



**PURPOSE AND EFFECT:** The purpose and effect of this action is to repeal Chapter 1A-35, F.A.C.

**SUMMARY:** The provisions and programs provided under this chapter are provided for under Chapter 1A-39, F.A.C. There is currently no grant project active under Chapter 1A-35, F.A.C.

**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 repeal of this chapter will not have a direct or indirect adverse financial impact on small businesses.

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:** 267.031(1), 267.0617(5) FS.

**LAW IMPLEMENTED:** 267.0617(2) 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:** Carlos A. Rey, Florida Department of State, 500 South Bronough Street, Tallahassee, FL 32399, (850)245-6515, Carlos.Rey@dos.myflorida.com

**THE FULL TEXT OF THE PROPOSED RULE IS:**

**1A-35.002 Definitions.**

Rulemaking Authority 267.031(1) FS. Law Implemented 267.0617(2) FS. History - New 10-18-83, Formerly 1A-35.02, Amended 11-24-87, 9-4-96, 6-14-05, Repealed.

**1A-35.005 Grant Funding.**

Rulemaking Authority 267.031(1), 267.0617(5) FS. Law Implemented 267.0617(2) FS. History - New 10-18-83, Formerly 1A-35.05, Amended 9-4-96, 6-14-05, Repealed.

**1A-35.007 Application Requirements.**

Rulemaking Authority 267.031(1), 267.0617(5) FS. Law Implemented 267.0617(2) FS. History - New 10-18-83, Formerly 1A-35.07, Amended 7-21-86, 11-24-87, 12-26-91, 8-11-93, 9-4-96, 6-14-05, Repealed.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Carlos A. Rey

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Secretary Ken Detzner

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** October 6, 2014

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

**RULE NO.:** 64B5-2.0135

**RULE TITLE:** Dental Hygiene Examination

**PURPOSE AND EFFECT:** The Board proposes the rule amendment to update the requirements for candidates for the dental hygiene examination regarding the assessing of patients for suitability as exam patients.

**SUMMARY:** The requirements will be updated for candidates for the dental hygiene examination regarding the assessing of patients for suitability as exam patients.

**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:** 466.004(4) FS.

**LAW IMPLEMENTED:** 466.007 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:** Susan Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-2.0135 Dental Hygiene Examination.

(1) Practical or Clinical Examination:

(a) through (c) No change.

(d) Candidates for the dental hygiene examination may assess patients for suitability as exam patients at any dental office under the direct supervision of a dentist, or at any accredited dental hygiene program or accredited dental school under the direct supervision of a program faculty member.

(2) through (4) No change.

Rulemaking Authority 466.004(4) FS. Law Implemented 466.007 FS. History—New 3-16-82, Amended 5-2-84, 5-19-85, 10-8-85, 12-8-85, Formerly 21G-2.135, Amended 12-31-86, 10-19-87, 2-21-88, 5-29-88, Formerly 21G-2.0135, 61F5-2.0135, Amended 11-15-95, Formerly 59Q-2.0135, Amended 10-31-01, 7-6-05, 12-31-09, 10-10-10, 12-28-11, 8-8-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Dentistry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 22, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 3, 2014

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: RULE TITLE:

64B5-2.0144 Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove the requirement that an applicant for licensure as a dental hygienist who attended unaccredited dental schools or colleges, must have successfully complete the national examinations 10 years prior to application for licensure.

SUMMARY: The requirement that an applicant for licensure as a dental hygienist who attended unaccredited dental schools or colleges, must have successfully complete the national examinations 10 years prior to application for licensure will be removed.

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, as the rule is being amended only to come into compliance with the statute eliminating the 10 year time frame. 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: 466.004, 466.007 FS.

LAW IMPLEMENTED: 466.007 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: Susan Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-2.0144 Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges. Applicants for licensure as dental hygienists who have graduated from an unaccredited dental school or college may seek licensure in the following manner:

(1) through (6) No change.

(7) Proof received directly from the American Dental Association, that the National Board of Dental Examiners Written Examination has been successfully completed, ~~within 10 years prior to application;~~ or that the National Board of Dental Hygiene Examination has been successfully completed ~~within 10 years prior to application.~~

(8) through (11) No change.

Rulemaking Authority 466.004, 466.007 FS. Law Implemented 466.007 FS. History—New 1-18-95, Formerly 59Q-2.0144, Amended 8-19-97, 8-20-97, 5-20-01, 12-21-06, 5-8-08, 4-26-10, 3-18-12, 12-11-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Dentistry  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Board of Dentistry  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: August 22, 2014  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: October 3, 2014

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: 64B5-12.016      RULE TITLE: Subject Area Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendment to include that a dental hygienist may earn continuing education credit by completing an approved course in dental practice management.

SUMMARY: A dental hygienist may earn continuing education credit by completing an approved course in dental practice management.

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. The Board considered specifically that with this amendment the economic burden would decrease because hygienists are already taking and paying for the course and now they can receive credit for the course which offsets additional necessary expenditures. 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: 466.004(4), 466.0135, 466.014 FS.

LAW IMPLEMENTED: 456.031, 466.0135, 466.014 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: Susan Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-12.016 Subject Area Requirements.

(1) through (3) No change.

(4) Notwithstanding any other provision of this section to the contrary, a dentist and a dental hygienist may earn up to three hours of continuing education renewal credit per biennium, by completing an approved course in dentistry practice management, that meets the criteria set forth in paragraph (c) of subsection Section 466.0135(1)(e), F.S.

