

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: 6E-1.003 RULE TITLE: Definition of Terms

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to include a definition of an additional institutional location in order to assist institutions in complying with existing rule prohibiting modification to a license by adding an additional location while under a provisional license. The purpose and effect is to include a definition of a Florida student.

SUBJECT AREA TO BE ADDRESSED: Definition of Terms.

RULEMAKING AUTHORITY: 1005.22 FS.

LAW IMPLEMENTED: 1005.22, 1005.31, 1005.385 FS.

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

DATE AND TIME: September 20, 2011, 3:00 p.m.

PLACE: Orlando Marriott Lake Mary, 1501 International Parkway, Lake Mary, Florida 32546

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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Samuel L. Ferguson, Executive Director

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6E-1.003 Definition of Terms.

Terms used in these rules are defined in Section 1005.02, F.S. In addition, as used in the rules of the Commission, unless the context clearly indicates otherwise:

(1) No change.

(2) “Additional Locations” means any locations other than auxiliary classroom space that supports a licensed institution.

(3)~~(2)~~ “Address of Record” means the current mailing address and location of the institution in Florida.

(4)~~(3)~~ Adequate Clinical Clerkship Library Facilities – Comprehensive resource and information facility sufficient in size, current breadth of holdings and information technology to support its medical education.

(5)~~(4)~~ Adequate Laboratory Facilities – Industry standard facilities that allow students to engage in scientific research, testing and diagnostic evaluation.

(6)~~(5)~~ “Advertising” includes any form of public notice, however disseminated or utilized, offering training or education to the public or recruiting students to enroll in a school or college program. The term includes publications and promotional items which may be seen or encountered by prospective students, including catalogs and other institutional publications which contain institutional policies or disclosures; mailing pieces, such as bulletins, brochures, or flyers; classified advertisements; news releases; posters; electronic notices provided through Internet, radio or television; or any other form of public notice resulting from the institution’s recruiting and promotional efforts.

(7)~~(6)~~ “Applied General Education” means courses directly related and applicable to a specific occupation, fulfilling the general education requirements for an occupational associate degree as described in subparagraph 6E-2.004(4)(n)1., F.A.C., in natural and physical sciences, social and behavioral sciences, language, composition, and humanities and the arts.

(8)~~(7)~~ “Asynchronous” means that students may access a prepared educational program electronically or by other means, at a time of their own choosing rather than at a specified time.

(9)~~(8)~~ “Auxiliary Classroom Space” means a location within 10 miles of a licensed school or college, and under its administrative and academic control and included in its licensure; where classes are held as needed to supplement the physical capacity of the licensed institution; and where the licensed institution is not required to maintain ongoing administrative or faculty offices, but has the responsibility of providing all administrative, academic, and student services.

(10)~~(9)~~ “Board-Certified,” “Board-Eligible,” and “Board Licensed” refer to the appropriate recognition by the State Board of Medicine or other recognized agency which regulates the practice of medicine in the jurisdiction where the foreign medical school operates and where clerkships are offered.

(11)~~(10)~~ “Change in Control” means any change in the organization of an institution which affects the authority to establish or modify institutional policies, standards, and procedures. A change in control occurs when a person acquires or loses control of an institution or of the parent corporation that owns the institution, whether by means of the sale of the institution, sale of the assets, transfer of the controlling interest of stock, conversion of the institution from nonprofit to for-profit or vice versa, or similar transaction. A change in control does not occur upon the retirement or death of the owner of an institution, if ownership and control passes to a member of the owner’s family or to a person with a pre-existing ownership interest in the institution.

(12)~~(11)~~ “Chartered” means incorporated according to the requirements of the Florida Department of State, Division of Corporations or similar authority in another jurisdiction.

~~(13)~~~~(12)~~ “Citation” means an instrument which meets the requirements set forth in Section 1005.385, F.S., and which is served upon a licensee, an applicant, or any other subject within the jurisdiction of this Commission, for the purpose of assessing a penalty in an amount established by this rule.

~~(14)~~~~(13)~~ “Clinical Clerkship” means supervised instruction in medical disciplines with an opportunity to observe and to participate in the theory and practice of expert care of patients with a broad spectrum of traumatic conditions, psychiatric disorders, disease, or other human ailments, in order for the students to achieve comprehensive knowledge in medical diagnosis and treatment as part of a course of instruction leading to an M.D. or D.O. degree or the equivalent.

~~(15)~~~~(14)~~ “Clock Hour” means a period of 60 minutes with a minimum of 50 minutes of instruction in the presence of an instructor.

~~(16)~~~~(15)~~ “Collegiate” describes a college or university which is licensed by the Commission to offer degrees as defined in Section 1005.02(7), F.S., or the degree programs offered by such an institution.

~~(17)~~~~(16)~~ “Complete Application” means an application which the Commission staff has reviewed and found to contain all required forms, supporting documentation addressing each standard, all required signatures, and evidence that all appropriate fees have been paid.

~~(18)~~~~(17)~~ “Compressed Time Period” means delivery of required contact clock hours or credit hours in a significantly shorter period than those described in the definitions of “Semester” and “Quarter”.

~~(19)~~~~(18)~~ “Contract Training” means providing a program to a particular employer or entity for a specific length of time, in a specific place, to a specific cohort of students, when all appropriate academic and student services are provided to the cohort, an agreement (memorandum of understanding or contract) is signed with the employer or entity, and the program is not advertised to the general public.

