed by the applicant. Do not alter the PQS form.
2. A copy of the firm’s current Professional Registration Certificates from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.
3. Review the Selection Criteria Requirements and the Appendix to be found on the Facilities Planning website and completely respond to the submission requirements.

Applications that do not comply with all instructions may be disqualified. Application materials will not be returned.

Proposals will be evaluated in the following areas: experience and ability; ability to self perform; past experience; bonding capacity; cost estimating; qualification of the firm's personnel, staff and consultants; and ability to include minority business enterprise participation. Finalists will be provided with a description of the final interview topics. The Selection Committee may reject all proposals and stop the selection process at any time.

#### BADGING AND IDENTIFICATION

Criminal background checks, E-verification and drug testing verification will be provided for all employees and sub-contractors. Picture ID cards will be worn at all times workers are on the job.

Carefully review the Agreement between Owner and Construction Manager and General Condition's documents. Submitting a proposal for this project constitutes complete agreement with and acceptance of the terms and conditions contained within these documents. These documents can be found on our website at [www.fp.ucf.edu](http://www.fp.ucf.edu) with the advertisement. Please note that the University of Central Florida will not compensate for lodging, food, or travel associated with this project.

#### INSTRUCTIONS FOR SIGNAGE FABRICATORS AND INSTALLERS

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by University of Central Florida Regulations 7.102.22, a contractor may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

**SIGNAGE FABRICATOR AND INSTALLER CONTRACT**  
The contract for signage fabrication, removal and installation services will be based on the Final and Best Price (FBP) presented at the final presentation. Failure to negotiate an acceptable FBP within the time provided in the agreement may result in the termination of the signage fabricator and installer contract.

Project Fact Sheet contains the selection criteria and appendix, which is the primary basis for determining the shortlist. The

Project Fact Sheet, Professional Qualifications Supplement forms, descriptive project information, selection criteria and appendix information may be obtained by contacting: Ms. Gina Seabrook, University of Central Florida, Phone: (407)823-2166, Fax: (407)823-5141, Email: [Gina.Seabrook@ucf.edu](mailto:Gina.Seabrook@ucf.edu), or the Facilities Planning Web site: [www.fp.ucf.edu](http://www.fp.ucf.edu) under the heading advertisements.

## Section XII Miscellaneous

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Baseline Specialists, Inc. for the establishment of MVAU motorcycles

#### 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 MV Augusta USA, LLC, intends to allow the establishment of Baseline Specialists, Inc., as a dealership for the sale of motorcycles manufactured by MV Augusta Motor S.P.A. (line-make MVAU) at 6810 Southeast 58th Avenue, Ocala, (Marion County), Florida 34480, on or after November 8, 2013.

The name and address of the dealer operator(s) and principal investor(s) of Baseline Specialists, Inc., are dealer operator(s): Sebastian Didato, 6810 Southeast 58th Avenue, Ocala, Florida 34480; principal investor(s): Sebastian Didato, 6810 Southeast 58th Avenue, Ocala, Florida 34480.

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 US Mail to: Robert Keith, MV Augusta USA, LLC, 10 Canal Street, Suite 224, Bristol, Pennsylvania 19007.

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.

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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Gary D Altman, d/b/a GarysBikesandScooters.com for the establishment of DAIX motorcycles

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 Pacific Rim International West, Inc., intends to allow the establishment of Gary D Altman, d/b/a GarysBikesandScooters.com, as a dealership for the sale of motorcycles manufactured by Huzhou Daixi Zhenhua Technology Trade Co. Ltd. (line-make DAIX) at 3310 South Hopkins Avenue, Titusville, (Brevard County), Florida 32780, on or after November 8, 2013.

The name and address of the dealer operator(s) and principal investor(s) of Gary D Altman, d/b/a GarysBikesandScooters.com, are dealer operator(s): Gary D. Altman, 3310 South Hopkins Avenue, Titusville, Florida 32780; principal investor(s): Gary D. Altman, 3310 South Hopkins Avenue, Titusville, Florida 32780.

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 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Wendy Yu, Pacific Rim International West, Inc., 2181 East Francis Street, Ontario, California 91761.

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.

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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Harbor Scooters, LLC, for the establishment of QNGX motorcycles

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 Parallel Intelligent Transportation, Inc., intends to allow the establishment of Harbor Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Guangdong Qingxin Liantong Industry Co. Ltd. (line-make QNGX) at 3315 Tamiami Trail, Unit A, Punta Gorda, (Charlotte County), Florida 33950, on or after November 8, 2013.

The name and address of the dealer operator(s) and principal investor(s) of Harbor Scooters, LLC, are dealer operator(s): Michael R. Neisser, 3315 Tamiami Trail, Unit A, Punta Gorda, Florida 33950 and Diane L. Neisser, 3315 Tamiami Trail, Unit A, Punta Gorda, Florida 33950, principal investor(s): Michael R. Neisser, 3315 Tamiami Trail, Unit A, Punta Gorda, Florida 33950 and Diane L. Neisser, 3315 Tamiami Trail, Unit A, Punta Gorda, Florida 33950.

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 US Mail to: Brett Moorer, Parallel Intelligent Transportation, Inc., 6950 Central Highway, Pennsauken, New Jersey 08109.

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.

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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Harbor Scooters, LLC, for the establishment of RHON motorcycles

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 Parallel Intelligent Transportation, Inc., intends to allow the establishment of Harbor Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Qingqi Group Ningbo Rhon Motorcycle Co. Ltd. (line-make RHON) at 3315 Tamiami Trail, Unit A, Punta Gorda, (Charlotte County), Florida 33950, on or after November 8, 2013.

The name and address of the dealer operator(s) and principal investor(s) of Harbor Scooters, LLC, are dealer operator(s): Michael R. Neisser, 3315 Tamiami Trail, Unit A, Punta Gorda, Florida 33950 and Diane L. Neisser, 3315 Tamiami Trail, Unit A, Punta Gorda, Florida 33950, principal investor(s): Michael R. Neisser, 3315 Tamiami Trail, Unit A, Punta Gorda, Florida 33950 and Diane L. Neisser, 3315 Tamiami Trail, Unit A, Punta Gorda, Florida 33950.

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 US Mail to: Brett Moorner, Parallel Intelligent Transportation, Inc., 6950 Central Highway, Pennsauken, New Jersey 08109.

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 JUVENILE JUSTICE

Policy and Procedures Update

The Department of Juvenile Justice has posted a new policy for comment and review: FDJJ 1003, Recruitment and Selection. The policy will be posted until October 22, 2013 on the Department's webpage at <http://www.djj.state.fl.us/partners/policies-resources/department-policies/policies-under-review>. Directions for submitting comments can be found at the above webpage.

Section XIII

Index to Rules Filed During Preceding Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.