Rulemaking Authority 466.004(4), 466.0135, 466.014 FS. Law Implemented 456.031, 466.0135, 466.014 FS. History—New 4-2-86, Amended 1-18-89, 7-9-90, 2-1-93, Formerly 21G-12.016, 61F5-12.016, Amended 9-27-95, Formerly 59Q-12.016, Amended 10-29-00, 5-20-01, 5-31-04, 7-6-06, 12-25-06, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Dentistry  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Board of Dentistry  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: August 22, 2014  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: October 3, 2014

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: 64B5-14.002      RULE TITLE: Prohibitions

PURPOSE AND EFFECT: The Board proposes the rule amendment to provide instruction for dental hygienists certified by the board to administer local anesthesia.

SUMMARY: Instruction will be provided for dental hygienists certified by the board to administer local anesthesia.

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: 466.004(4), 466.017(3), (6) FS.

LAW IMPLEMENTED: 466.017(3), (5) 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: Susan Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-14.002 Prohibitions.

(1) through (8) No change.

(9) A hygienist certified by the board to administer local anesthesia shall not administer local anesthesia to patient sedated by general anesthesia, deep sedation, conscious sedation, or pediatric conscious sedation. If a dentist has administered nitrous-oxide to the patient, the certified dental hygienist may administer local anesthesia under the direct supervision of the supervising dentist. A patient who has been prescribed a medical drug by their licensed health care provider for the purposes of life functions may be administered local anesthesia by the certified dental hygienist under the direct supervision of the supervising dentist. If, however, the medical drug is prescribed or administered for the purposes of a dental procedure which is intended to induce minimal sedation (anxiolysis), the hygienist may not administer local anesthesia to the patient.

Rulemaking Authority 466.004(4), 466.017(3), (6) FS. Law Implemented 466.017(3), (5) FS. History—New 1-31-80, Amended 4-20-81, 2-13-86, Formerly 21G-14.02, 21G-14.002, Amended 12-20-93, Formerly 61F5-14.002, Amended 8-8-96, Formerly 59Q-14.002, Amended 3-9-03, 11-4-03, 6-15-06, 12-25-06, 12-11-11, 8-5-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Dentistry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 22, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 3, 2014

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.:           RULE TITLE:

64B5-16.0075   Dental Charting by Dental Hygienists

PURPOSE AND EFFECT: The Board proposes the rule amendment to provide instruction regarding the collection of data by dental hygienists for epidemiological surveys or oral health surveillances.

SUMMARY: Instruction will be provided regarding the collection of data by dental hygienists for epidemiological surveys or oral health surveillances.

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: 466.004(4), 466.0235 FS.

LAW IMPLEMENTED: 466.0235 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: Susan Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-16.0075 Dental Charting by Dental Hygienists.

(1) through (2) No change.

(3) Dental hygienists collecting data for epidemiological surveys or oral health surveillances may use the data collections forms without identifying patient information or the name, license number, and place of employment of the dental hygienists or dentists.

(4)(3) No change.

(5)(4) No change.

(6)(5) No change.

Rulemaking Authority 466.004(4), 466.0235 FS. Law Implemented 466.0235 FS. History--New 12-26-06, Amended 6-11-07, 7-1-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Dentistry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 22, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 3, 2014

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Insurance Agents and Agency Services**

RULE NO.: 69B-148.001  
 RULE TITLE: Funding of Preneed Contracts With Life Insurance or Annuities

PURPOSE AND EFFECT: The purpose and effect of this rulemaking is the repeal of Rule 69B-148.001, F.A.C., in Rule Chapter 69B-148, F.A.C., because the rule is duplicative or unnecessary.

SUMMARY: This rule repeal is part of the agency’s comprehensive review of existing rules that focused on eliminating those that were determined to be unnecessary or duplicative. The rule contained in Rule Chapter 69B-148, F.A.C., “Funding of Preneed Contracts with Life Insurance or Annuities”, is being repealed because it is not necessary to implement the correlating statute or is redundant.

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 rule repeal does not impose any 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: 624.308 FS.

LAW IMPLEMENTED: 624.307(1), 626.342, 626.752, 626.797, 626.9541(1)(a), (b), (h), (l), 627.4085 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: Thursday, November 13, 2014, 9:00 a.m.  
 PLACE: 142 Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Cindy Benefield, (850)413-5404 or Cindy.Benefield@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: Cindy Benefield, Senior Management Analyst II, Division of Agent & Agency Services, Florida Department of Financial Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0320, (850)413-5404 or Cindy.Benefield@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69B-148.001 Funding of Preneed Contracts With Life Insurance or Annuities.

Rulemaking Specific Authority 624.308(1) FS. Law Implemented 624.307(1), 626.785, 626.9541(1)(a), (t), 627.410 FS. History--New 4-8-97, Formerly 4-148.001, Repealed\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Benefield, Senior Management Analyst II, Division of Agent & Agency Services, Florida 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: October 16, 2014

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Insurance Agents and Agency Services**

RULE NOS.:	RULE TITLES:
69B-184.001	Scope
69B-184.002	Company and Agent to be Responsible
69B-184.003	License Required of All Representatives
69B-184.004	Complete Records Must be Maintained
69B-184.005	Issuance; Contents of Policies
69B-184.010	Licenses of Finance Factors
69B-184.011	Binder or Receipt Must Set Forth Coverage and Cost
69B-184.017	Cancellation and Repossession of Policy
69B-184.018	Return Premium
69B-184.020	Anti-coercion
69B-184.021	Notice of Cancellation or Change in Policy or Certificate

PURPOSE AND EFFECT: The purpose and effect of this rulemaking is the repeal of all rules in Rule Chapter 69B-184, F.A.C., because the rules are duplicative or unnecessary.