~~(20)~~~~(19)~~ “Core Clinical Clerkship” means initial clinical training required of every medical student, generally taken in the third year of medical school, in such fields as internal medicine, pediatrics, surgery, obstetrics and gynecology, psychiatry, and family medicine.

~~(21)~~~~(20)~~ “Correspondence Learning” means instruction through mail or e-mail requiring the institution to mail a syllabus, texts, lessons, and other materials to the student and to provide adequate educational services, responses, comments, and evaluations in a timely manner to the student.

~~(22)~~~~(21)~~ “Costs” means the amount of money directly related to the investigation and prosecution as determined by the Commission.

~~(23)~~~~(22)~~ “Course” means one organized unit of study focusing on one subject or skill for a specified period of time; for example, English 101, College Math, or Introduction to Computers.

~~(24)~~~~(23)~~ “Credit By Examination” means credit awarded upon determining the level of students’ competencies in a specific subject area through standardized tests or institutionally developed examinations.

~~(25)~~~~(24)~~ “Credit for Prior Learning” means credit for learning acquired outside the licensed institution, that has resulted in a level of knowledge and skills appropriate and comparable to the level and content of the program or credential offered. Such learning must be validated and documented by qualified instructors using consistent, educationally defensible procedures and standards.

~~(26)~~~~(25)~~ “Direct Contact Instruction” means the physical presence of one or more students and one or more instructors at the same physical location. Direct contact instruction includes instruction and learning that takes place in a seminar, workshop, lecture, colloquium, laboratory, or tutorial, in a setting consistent with the stated mission, purposes, and objectives of the institution and the specific program or course. A learning agreement or learning contract should be a central feature of direct contact instruction.

~~(27)~~~~(26)~~ “Distance Education” means planned learning that normally occurs in a different place from teaching and as a result requires special techniques in course design, special instructional techniques, special methods of communication by electronic and other technology, and special organizational and administrative arrangements.

~~(28)~~~~(27)~~ “Distance Learning” is a general term used to cover the broad range of teaching and learning events in which the student is separated (at a distance) from the instructor, or other fellow learners.

~~(29)~~~~(28)~~ “Elective Clinical Clerkship” means additional specialized clinical training, chosen by the medical student from an approved list of electives published by the medical school, generally taken in the fourth year of medical school.

~~(30)~~~~(29)~~ “Emerging Field of Study” means a subject area not yet offered by traditional institutions as a discipline for study leading to a particular credential, but that is deemed worthy of exploration and development.

~~(31)~~~~(30)~~ “Enrollment” means registering a student to take programs or courses at an institution, when such registration obligates the student to pay tuition to the institution and obligates the institution to provide instruction to the student.

~~(32)~~~~(31)~~ “Executive Director” means the chief administrative officer of the Commission.

~~(33)~~~~(32)~~ “Fair consumer practices” means the honest, accurate and equitable conduct of business and academic relations between institutions and their students or prospective students.

~~(34)~~~~(33)~~ “First Professional Degree” means the first degree signifying completion of the minimum academic requirements for practice of a profession. The degree may require four, five, or more academic years, depending on the profession and the particular institution. A first professional degree is most commonly a bachelor’s degree, but may be a master’s or doctoral degree.

~~(35)~~ “Florida Student” means any student enrolled at a Florida campus of a licensed institution and for distance education, a student whose mailing address for purposes of receiving distance education lessons and materials from the school, is a Florida address.

~~(36)~~~~(34)~~ Foreign Medical School Affiliation Agreement – A signed statement between a teaching hospital and a foreign medical school in which the teaching hospital agrees to make its resources available to a foreign medical school in order for the foreign medical school to offer its educational program at the hospital.

~~(37)~~~~(35)~~ Generally Accepted Accounting Principles (GAAP), effective September 30, 2002, is defined in the Board of Accountancy Rule 61H1-20.007, F.A.C.

~~(38)~~~~(36)~~ “General Education Courses” are those college-level courses designed to place emphasis on principles and theory rather than on practical applications associated with a vocational, occupational, or professional objective. General education courses may include, but are not limited to, English, history, philosophy, literature, religion, art, music, sociology, foreign languages, humanities, mathematics, chemistry, biology, and psychology, when such courses are not within the area of concentration of a vocational, occupational, or professional program. For example, English Composition is considered a general education course, but Business English is not. Courses designated as “applied,” “specialized,” “technical,” or similar designation do not meet this definition.

~~(39)~~~~(37)~~ “Indirect Contact Instruction” means a delivery method which does not require the physical presence of students and instructors at the same location, but provides for interaction between students and instructors by such means as telecommunications, electronic and computer-augmented educational services, correspondence, postal service, and facsimile transmission. Detailed course outlines or comprehensive syllabi are central to indirect contact instruction and learning, along with specified competencies to be mastered, details of interaction and feedback from the instructor, and specified procedures and timetables for evaluation.

~~(40)~~~~(38)~~ “Innovative Method of Instruction” means a new method of instruction not in use by traditional institutions, but one that provides effective and appropriate instruction in a way that ensures delivery, learning, evaluation, and timely communication with students.

~~(41)~~~~(39)~~ “Institution” means any college, university or postsecondary career school under the jurisdiction of the Commission as provided in Chapter 1005, F.S.

~~(42)~~~~(40)~~ “Learning Agreement or Learning Contract” means a document drawn up between the instructor or the institution and the student(s), describing in detail the planned learning experiences that must be completed, the specific competencies to be mastered, and the evaluation methods to be used. An important characteristic of a learning agreement or learning contract is that it may be individualized to fit the needs of the student.