SUMMARY: This rule repeal is part of the agency’s comprehensive review of existing rules that focused on eliminating those that were determined to be unnecessary or duplicative. Most of the rules contained in Rule Chapter 69B-184, F.A.C., “Insurance In Connection With Installment Sales”, are being repealed because they are not necessary to implement the correlating statute or are redundant.

**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 rule repeal does not impose any 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: 624.308 FS.

LAW IMPLEMENTED: 624.307(1), 624.428(2), 626.112(1), 626.561, 626.748, 626.9551(1), 627.413, 627.420, 627.730-.7405 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: Thursday, November 13, 2014, 10:30 a.m.  
 PLACE: 142 Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Cindy Benefield, (850)413-5404 or Cindy.Benefield@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: Cindy Benefield, Senior Management Analyst II, Division of Agent & Agency Services, Florida Department of Financial Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0320, (850)413-5404 or Cindy.Benefield@myfloridacfo.com

**THE FULL TEXT OF THE PROPOSED RULE IS:**

69B-184.001 Scope.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.9551(1) FS. History–Repromulgated 12-24-74, Formerly 4-4.01, 4-4.001, 4-184.001, Repealed.

69B-184.002 Company and Agent to be Responsible.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 624.428(2) FS. History–Repromulgated 12-24-74, Formerly 4-4.02, 4-4.002, Amended 1-27-92, Formerly 4-184.002, Repealed.

69B-184.003 License Required of All Representatives.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.112(1) FS. History–Repromulgated 12-24-74, Formerly 4-4.03, 4-4.003, 4-184.003, Repealed.

69B-184.004 Complete Records Must be Maintained.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.748 FS. History–Repromulgated 12-24-74, Formerly 4-4.04, 4-4.004, Amended 10-18-01, Formerly 4-184.004, Repealed.

69B-184.005 Issuance; Contents of Policies.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.9551, 627.413 FS. History–Repromulgated 12-24-74, Formerly 4-4.05, 4-4.005, Amended 1-27-92, Formerly 4-184.005, Repealed.

69B-184.010 Licenses of Finance Factors.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.748 FS. History—Repromulgated 12-24-74, Formerly 4-4.09, 4-4.009, 4-184.010, Repealed.

69B-184.011 Binder or Receipt Must Set Forth Coverage and Cost.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 627.413, 627.420, 627.730-.7405 FS. History—Amended 2-19-72, Repromulgated 12-24-74, Formerly 4-4.10, 4-4.010, Amended 1-27-92, 10-18-01, Formerly 4-184.011, Repealed.

69B-184.017 Cancellation and Repossession of Policy.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.9551, 627.413 FS. History—Repromulgated 12-24-74, Formerly 4-4.16, 4-4.016, 4-184.017, Repealed.

69B-184.018 Return Premium.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.561 FS. History—Repromulgated 12-24-74, Formerly 4-4.17, 4-4.017, 4-184.018, Repealed.

69B-184.020 Anti-coercion.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.9551 FS. History—Repromulgated 12-24-74, Formerly 4-4.19, 4-4.019, 4-184.020, Repealed.

69B-184.021 Notice of Cancellation or Change in Policy or Certificate.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 627.413 FS. History—Repromulgated 12-24-74, Formerly 4-4.20, 4-4.020, 4-184.021, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Benefield, Senior Management Analyst II, Division of Agent & Agency Services, Florida 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: October 15, 2014

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Insurance Agents and Agency Services**

RULE NOS.:	RULE TITLES:
69B-215.060	Required Disclosure on Forms
69B-215.215	Twisting
69B-215.220	Rebating
69B-215.225	Defamation
69B-215.230	Misrepresentations

PURPOSE AND EFFECT: The purpose and effect of this rulemaking is the repeal of Rules 69B-215.060, .215, .220 &

.230, F.A.C., in Rule Chapter 69B-215, F.A.C., because the rules are duplicative or unnecessary.

SUMMARY: This rule repeal is part of the agency’s comprehensive review of existing rules that focused on eliminating those that were determined to be unnecessary or duplicative. Most of the rules contained in Rule Chapter 69B-215, F.A.C., “Agents”, are being repealed because they are not necessary to implement the correlating statute or are redundant.

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 rule repeal does not impose any 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: 624.308 FS.

LAW IMPLEMENTED: 624.307(1), 626.342, 626.752, 626.797, 626.9541(1)(a), (b), (h), (l), 627.4085 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: Thursday, November 13, 2014, 9:45 a.m.  
PLACE: 142 Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Cindy Benefield, (850)413-5404 or Cindy.Benefield@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: Cindy Benefield, Senior Management Analyst II, Division of Agent & Agency Services, Florida Department of Financial Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0320, (850)413-5404 or Cindy.Benefield@myfloridacfo.com



THE FULL TEXT OF THE PROPOSED RULE IS:

69B-215.060 Required Disclosure on Forms.  
Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.342, 626.752, 627.4085 FS. History–New 10-12-93, Formerly 4-215.060, Repealed.

69B-215.215 Twisting.  
Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.797, 626.9541(1)(l) FS. History–Repromulgated 12-24-74, Formerly 4-9.02, 4-9.002, 4-215.215, Repealed.

69B-215.220 Rebating.  
Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.797, 626.9541(1)(h) FS. History–Repromulgated 12-24-74, Formerly 4-9.03, 4-9.003, 4-215.220, Repealed.

69B-215.225 Defamation.  
Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.797, 626.9541(1)(c) FS. History–Repromulgated 12-24-74, Formerly 4-9.04, 4-9.004, 4-215.225, Repealed.