~~(43)~~~~(41)~~ “Main Florida Headquarters” means the location designated by an out-of-state institution as its main administrative and academic center in Florida.

~~(44)~~~~(42)~~ “Media and Computer Assisted Learning” means instruction through electronic information transfer, data processing, facsimile transmission, or through other technology.

~~(45)~~~~(43)~~ “Minor Modification” means a change to programs and curricula intended to keep educational material up to date and relevant to the changing needs of employers, when such modifications affect less than 20 percent of the program or curriculum and do not change the purpose or direction of the program; or providing a previously approved program as contract training.

~~(46)~~~~(44)~~ “Noncollegiate” or “Nondegree” describes a nonpublic career school licensed by the Commission to offer certificate or diploma programs as defined in Section 1005.02(16), F.S., or the certificate or diploma programs below the degree level offered by any institution under the jurisdiction of the Commission.

~~(47)~~~~(45)~~ “Nontraditional Education” means any positive progress toward a credential that is earned through experiential means or distance education and approved by the faculty of the institution granting the credential, or other sources verified by the American Council on Education, or testing from recognized sources such as but not limited to the Defense Activity for Non-traditional Education Support (DANTES), Servicemembers Opportunity Colleges (SOC), or other sources deemed by the Commission to have similar quality controls.

~~(48)~~~~(46)~~ “Occasional Elective Clinical Clerkship” means an elective course which does not exceed 6 weeks in length during the fourth year of medical school. “Occasional” in this context means no more than 3 students from any one unlicensed foreign medical school in any calendar year, with each of the 3 students doing no more than 3 elective clerkships in Florida in any calendar year.

~~(49)~~~~(47)~~ “On-line Courses” means courses taken by electronic means through the Internet or other similar delivery system.

~~(50)~~~~(48)~~ Parent Medical Schools – The licensed foreign medical institution that is offering a clinical clerkship program at the Florida teaching hospital.

~~(51)(49)~~ “Program” means a prescribed group of courses, taken in the proper sequence to attain mastery of a body of knowledge or set of skills, and leading to a certificate, diploma, or degree.

~~(52)(50)~~ “Quarter” means at least ten weeks of instruction and learning, or its equivalent as described below.

~~(53)(51)~~ “Quarter Credit Hour” means either:

(a) A unit consisting of a minimum of ten hours of instruction appropriate to the level of credential sought, during a quarter, plus a reasonable period of time outside of instruction which the institution requires a student to devote to preparation for learning experiences, such as preparation for instruction, study of course material, or completion of educational projects; or

(b) Planned learning experiences equivalent to the learning and preparation described in paragraph 6E-1.003(44)(a), F.A.C., above, as determined by duly qualified instructors responsible for evaluating learning outcomes for the award of credits.

~~(54)(52)~~ “Semester” means at least fifteen weeks of instruction and learning, or its equivalent as described below.

~~(55)(53)~~ “Semester Credit Hour” means either:

(a) A unit consisting of a minimum of fifteen hours of instruction appropriate to the level of credential sought, during a semester, plus a reasonable period of time outside of instruction which the institution requires a student to devote to preparation for learning experiences, such as preparation for instruction, study of course material, or completion of educational projects; or

(b) Planned learning experiences equivalent to the learning and preparation described in paragraph 6E-1.003(44)(a), F.A.C., above, as determined by duly qualified instructors responsible for evaluating learning outcomes for the award of credits.

~~(56)(54)~~ “Scholarship – a grant-in aid to a student.” The offer of a grant-in-aid to an enrolled student to offset partial or complete costs of a course, program, certificate or degree.

~~(57)(55)~~ “Substantive Change” means any change of control, level of credentials offered, location, a change in the purpose of the institution that exceeds minor corrections or alterations, financial soundness, or accreditation. A change of location includes any change of location that exceeds 45 miles. A change of accreditation includes change of accrediting agency, lowering the level of accreditation, exceeding the scope of the grant of accreditation or recognition of the agency, or any final action taken by the accrediting agency which places the accreditation of the institution in jeopardy. A substantive change also includes any change which the Commission determines is serious enough to affect the continued operation or stability of the institution, or the quality of the educational programs offered.

~~(58)(56)~~ “Synchronous” means that students must participate, electronically or by other means, in a distance educational program simultaneously, regardless of time zones.

~~(59)(57)~~ “Teaching Hospital” means a hospital having a residency program in a medical discipline accredited by the Accreditation Council for Graduate Medical Education or the American Osteopathic Association, or which is part of such a program through an affiliation approved by the Accreditation Council for Graduate Medical Education or the American Osteopathic Association, or which has a written affiliation with an accredited United States Medical School to provide clinical training to its students; or an ambulatory care setting which is affiliated with a teaching hospital or an accredited United States Medical School for clinical teaching purposes.

~~(60)(58)~~ “Transcript” means the form maintained by an institution on student academic information which minimally shall include the following:

- (a) Student name, street address, telephone number, date of birth;
- (b) Enrollment date(s);
- (c) Graduation date(s);
- (d) Required hours for completion;
- (e) Grade scale;
- (f) Courses taken;
 - 1. Attempted credit or clock hours;
 - 2. Scheduled start date;
 - 3. Dates of course completion;
 - 4. Grades.
- (g) Total hours attended; and
- (h) Credit given for courses transferred in from other institutions.

Rulemaking Specific Authority 1005.22(1)(e) FS. Law Implemented 1005.22, 1005.31, 1005.385 FS. History—Repromulgated 12-5-74, Amended 7-28-75, Formerly 6E-4.01(8), Readopted 11-11-75, Amended 3-7-77, 10-13-83, Formerly 6E-1.03, Amended 2-22-89, 11-29-89, 10-19-93, 4-11-00, 1-7-03, 12-23-03, 7-20-04, 3-28-05, 6-13-05, 2-20-06, 7-23-07, _____.

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: 6E-2.004
 RULE TITLE: Standards and Procedures for Licensure

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to include the methodology for determining placement and retention rates for non-accredited institutions in rule, and to incorporate the form to be used to report this information. The purpose of the proposed rule is also to incorporate forms to be used by accredited institutions to report placement and retention data already required by their accrediting entity. The proposed rule also incorporates forms used by institutions to report enrollment data to the Commission. The proposed rule also clarifies the

circumstances when incentives to a prospective student may not be provided. In addition, the proposed rule corrects cross referenced provisions. The purpose and effect of the proposed rule is to incorporate a form on which institutions will report financial information.

SUBJECT AREA TO BE ADDRESSED: Licensing Standards including placement and retention and financial data.

RULEMAKING AUTHORITY: 1005.31(2), (3), 1005.34, 1005.39 FS.

LAW IMPLEMENTED: 1005.31, 1005.33(1), 1005.34, 1005.39 FS.

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

DATE AND TIME: September 20, 2011, 3:00 p.m.

PLACE: Orlando Marriott Lake Mary, 1501 International Parkway, Lake Mary, Florida 32646

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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Samuel L. Ferguson, Executive Director

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6E-2.004 Standards and Procedures for Licensure.

Institutions applying for a license or moving to a new level of licensure or any other Commission action shall provide all required information to the Commission in English. Institutions providing information to students in a language other than English must retain a translation certifying the accuracy of the language of the documents in English. All information and documentation submitted pursuant to the provisions of these rules shall be accompanied by certification signed by the chief administrative officer of the institution, affirming that the information and documentation submitted is accurate. Any application or review which is not substantially complete shall be returned to the institution with a request to complete and resubmit the material.

(1) through (3) No change.

(4) Standard 4: Educational programs and curricula. The following standards shall apply to all institutions licensed by the Commission for Independent Education, except as expressly stated otherwise.

(a) No change.

(b) Programs preparing the student for an occupation or professional certification shall conform to the standards and training practices generally acceptable by the occupational or professional fields for which students are being prepared. If the practice of the occupation or profession is regulated, licensed, or certified by a state or national agency, unless the institution provides the disclosure provided in subsection 6E-1.0032(5), F.A.C., the institution must document to the Commission that successful completion of the program will make qualify the graduate eligible to take the licensing examination or to receive the appropriate certification or practice the profession.

(c) through (m) No change.

(n) The following instructional program standards apply to occupational associate degrees:

1. Program specifications: The credential offered shall be the Associate of Applied Science, Occupational Associate, Associate of Specialized Business, or similar title considered by the Commission to be appropriate and not misleading. The duration of the program shall be a minimum of 1,200 clock hours of instruction, 60 semester credit hours, or 90 quarter credit hours pursuant to subsections 6E-1.003(14), (51) and (53)(47) and (49), F.A.C. The required general education component shall be at least 9 semester credit hours or 14 quarter credit hours, or the recognized clock hour equivalent. General education courses shall meet either of the definitions given in subsection 6E-1.003(6) or (33), F.A.C.

2. through 4. No change.

(o) The following instructional program standards apply to academic associate degrees:

1. Program specifications: The credential offered shall be the Associate in Science Degree, Associate of Arts Degree, or an associate degree of a different name that is considered by the Commission to be appropriate for an academic associate degree. The duration of the program shall be a minimum of 60 semester credit hours, 90 quarter credit hours, or the recognized clock hour equivalent. The required general education component for the Associate in Science degree shall be a minimum of 15 semester credit hours, 22.5 quarter credit hours, or the recognized clock hour equivalent. The required general education component for the Associate of Arts degree shall be a minimum of 36 semester credit hours, 54 quarter credit hours, or the recognized clock hour equivalent. General education requirements for other academic associate degrees shall be individually reviewed by the Commission to determine whether they are appropriate to the specific degree. Applied general education shall not be utilized to fulfill this requirement. All general education courses must meet the definition given in subsection 6E-1.003(36)(33), F.A.C.

2. through 4. No change.

(p) No change.

(q) The following instructional program standards apply to master's degrees:

1. No change.

2. A bachelor’s degree will normally be a prerequisite to formal entrance to a master’s degree program, unless the master’s degree is a first professional degree as defined in subsection 6E-1.003(33)(30), F.A.C.

3. Programs must have clearly defined and published objectives and performance outcomes.

(r) No change.

(5) Standard 5: Recruitment and Admissions. In all admissions and recruitment-related activities, the institution shall comply with the fair consumer practices provisions of Sections 1005.04 and 1005.34, F.S., and Rule 6E-1.0032, F.A.C., and the rule regarding Agents, Rule 6E-2.010, F.A.C.

(a) No change.

(b) Recruiting Practices. Each institution must observe ethical practices and procedures in the recruitment of its students. Ethical practices and procedures include, at a minimum, the following:

1. through 6. No change.