69B-215.230 Misrepresentations.  
Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.797, 626.9541(1)(a),(b) FS. History–Repromulgated 12-24-74, Formerly 4-9.05, 4-9.005, 4-215.230, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Cindy Benefield, Senior Management Analyst II, Division of Agent & Agency Services, Florida 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: October 16, 2014

**Section III**  
**Notice of Changes, Corrections and Withdrawals**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Standards**

RULE NOS.:	RULE TITLES:
5F-2.002	Disposition of Below Standard Gasoline, Kerosene, Diesel Fuel Oils No. 1-D and No. 2-D, and Fuel Oils No. 1 and No. 2, and Alternative Fuels
5F-2.003	Registration and Identification
5F-2.005	Inaccurate Measuring Devices
5F-2.006	Inspection Identification Stickers

5F-2.014	Adoption of the General Code and the Codes of Liquid-Measuring Devices, Liquefied Petroleum Gas and Anhydrous Ammonia Liquid-Measuring Devices, Hydrocarbon Gas Vapor-Measuring Devices, Vehicle-Tank Meters, and Vehicle Tanks Used as Measures of National Institute of Standards and Technology Handbook 44 Meter Sealing Requirements.
5F-2.016	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. 40, No. 113, June 11, 2014 issue of the Florida Administrative Register.

5F-2.002 No change.

5F-2.003 Registration and Identification.

(1) Every retail gasoline dispenser shall have the octane rating of the gasoline being sold therefrom conspicuously and firmly posted in a manner conforming with 16 CFR Part 306.12 (1-1-12 Edition), which is hereby incorporated ~~adopted~~ by reference. Copies of this publication may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402, or at <http://www.flrules.org/Gateway/reference>.

(2) through (4) No change.

(5) Every retail diesel fuel dispenser shall have the proper grade designation to indicate the sulfur content of the diesel fuel being sold therefrom conspicuously and firmly attached thereto and in accordance with 40 CFR Parts 80.570-80.574 (~~7-1-13~~ ~~7-1-12~~ Edition), which is hereby incorporated ~~adopted~~ by reference. Copies of this publication may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402, or at <http://www.flrules.org/Gateway/reference>. The label shall be placed on the vertical surface of each dispenser housing on each side that has measure and price meters. The label shall be on the upper two-thirds of the dispenser and clearly visible to anyone dispensing fuel from the dispenser.

(6) No change.

(7) All alternative fuel kept, offered, or exposed for sale, or sold, at retail that contains more than 10% ethanol, methanol or other alcohol shall be identified by a name indicating the amount and type(s) of ethanol, methanol or other alcohol in the fuel and shall be labeled as such on the vertical surface of each dispenser housing in a manner conforming with the layout, type size and setting, color, and label protection requirements of 16 CFR Part 306.12 (1-1-12 Edition). See subsection 5F-2.003(1),

~~F.A.C., Rule 5F-2.003, F.A.C.~~, to obtain copies of this document.

(a) ~~At a minimum, ethanol~~ ~~Ethanol~~ mixed with gasoline and containing an ethanol content of 51%-83% shall be identified as “Ethanol ~~Flex-Fuel, Minimum 51% Ethanol~~”, ~~or other similar definitive equivalent statement~~ and “For ~~Flex-Fuel Flex-Fuel~~ Vehicles Only.”

(b) No change.

(c) Ethanol mixed with gasoline and containing an ethanol content greater than that which is permitted in subsection 5F-2.001(1), F.A.C., and less than that which is permitted in subparagraph 5F-2.001(5)(c)1., F.A.C., shall be identified as “EXX Flex-Fuel, Minimum YY% Ethanol”, where XX is the ethanol concentration in volume percent and YY is XX minus 5. The actual ethanol concentration of the blend shall be XX volume percent plus or minus 5 volume percent. “~~Mid Level Ethanol Fuel Blend (EXX)~~” and “~~For Flex Fuel Vehicles Only~~”, where ~~XX represents the volume percent ethanol in the blend.~~

(8) through (9) No change.

(10) All gasoline containing greater than ten percent ethanol by volume and up to and including fifteen percent ethanol by volume shall be labeled in accordance with 40 CFR 80.1501 (7-1-13 Edition), which is hereby incorporated adopted by reference. Copies of this publication may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402, or at <http://www.flrules.org/Gateway/reference>.

(11) through (14) No change.

Rulemaking Authority 525.14, 570.07(23) FS. Law Implemented 525.01, 525.09, 525.035, 525.037, 525.14 FS. History—Amended 12-31-74, 2-13-80, 5-3-83, 4-22-85, Formerly 5F-2.03, Amended 11-28-89, 1-24-93, 11-24-94, 6-1-06, 5-6-08, 1-3-10,\_\_\_\_\_.

5F-2.005 Inaccurate Measuring Devices.

(1) No change.

(2) If any petroleum fuel measuring device is found to be underregistering fuel in excess of the specifications and tolerances established by the department in Rule 5F-2.014, F.A.C., the inspector shall give in writing the operator or owner of the ~~said~~ device up to seven days ~~a reasonable time in writing~~ to fix or adjust the ~~such~~ device.

(3) through (6) No change.

Rulemaking Authority 525.14, 570.07(23) FS. Law Implemented 525.07 FS. History—Amended 7-1-74, Repromulgated 12-31-74, 5-3-83, Formerly 5F-2.05, Amended 11-29-94, 5-6-08, 1-3-10,\_\_\_\_\_.

5F-2.006 No change.

5F-2.014 Adoption of the General Code and the Codes of Liquid-Measuring Devices, Liquefied Petroleum Gas and Anhydrous Ammonia Liquid-Measuring Devices, Hydrocarbon Gas Vapor-Measuring Devices, Vehicle-Tank

Meters, and Vehicle Tanks Used as Measures of National Institute of Standards and Technology Handbook 44 Meter Sealing Requirements, and other related requirements.