7. An institution shall not permit the payment of cash or other nonmonetary incentives, such as but not limited to travel or gift certificates, to any ~~student or~~ prospective student as an inducement to enroll or visit the institution. An institution shall not use the word “free” or its synonyms in reference to any equipment, tuition, books, or other items in conjunction with recruiting or advertising. ~~Tuition or fee discounts are not permissible~~; Any ~~any~~ reductions of tuition or fees must comply with subsection 6E-1.0032(7), F.A.C.

8. through 9. No change.

(c) No change.

(6) Standard 6: Finances. All institutions must demonstrate that the financial structure of the institution is sound, with resources sufficient for the proposed operations of the institution and the discharge of its obligations to the students. To demonstrate this, the school shall provide the following:

(a) Provisional License:

1. No change.

2. A pro forma balance sheet prepared ~~in accordance with Generally Accepted Accounting Principles~~ for the type of institution making application.

3. If the corporation that controls the institution is ongoing, the institution shall provide a financial statement of the parent corporation compiled ~~compiled~~, reviewed or audited in accordance with Generally Accepted Accounting Principles, prepared by an independent certified public accountant.

4. No change.

(b) Annual License, Extended Annual License, or Annual Review:

1. No change.

2. If an independent postsecondary educational institution earns less than \$100,000 gross tuition revenue per the institution’s fiscal year, the institution shall provide both a

financial statement of the institution and of the controlling ~~principals~~ principles. The financial statement shall be compiled, reviewed, or audited by an independent certified public accountant. These statements must demonstrate sufficient resources to ensure appropriate institutional development.

3. No change.

(c) No change.

(d) In addition to the financial information required above, institutions shall submit CIE Form # , entitled Selected Financial Data, effective . This form is incorporated by reference and may be obtained without cost from the Commission’s website at www.fldoe.org/cie or by writing to the Commission for Independent Education at 325 West Gaines Street, Suite 1414, Tallahassee, FL 32399-0400.

(7) Standard 7: Faculty.

(a) Nondegree Diploma Programs:

1. No change.

2. Faculty Qualifications. These standards shall apply to all full-time, part-time and adjunct faculty.

a. No change.

b. For all non-degreed faculty, the burden of proof is on the institution to demonstrate instructor competence in the subjects taught. Instructors shall have completed postsecondary training in either a state licensed school or a college accredited by an accrediting agency recognized by the United States Department of Education ~~USDOE~~ plus one year of job experience related to the subjects taught; or have completed a minimum of three years of successful job experience directly related to the subjects taught.

3. through 4. No change.

(b) through (f) No change.

(8) through (9) No change.

(10) Standard 10: Student Services. All institutions, regardless of the level of credentials offered, shall comply with the following standards:

(a) through (b) No change.

(c) Placement Improvement Plans. A nonaccredited institution holding provisional or annual licensure shall report its placement rate as defined by the Commission with each license review. If the placement rate falls below 60%, the Commission shall place the institution on a placement improvement plan. This plan shall include actions to be taken to improve the placement rate and shall be submitted to the Commission. A progress report shall be filed with the Commission after a period designated by the Commission, and shall include information on placement personnel, placement activities, job development activities, and additional data as requested by the Commission to show the effectiveness of the plan in improving the placement rate. If the progress report does not show an improvement as accepted by the Commission, the Commission shall take actions up to and including revocation of license.

An institution accredited by an agency recognized by the United States Department of Education ~~USDOE~~ shall report its placement rate, as required by its respective accrediting agency, with each annual review. If the placement rate does not meet the accrediting agency's requirements, the Commission shall place the institution on a placement improvement plan. This plan shall be developed by the institution and include actions to be taken to improve the placement rate, and shall be submitted to the Commission. A progress report shall be filed with the Commission after a period designated by the Commission and shall include information documenting the activities taken by the institution to improve the placement rate. If the progress report does not show improvement as accepted by the Commission, the Commission shall take actions up to and including revocation of license.

(d) Retention Improvement Plans. A nonaccredited institution holding provisional or annual licensure shall report its retention rate as defined by the Commission with each license review. If the rate falls below 50%, the Commission shall place the institution on a retention improvement plan. This plan shall include actions to be taken to improve other retention rate, and shall be submitted to the Commission. A progress report shall be filed with the Commission after a period designated by the Commission, and shall include information documenting the activities taken by the institution to improve the retention rate. If the progress report is not accepted by the Commission, the Commission shall take actions up to and including revocation of license.

An institution accredited by an agency recognized by United States Department of Education ~~USDOE~~ shall report its retention rate, as required by its respective accrediting agency, with each annual review. If the retention rate does not meet the accrediting agency's requirements the Commission shall place the institution on a retention improvement plan. This plan shall be developed by the institution and include actions to be taken to improve the retention rate, and shall be submitted to the Commission. A progress report shall be filed with the Commission after a period designated by the Commission and shall include information documenting the activities taken by the institution to improve the retention rate. If the progress report does not show an improvement as accepted by the Commission, the Commission shall take actions up to and including revocation of license.

(e) Institutions shall submit placement and retention information on CIE Form 801, Annual Student Data Collection for Non-Institutionally Accredited Institutions, effective _____, CIE Form 802, Annual Student Data Collection for Institutionally Accredited Institutions, effective _____, CIE Form 803, Placement and Retention Reporting for Institutionally Accredited Institutions – Institutional Reporting, effective _____, and CIE Form 804, Placement and Retention Reporting for Institutionally Accredited Institutions – Programmatic Reporting,

effective _____, as applicable. These forms are incorporated by reference and may be obtained without cost from the Commission's website www.fldoe.org/cie or by writing to the Commission for Independent Education at 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

(11) Standard 11: Publications and Advertising.

(a) No change.

(b) Catalog.

1. No change.

2. Each institution shall publish and provide to each enrolled student a catalog in written or electronic form. Written catalogs shall be professionally printed and bound. If electronic catalogs are also used, the two versions shall contain the same information, except for updates that may be provided more quickly in electronic versions. The catalog shall constitute a contractual obligation of the school to the student and shall be the official statement of the school's policies, programs, services, and charges and fees. The catalog shall include, at a minimum, the following information:

a. through d. No change.

e. If the institution is accredited as defined in Section 1005.02(1), F.S., a statement of accreditation. If an institution claims accreditation by an accrediting agency that is not recognized by the United States ~~U.S.~~ Department of Education, the disclosure required in paragraph 6E-1.0032(6)(d), F.A.C., is to be inserted in the catalog and in all publications or advertising, as defined in subsection 6E-1.003(5), F.A.C., wherever the unrecognized accrediting association or agency is mentioned;

f. through r. No change.

s. A complete explanation of the standards of satisfactory academic progress. This policy shall include, at a minimum: Minimum grades and/or standards considered satisfactory; conditions for interruption due to unsatisfactory grades or progress; a description of the probationary period, if applicable; and conditions of re-entrance for those students suspended for unsatisfactory progress;

t. through cc. No change.

dd. If the institution offers courses through distance education or other alternative means, the catalog shall include the information specified in subsection 6E-2.0041(10)(~~++~~), F.A.C.;

ee. No change.

3. Catalogs for Multiple Institutions. All institutions utilizing a common catalog must be of common ownership. Photographs of the physical facilities of any of the institutions must be captioned to identify the particular institution or campus depicted. The faculty and staff of each institution and the members of the administration for the group of institutions shall be clearly identified with respect to each institution and to the overall administration. Any information contained in the

catalog that is not common to all institutions in the group shall be ~~clearly disclosed presented in such a manner that no confusion, misunderstanding or misrepresentation is possible.~~

(c) Advertising.

1. No change.

2. For initial applicants and renewal of licensure, the institution shall submit a copy of all proposed or actual advertising publications, ~~together with any and all materials used for the purpose of recruiting students.~~

3. All advertising by an institution, ~~including all written and verbal communications, illustrations, and express or implied representations,~~ shall be factual and not misleading to the public. All illustrations in published materials must specifically and accurately represent the institution. If any other illustrations are used, they must be clearly and accurately captioned.

4. No change.

5. An institution shall not offer the payment of cash or other nonmonetary incentives, such as but not limited to travel or gift certificates, ~~monetary incentives~~ as an inducement to visit the campus or to enroll in a course or program.

6. through 11 No change.

12. Overstatements, ~~superlatives,~~ and exclusives shall not be used in any advertising. The word “free” shall only be used when there is unconditional access to the item or service for all students, without cost or obligation of any type, and if refunds or loan repayments do not include consideration of the item or service.

13. through 16. No change.

(12) No change.

Rulemaking Specific Authority 1005.22(1)(e), 1005.31(2), (3), 1005.34, 1005.39 FS. Law Implemented 1005.04, 1005.31, 1005.33(1), 1005.34, 1005.39 FS. History—Repromulgated 12-5-74, Formerly 6E-3.01(1), Readopted 11-11-75, Amended 3-7-77, 5-7-79, 10-13-83, Formerly 6E-2.04, Amended 11-27-88, 11-29-89, 12-10-90, 10-19-93, 4-2-96, 4-11-00, 1-7-03, 4-5-04, 5-24-04, 7-20-04, 5-18-05, 7-10-06, 7-23-07, _____.

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: RULE TITLE:
6E-4.001 Fees and Expenses

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to delete the fee charged a student by the Commission when the Commission provides the student with a copy of his transcript, to reduce the charge to institutions licensed-by-means of accreditation for adding or modifying a program, to correct the language describing the circumstances when fees will be reduced and to include a date for the end of the fiscal year. The purpose is also to include the description of a Florida student for traditional and distance education.

SUBJECT AREA TO BE ADDRESSED: To adjust the fee schedule charged to prospective institutions and licensed institutions.

RULEMAKING AUTHORITY: 1005.35, 1005.37, 1005.38 FS.

LAW IMPLEMENTED: 1005.22, 1005.35, 1005.37, 1005.38 FS.

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

DATE AND TIME: September 20, 2011, 3:00 p.m.

PLACE: Orlando Marriott Lake Mary, 1501 International Parkway, Lake Mary, Florida 32646

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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Samuel L. Ferguson, Executive Director

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6E-4.001 Fees and Expenses.

(1) The Base Fee and the Workload Fee shall be assessed at one of six levels based upon the Florida student enrollment (per license issued) for the last reported fiscal year ending on June 30th. For each licensed institution, Florida student enrollment consists of all students enrolled at a Florida campus of a licensed an institution and for plus all Florida residents enrolled in any CIE licensed distance education, a student whose mailing address for purposes of receiving distance education lessons and materials from the school, is a Florida address program. If an institution that holds a license has not submitted enrollment data to the Commission (using the CIE Annual Data Collection) they shall be assessed at the highest level.