(1) through (3) No change.

(4) Effective July 1, ~~2015~~ ~~2013~~, each dispensing device from which diesel fuel is sold at retail shall be equipped with a nozzle spout that conforms to SAE International J285, MAY2012, “Dispenser Nozzle Spouts for Liquid Fuels Intended for Use with Spark Ignition and Compression Ignition Engines,” and is hereby incorporated adopted by reference. Copies of this publication may be obtained at <http://standards.sae.org>. This code is also available for public inspection during regular business hours at the Florida Department of Agriculture and Consumer Services, Division of Consumer Services, Bureau of Standards, 3125 Conner Boulevard, Tallahassee, FL 32399-1650. Posting of this material on the internet for purposes of public examination would violate federal copyright law.

(5) No change.

Rulemaking Authority 525.14, 531.40, 531.41(3), 570.07(23) FS. Law Implemented 525.07, 531.40 FS. History—New 1-1-74, Amended 7-1-74, Repromulgated 12-31-74, Amended 4-18-75, 1-25-76, 1-17-77, 2-15-79, 6-4-80, 4-5-81, 5-2-82, 6-30-83, 7-15-84, 8-11-85, Formerly 5F-2.14, Amended 7-7-86, 4-5-87, 4-27-88, 5-31-89, 8-21-90, 8-5-91, 12-10-92, 11-29-94, 11-13-97, 12-9-98, 8-3-99, 7-31-00, 9-3-01, 8-15-02, 6-29-03, 6-21-04, 6-1-06, 5-6-08, 1-3-10,\_\_\_\_\_.

5F-2.016 Guidelines for Imposing Administrative Penalties.

(1) through (7) No change.

(8) Penalties.

(a) No change.

(b) Minor Violations. A violation of Chapter 525, F.S., or this rule chapter is a minor violation if it does not result in economic or physical harm to a person or adversely affect the public health, safety, or welfare or create a significant threat of such harm. Minor violations shall result in the issuance of a stop sale order using FDACS-03206, Stop Sale Order, Rev. 12/12, adopted and incorporated by reference in Rule 5F-2.001, F.A.C., or the device removed from service as specified below. If a third violation within a three year period is discovered a \$500 penalty shall be issued ~~in accordance with Section 525.16(1)(b), F.S.~~ An additional penalty of \$500 shall be issued for each violation discovered within a three year period thereafter. For the purposes of this rule, the following violations shall be considered minor violations:

1. through 12. No change.

(c)1. through 11. No change.

12. Failure to meet any other requirements listed in the standards for gasoline (including gasoline blended with oxygenates), as incorporated through the adopted version of ASTM International Designation D4814, “Standard

Specification for Automotive Spark-Ignition Engine Fuel” in paragraph ~~5F-2.001(10)(a), F.A.C., 5F-2.001(1)(a), F.A.C.,~~ not already listed is this section.

13. Failure to meet any other requirements listed in the standards for kerosene (kerosine), as incorporated through the adopted version of ASTM International Designation D3699, “Standard Specification for Kerosine” in paragraph ~~5F-2.001(10)(b), F.A.C., 5F-2.001(2)(a), F.A.C.,~~ not already listed in this section.

14. Failure to meet any other requirements listed in the standards for diesel fuel oils No. 1-D and No. 2-D, as incorporated through the adopted version of ASTM International Designation D975, “Standard Specification for Diesel Fuel Oils” in paragraph ~~5F-2.001(10)(c), F.A.C., 5F-2.001(3)(a), F.A.C.,~~ not already listed in this section.

15. Failure to meet any other requirements listed in the standards for fuel oils No. 1 and No. 2, as incorporated through the adopted version of ASTM International Designation D396, “Standard Specification for Fuel Oils” in paragraph ~~5F-2.001(10)(d), F.A.C., 5F-2.001(4)(a), F.A.C.,~~ not already listed in this section.

16. Failure to meet any requirements listed in the standards for denatured fuel ethanol, as incorporated through the adopted version of ASTM International Designation D4806, “Standard Specification for Denatured Fuel Ethanol for Blending with Gasolines for Use as Automotive Spark-Ignition Engine Fuel” in ~~sub~~paragraph ~~5F-2.001(10)(e), F.A.C., 5F-2.001(5)(a)1., F.A.C.~~

17. Failure to meet any other requirements listed in the standards for Ethanol Fuel Blends (51 to 83 volume percent ethanol), as incorporated through the adopted version of ASTM International Designation D5798, “Standard Specification for Ethanol Fuel Blends for Flexible-Fuel Automotive Spark-Ignition Engines” in ~~sub~~paragraph ~~5F-2.001(10)(f), F.A.C., 5F-2.001(5)(e)1.a., F.A.C.,~~ not already listed in this section.

18. Failure to meet any other requirements listed in the standards for M85 Fuel Methanol, as incorporated through the adopted version of ASTM International Designation D5797, “Standard Specification for Fuel Methanol (M70-M85) for Automotive Spark-Ignition Engines” in ~~sub~~paragraph ~~5F-2.001(10)(g), F.A.C., 5F-2.001(5)(b)1., F.A.C.,~~ not already listed in this section.

19. Failure to meet any requirements listed in the standards for biodiesel fuel blend stock (or biodiesel), as incorporated through the adopted version of ASTM International Designation D6751, “Standard Specification for Biodiesel Fuel Blend Stock (B100) for Middle Distillate Fuels” in ~~sub~~paragraph ~~5F-2.001(10)(h), F.A.C., 5F-2.001(5)(d)1.a., F.A.C.~~

20. Failure to meet any other requirements listed in the standards for biodiesel blends (with diesel fuel), as incorporated through the adopted version of ASTM International Designation D7467, “Standard Specification for Diesel Fuel Oil, Biodiesel Blend (B6 to B20)” in ~~sub~~paragraph ~~5F-2.001(10)(i), F.A.C., 5F-2.001(5)(d)2.a., F.A.C.,~~ not already listed in this section.