- (a) Level 1 = 0 to 100 students
- (b) Level 2 = 101-500 students
- (c) Level 3 = 501-1,000 students
- (d) Level 4 = 1,001 to 5,000 students
- (e) Level 5 = 5,001 to 10,000 students
- (f) Level 6 = over 10,000 students

If the total revenue collected by the Commission during a fiscal year is ~~greater than~~ or greater than 12% ~~of~~ the Commission’s budgeted expenditures for the same fiscal year, the Commission is authorized to reduce the Base Fee and

Workload Fee up to 3%. If the total revenue collected by the Commission during a fiscal year is less than the Commission’s budgeted expenditures for the same fiscal year, the Commission is authorized to increase the Base Fee and Workload Fee up to 3%.

(2) No change.

(3) Workload Fees. Each licensed institution receives technical assistance from the Commission, along with help in developing and implementing institutional articulation agreements and achieving candidacy status with accrediting agencies; and significant amounts of staff and administrative time are spent on evaluating applications, traveling to institutions for onsite visits, assisting institutions which are experiencing problems with financial aid or financial stability, and other duties assigned by the Commission. The following workload fees are assessed in addition to the Base Fee, and must be received prior to Commission consideration of each action.

Initial Application for License, or Moving from Nondegree to Degree:

New Nondegree Institutions	\$2,000 + \$200 per program
New Degree-Granting Institutions.....	\$3,000 + \$200 per program
Annual Review of Licensure and License by Means of Accreditation Review:	

Level 1 =	\$1,500
Level 2 =	\$2,000
Level 3 =	\$5,000
Level 4 =	\$7,000
Level 5 =	\$8,500
Level 6 =	\$10,000

Institutions not Licensed by Means of Accreditation shall pay \$50 per licensed program (not to exceed \$500) as part of the Annual Review of License.

Substantive Change Review.....	\$1,000
Provisional or Annual Licensure Extension (first).....	\$500
Provisional or Annual Licensure Extension (second).....	\$750
Provisional or Annual Licensure Extension (third).....	\$1,500
New Program or Program Modifications, Less than Substantive Change or More than One Minor Modification per Year:	

Nondegree Programs for <u>Annually Licensed Institutions</u> ..	\$500
Degree Programs for <u>Annually Licensed Institutions</u>	\$1,000
<u>Nondegree and Degree Programs for Institutions Licensed by Means of Accreditation:</u>	\$ 250

Site Visits:	
One Visit per Year	Included in licensure fee
Subsequent Visits directed by Commission	\$300 per day
Approval to Use “College” or “University”, First Time or Special Review	\$500
Annual Licensure of Recruiting Agents (nontransferable)	\$200
Criminal Justice Information Investigation.....	\$50

Copy of Student Academic Transcript on File\$10
 (4) through (9) No change.

(10) Institutions shall use CIE Form 801 or 802, as applicable to report enrollment information. CIE Form 801, Annual Student Data Collection for Non-Institutionally Accredited Institutions, effective _____, and CIE Form 802, Annual Student Data Collection for Institutionally Accredited Institutions, effective _____, are incorporated by reference and may be obtained without cost from the Commission’s website at www.fldoe.org/cie or by writing to the Commission for Independent Education at 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Rulemaking Specific Authority 1005.22(1)(e), 1005.35, 1005.37, 1005.38 FS. Law Implemented 1005.22, 1005.35, 1005.37, 1005.38 FS. History—New 1-7-03, Amended 7-27-04, 1-30-08, 7-21-08, _____.

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.:	RULE TITLE:
6E-4.005	Student Protection Fund; Trainout Procedures for Closure

PURPOSE AND EFFECT: The purpose of the proposed rule is to define annual tuition revenue generated in Florida and to require use of a form to report this information to the Commission. The effect of the proposed rule is to clarify the term to assist institutions when calculating payments into the Student Protection Fund and to promote efficiency by requiring the use of a form in transmitting this information to the Commission. The purpose and effect of the proposed rule is also to require institutions to list assets and liabilities on a form and to list the type of financial statement provided by the institution on a form.

SUBJECT AREA TO BE ADDRESSED: Verification of financial information from licensed institutions for Student Protection and licensing.

RULEMAKING AUTHORITY: 1005.35, 1005.37, 1005.38 FS.

LAW IMPLEMENTED: 1005.36(3), 1005.37 FS.

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

DATE AND TIME: September 20, 2011, 3:00 p.m.

PLACE: Orlando Marriott Lake Mary, 1501 International Parkway, Lake Mary, Florida 32646

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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Samuel L. Ferguson, Executive Director

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6E-4.005 Student Protection Fund; Trainout Procedures for Closure.

Subsections (1)-(4), paragraphs (6)(a) and (b) of this rule shall apply to all licensed nonpublic nondegree schools. Subsection (5) and paragraph (6)(c) shall apply to all licensed institutions.

(1) through (2) No change.

(3) Assessment Paid by Licensed Nondegree Schools. Each licensed school shall pay annually to the fund a specified amount equal to .0005 of the annual ~~gross~~ tuition revenue generated in Florida.

(4) Computation and Payment of Assessment.

(a) through (c) No change.

(d) The full and timely payment of the assessment is a condition of licensure. Failure to make such payment shall be grounds for disciplinary action against the school, or for changing the status of a school which is Licensed by Means of Accreditation to a Provisional License, or for denial of an application for license renewal.

(e) Licensed nondegree institutions shall report annual tuition revenue generated in Florida on CIE Form XXX, entitled Selected Financial Data. This form is incorporated by reference, effective . CIE Form XXX may be obtained without cost from the Commission's website at www.fldoe.org/cie or by writing to the Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

(5) through (6) No change.