21. Failure to meet any other requirements listed in the standards for biodiesel blends (with fuel oil), as incorporated through the adopted version of ASTM International Designation D396, “Standard Specification for Fuel Oils” in ~~sub~~paragraph ~~5F-2.001(10)(d), F.A.C., 5F-2.001(5)(d)2.e., F.A.C.,~~ not already listed in this section.

22. Failure to meet any other requirements listed in the standards for mid-level ethanol blends, as incorporated through the adopted version of ASTM International Designation D7794, “Standard Practice for Blending Mid-Level Ethanol Fuel Blends for Flexible-Fuel Vehicles with Automotive Spark-Ignition Engines” in ~~sub~~paragraph ~~5F-2.001(10)(j), F.A.C., 5F-2.001(5)(e)2., F.A.C.,~~ not already listed in this section.

23. No change.

~~24. Violations of Rule 5F-2.018, F.A.C.~~

~~24.25.~~ Violations of paragraph 5F-2.003(6)(a), F.A.C.

~~25.26.~~ Violations of subsection 5F-2.003(7), F.A.C.

~~26.27.~~ Violations of subsection 5F-2.003(10), F.A.C.

~~27.28.~~ Violations of subsection 5F-2.005(5), F.A.C.

~~28.29.~~ Violations of subsection 5F-2.014(2), F.A.C.

~~29.30.~~ Failure to correct violations of law, rule, or adopted sections of NIST Handbook 44, as adopted in Rule 5F-5.001, F.A.C., or NIST Handbook 130 (pertaining to petroleum measuring devices, as adopted in Rule 5F-7.005, F.A.C.) within the time period specified in a notice of non-compliance. Any device affected by a correction notice issued pursuant to this rule chapter that is not corrected within the time period specified shall be removed from service until such time that the deficiency has been corrected.

~~30.31.~~ Failure to meet any requirements listed in the standards for butanol, as incorporated through the adopted version of ASTM International Designation D7862, “Standard Specification for Butanol for Blending with Gasoline for Use as Automotive Spark-Ignition Engine Fuel” in ~~sub~~paragraph ~~5F-2.001(10)(k), F.A.C., 5F-2.001(5)(e)1., F.A.C.~~

(d) No change.

(9) No change.

Rulemaking Authority 525.14, 531.41, 570.07(23) FS. Law Implemented 525.16 FS. History—New 2-24-00, Amended 7-30-02, 6-1-06, 5-6-08, 1-3-10, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Employee Leasing Companies**

RULE NO.: RULE TITLE:  
 61G7-10.0015 Alternative Reporting Compliance by  
 Accredited Employee Leasing Companies  
**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 40, No. 73, April 15, 2014 issue of the Florida Administrative Register.

The corrections are as follows:

The Notice of Change which published on October 2, 2014, in Vol. 40, No. 192 of the Florida Administrative Register incorrectly stated, "The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee." It should have read, "The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and by a vote of the Board at the September 18-19, 2014, board meeting."

This correction does not affect the substance of the Notice of Change published on October 2, 2014.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

**Section IV  
 Emergency Rules**

**NONE**

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Standards

RULE NO.: RULE TITLE:  
 5F-11.048 Cylinder Exchange Units

NOTICE IS HEREBY GIVEN that on October 10, 2014, the Department of Agriculture and Consumer Services, received a petition for Waiver from J.L. Adams, as representative for Slegers Engineered Products, Inc., of London, Ontario, Canada. The Petition requests a permanent waiver from paragraph 5F-11.048(1)(a), F.A.C., which mandates certain requirements for construction and operation of storage units for cylinders awaiting use, resale, or exchange.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lisa M. Bassett, Chief, Bureau of Liquefied

Petroleum Gas Inspection, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500 or by calling Lisa M. Bassett at (850)921-1600. The Department of Agriculture and Consumer Services will accept comments concerning this petition for 14 days from the date of publication of this Notice. To be considered, the comments must be received by the end of business on the 14th day at the Department of Agriculture and Consumer Services, Bureau of Liquefied Petroleum Gas Inspection, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, Attn: Lisa M. Bassett, Chief, Bureau of LP Gas Inspection.

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

**DEPARTMENT OF STATE**

Division of Historical Resources

The Friends of Mission San Luis announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 30, 2014, 5:30 p.m., Finance and Investment Meeting

PLACE: Mission San Luis, 2100 W. Tennessee St., Tallahassee, FL 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Friends of Mission San Luis will hold a meeting for the purposes of conducting Friends' business and assisting the Division of Historical Resources in carrying out the purposes, duties, and responsibilities of the division.

A copy of the agenda may be obtained by contacting: Diane Ogorzaly with the Division of Historical Resources at [Diane.Ogorzaly@DOS.MyFlorida.com](mailto:Diane.Ogorzaly@DOS.MyFlorida.com) or at (850)245-6388.

**DEPARTMENT OF STATE**

Division of Historical Resources

The Friends of Mission San Luis announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 30, 2014, 6:00 p.m., Board of Directors' Meeting

PLACE: Mission San Luis, 2100 W. Tennessee St., Tallahassee, FL 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Friends of Mission San Luis will hold a meeting for the purposes of conducting Friends' business and assisting the Division of Historical Resources in caring out the purposes, duties, and responsibilities of the division.

A copy of the agenda may be obtained by contacting: Diane Ogorzaly with the Division of Historical Resources at [Diane.Ogorzaly@DOS.MyFlorida.com](mailto:Diane.Ogorzaly@DOS.MyFlorida.com) or (850)245-6388.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces public meetings to which all persons are invited.

DATES AND TIMES: November 5, 2014, 9:00 a.m. – 5:30 p.m.; November 6, 2014, 9:00 a.m. – 5:30 p.m.; November 7, 2014, 9:00 a.m. – 3:00 p.m.

PLACE: Marriott Courtyard, 2649 South Bayshore Drive, Miami, Florida

You may also attend by conference call at number: 1(888)670-3525 and code: (7513637441)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council: General Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.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: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.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: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.org.

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DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind (FSDB) announces a public meeting to which all persons are invited.

DATE AND TIME: October 30, 2014, 1:00 p.m.

PLACE: Center for Learning and Development in Moore Hall on the campus of FSDB, 207 N. San Marco Ave., St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Endowment and Investment committee along with the Board of Trustees will conduct interviews of the short list of investment firms from the Request for Proposal.

A copy of the agenda may be obtained by contacting: Cindy Brueckner, Executive Assistant to the President by calling (904)827-2210 or by email: bruecknerc@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: Cindy Brueckner, Executive Assistant to the President by calling (904)827-2210 or by email: bruecknerc@fsdb.k12.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: Cindy Brueckner, Executive Assistant to the President Dr. Jeanne Prickett by calling (904)827-2210 or by email: bruecknerc@fsdb.k12.fl.us.

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DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind (FSDB) announces a public meeting to which all persons are invited.

DATE AND TIME: October 31, 2014, 9:00 a.m.

PLACE: The Center for Learning and Development in Moore Hall on the campus of FSDB, 207 N. San Marco Ave., St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the general business of FSDB.

A copy of the agenda may be obtained by contacting: Cindy Brueckner, Executive Assistant to the President, Dr. Jeanne Prickett by calling (904)827-2210 or by email: bruecknerc@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: Cindy Brueckner, Executive Assistant to the President, Dr. Jeanne Prickett by calling (904)827-2210 or by email: bruecknerc@fsdb.k12.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: Cindy Brueckner, Executive Assistant to the President, Dr. Jeanne Prickett by calling (904)827-2210 or by email: bruecknerc@fsdb.k12.fl.us.

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STATE BOARD OF ADMINISTRATION

The Florida Commission on Hurricane Loss Projection Methodology announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 30, 2014, 1:00 p.m. – 5:00 p.m. (ET)

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, Florida

Persons wishing to participate may dial: 1(888)670-3525, conference code: 7135858151

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a meeting of the Flood Standards Development Committee to discuss changes in the law and flood modeling concepts, and to identify flood modeling issues.

A copy of the agenda may be obtained by contacting: Donna Sirmons, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300, donna.sirmons@sbafla.com, (850)413-1349.

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: Donna Sirmons at the number or email 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).

**REGIONAL UTILITY AUTHORITIES**

Tampa Bay Water – A Regional Water Supply Authority  
The Tampa Bay Water announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, November 5, 2014, 2:00 p.m. – 5:00 p.m.

**PLACE:** Tampa Bay Water Administrative Offices, Training Conference Room, First Floor, 2575 Enterprise Road, Clearwater, Florida 33763

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** A public meeting of the Selection Committee for the Design-Build RFP Desalination Facility Pump Station and Piping Repair, Contract No. 2015-012. As a part of the selection process, the Selection Committee will meet to discuss the proposals, the overall scoring, and finalize the ranking and recommendation for the Board.

A copy of the agenda may be obtained by contacting: Records Department, (727)796-2355.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Records Department, (727)796-2355. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Records Department, (727)796-2355.

**DEPARTMENT OF HEALTH**

Division of Environmental Health

**RULE NOS.:RULE TITLES:**

- 64E-6.001 General
- 64E-6.002 Definitions
- 64E-6.003 Permits
- 64E-6.004 Application for System Construction Permit
- 64E-6.005 Location and Installation
- 64E-6.006 Site Evaluation Criteria
- 64E-6.008 System Size Determinations
- 64E-6.009 Alternative Systems
- 64E-6.010 Septage and Food Establishment Sludge
- 64E-6.0101 Portable Restrooms and Portable or Stationary Holding Tanks
- 64E-6.011 Abandonment of Systems
- 64E-6.012 Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units
- 64E-6.013 Construction Materials and Standards for Treatment Receptacles
- 64E-6.014 Construction Standards for Drainfield Systems
- 64E-6.015 Permitting and Construction of Repairs
- 64E-6.0151 Additive Use
- 64E-6.016 U.S. Department of Agriculture Soil Textural Classification System
- 64E-6.017 Definitions
- 64E-6.018 System Location, Design and Maintenance Criteria
- 64E-6.0181 System Repair and Cesspit and Undocumented System Replacement
- 64E-6.0182 Coordinated Permitting
- 64E-6.019 Requirements for Registration
- 64E-6.020 Master Septic Tank Contractors
- 64E-6.021 Issuance of Registration Certificates and Renewal
- 64E-6.022 Standards of Practice and Disciplinary Guidelines
- 64E-6.023 Certification of Partnerships and Corporations
- 64E-6.025 Definitions
- 64E-6.026 Applications for Innovative System Permits and System Construction Permits
- 64E-6.027 Permits
- 64E-6.028 Location and Installation
- 64E-6.029 Monitoring
- 64E-6.0295 Innovative System Reclassification
- 64E-6.030 Fees

The Florida Department of Health announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** November 6, 2014, 9:00 a.m., Eastern Time

PLACE: Conference call meeting: teleconference phone number: 1(888)670-3525; at the prompt, enter the participant code: 2980 214 500

For those who wish to attend the meeting in person, the conference call will originate from: Capital Circle Office Complex, Conference Room 105 E, 4025 Bald Cypress Way, Tallahassee, Florida 32399.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Technical Review and Advisory Panel will discuss issues relating to onsite sewage treatment and disposal systems which may require changes to Chapter 64E-6, Florida Administrative Code. The panel may also hear updates on research underway and may discuss research proposals as requested by the Research Review and Advisory Committee.

A copy of the agenda may be obtained by contacting: Dale Holcomb, Department of Health, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1710.

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: Dale Holcomb, Department of Health, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1710. 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: Gerald Briggs, Department of Health, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1710.

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

The Jacksonville Area Refugee Task Force announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, November 12, 2014, 1:30 p.m. – 3:30 p.m.

**PLACE:** Lutheran Social Services of Northeast Florida, 4615 Phillips Highway, Classroom #3, Jacksonville, Florida 32207

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of the Jacksonville Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about

upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Debbie Ansbacher at (904)485-9540 or Taddese Fessehaye at (407)-317-7335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Debbie Ansbacher at (904)485-9540 or Taddese Fessehaye at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Debbie Ansbacher at (904)485-9540 or Taddese Fessehaye at (407)317-7335.

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#### FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a hearing to which all persons are invited.

**DATE AND TIME:** November 10, 2014, 9:00 a.m. (Tallahassee local time)

**PLACE:** The offices of 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:

Crossings at Indian Run, a 344-unit multifamily residential rental development located on or about 3800 S.E. Gatehouse Circle, Stuart, Martin County, Florida. The owner and operator of the development is SP Crossings LLC, 2430 Estancia Blvd., Suite 101, Clearwater, FL 33761 or such successor in interest in which SP Crossings LLC, 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. d/b/a Cambridge Management of Washington, Inc., 2430 Estancia Blvd., Suite 114, Clearwater, FL 33756. The tax-exempt bond amount is not to exceed \$24,000,000.00.

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), November 6, 2014, and should be addressed to the attention of Brantley Henderson, Multifamily Programs 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.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Brantley Henderson, Multifamily Programs Administrator, Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by contacting: Brantley Henderson, Multifamily Programs Administrator.

**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 29, 2014, 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 Reemployment Assistance Appeals 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.

**SOUTH FLORIDA COMMUNITY CARE NETWORK**

The South Florida Community Care Network, LLC announces a public meeting to which all persons are invited.

DATE AND TIME: December 11, 2014, 9:30 a.m.

PLACE: South Florida Community Care Network, LLC, Suite 200, Building H, 1643 Harrison Parkway, Sunrise, Florida 33323

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Members to discuss general matters.

A copy of the agenda may be obtained by contacting: kim.oneal@gray-robinson.com or (850)577-9090.

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: Tonya Shaw at tshaw@mhs.net or (954)276-5293. 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 Members 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 from which the appeal is to be issued.

For more information, you may contact: F. Philip Blank, Esq., counsel for South Florida Community Care Network, LLC, at philip.blank@gray-robinson.com or (850)577-9090.

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

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

NOTICE IS HEREBY GIVEN that the Department of Financial Services (the "Department") has issued an order disposing of the petition for declaratory statement filed by David Cash, Polk County Fire Chief (the "Petitioner") on July 28, 2014. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published August 4, 2014, in Vol. 40, No. 150 of the Florida Administrative Register. The Petitioner sought a determination



by the Department as to: 1) In light of Section 633.202(16)(a), Florida Statutes (2014), whether a barn or similar structure that is rented out has to meet the requirements of the Florida Fire Prevention Code (the “FFPC”), if the structure is being used as assembly occupancy, and do these structures remain exempt if they are being used commercially or rented out for assembly occupancy. 2) Does Section 604.50(1), Florida Statutes, exempt “non-residential farm buildings” from the FFPC. 3) Do “farm outbuildings” continue to be exempt under Section 633.226(1), Florida Statutes, if they are rented out or used for weddings, fundraisers, corporate events, birthday parties, musical events and other social gathering. 4) Does AGO 86-04 define “farm outbuilding” for purposes of Section 633.226(1), Florida Statutes. The Department determined that 1) Section 633.202(16)(a), Florida Statutes, exempts structures located on agricultural property and which are part of farming or ranching operation from the applicable sections of the Florida Fire Prevention Code. However, the exemption doesn’t apply when occupancy of the structure exceeds 35 persons and is used by the public for direct sales. The statutory exemption also does not apply to structures used for assembly occupancy, defined by the FFPC as occupancy used for a gathering of 50 or more persons for deliberation, worship, entertainment, eating, drinking and amusement (NFPA 101:3.3.188.2). 2) Section 604.50(1), Florida Statutes, is not under the authority of the State Fire Marshal. 3) “Farm outbuildings” used for agricultural purposes as provided in 633.202(16)(a), Florida Statutes are exempt under 633.226(1), Florida Statutes. However, the use of farm outbuildings for non-agricultural events and other social-type gatherings by the public would be considered assembly occupancy as defined by the FFPC and is not exempt under Section 633.226(1), Florida Statutes. 4) The Department is not bound by AGO 86-04, which defines “farm outbuildings” for purposes of contracting under Section 489.103(7), Florida Statutes.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Melissa E. Dembicer, Assistant General Counsel, Department of Financial Services, 612 Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, (850)413-5829 or by email: [Melissa.dembicer@myfloridacfo.com](mailto:Melissa.dembicer@myfloridacfo.com).

**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:

NONE

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**

NONE

**Section XII  
Miscellaneous**

NONE

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.

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