Rulemaking Specific Authority 1005.37 FS. Law Implemented 1005.35(4)(g), 1005.36(3), 1005.37 FS. History--New 4-2-03, Amended _____.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.:	RULE TITLE:
12A-1.070	Leases and Licenses of Real Property; Storage of Boats and Aircraft

PURPOSE AND EFFECT: The purpose of this rule development is to discuss guidelines concerning when certain expenditures or payments made by the lessee/tenant are considered part of the total rent or license fee charged for the use of real property that are subject to the tax imposed under Section 212.031, F.S. Examples of expenditures or payments may include, but are not limited to, tenant improvements and maintenance charges.

SUBJECT AREA TO BE ADDRESSED: The subject area of the rule development workshop is the development of updated procedures, consistent with current statutory provisions and court cases, regarding the tax imposed on the rental, lease, or license to use, occupy, or enter upon any real property.

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

LAW IMPLEMENTED: 212.02(10)(h), (i), (13), 212.03(6), 212.031 FS.

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

DATE AND TIME: September 21, 2011, 9:30 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida. The public can also participate in this rule development workshop through a simultaneous electronic broadcast of this event by the Department of Revenue using WebEx, and conference calling technology. The requirements to participate are access to the Internet and a telephone. The public can participate in this electronic workshop by accessing the broadcast from their home or office. Specific information about how to participate in this electronic meeting from your home or office will be included in the Agenda for this workshop posted on the Department's Proposed Rule site at www.myflorida.com/dor/rules.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tammy Miller at (850)617-8346. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: French Brown, Deputy Director, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-6301

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

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

RULE NO.:	RULE TITLE:
18-21.0051	Delegation of Authority

PURPOSE AND EFFECT: Rule 18-21.0051, F.A.C., sets limits on which projects for sovereign submerged land leases can be authorized locally by the Department of Environmental Protection Districts and Water Management Districts and which require review by the Governor and Cabinet, sitting as the Board of Trustees. Amendments are proposed to delete the slip threshold and increase the preempted area threshold from 50,000 square feet to 150,000 square feet. Any projects of

heightened public concern would continue to require final action by the Board of Trustees regardless of their size or preempted area.

One benefit will be to reduce the processing time by approximately 45 days, expediting and streamlining the process for the public and eliminating the cost of taking these leases to the Board of Trustees. It also will be a time and cost savings to agency staff, which includes local district review and staff review in Tallahassee. For the applicant, construction can begin sooner.

SUBJECT AREA TO BE ADDRESSED: Increase the number of projects that can be authorized locally rather than require review by the Board of Trustees.

RULEMAKING AUTHORITY: 253.002, 253.73 FS.

LAW IMPLEMENTED: 253.002, 253.67-.75, 597.010 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary VanTassel, Florida Department of Environmental Protection, Office of Submerged Lands and Environmental Resources, MS 2500, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8486, or e-mail: Mary.VanTassel@dep.state.fl.us. Further information and updates on this rule development also may be obtained from the Department's Web Site at: www.dep.state.fl.us/water/rules_dr.htm#erp. (OGC No. 11-0594)

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-203.601
RULE TITLE: Employee Benefit Trust Fund

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to move the language of Form DC2-354 into Form DC2-356 so that DC2-354 will be repealed; to clarify the authority of the Assistant Secretary of Institutions and of regional employee benefit trust fund teams over EBTF functions and operations; and to specify the manner in which net recycling proceeds are to be used.

SUBJECT AREA TO BE ADDRESSED: Employee benefit trust fund.

RULEMAKING AUTHORITY: 945.215, 945.21501 FS.

LAW IMPLEMENTED: 945.215, 945.21501 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-203.601 Employee Benefit Trust Fund.

(1) No change.

(2) The Assistant Secretary of Institutions will provide oversight for the operation of the employee benefit trust fund and for the employee benefit trust fund activities. The primary function of the Assistant Secretary of Institutions will be to standardize the operation of the employee benefit trust fund.

~~(3)(2) The employee benefit trust fund shall be established in the Bureau of Finance and Accounting. A regional employee benefit trust fund team appointed by the regional director of institutions will be established in each region. Oversight and administration of the fund shall be the responsibility of the employee benefit trust fund team under the direction of the Assistant Secretary of Institutions. This team will review and approve the number and location of vending machines and canteens, recommend staffing patterns, and perform a monthly review of checks written. The primary function of the central office team will be to standardize the operation of the employee benefit trust fund. The team shall be made up of the following staff members:~~

~~(a) Secretary or designee;~~

~~(b) Assistant Secretary of Institutions or designee;~~

~~(c) Chief of Staff or designee;~~

~~(d) Deputy Assistant Secretary of Institutions or designee;~~

~~(e) Director of Administration or designee; and~~

~~(f) Chief, Bureau of Finance and Accounting or designee.~~

~~(3) A regional employee benefit trust team appointed by the regional director of institutions will be established in each region. This team will review and approve the number and location of vending machines and canteens, recommend staffing patterns, and perform a monthly review of checks written. The team shall be made up of the following staff members:~~

~~(a) through (5) No change.~~

(6) The One half of the net proceeds of the department's recycling program will be used to fund employee benefits for each institution community corrections, regional offices, and central office.

(7) Disbursements from the fund will be authorized for the purchase of items for resale or operating supplies as approved by the regional employee benefit trust fund team and expenditures that are in accordance with authorized uses of the fund. Local bank accounts shall be established at each institution for the purchase of items for resale or operating supplies approved by the regional ~~central office~~ employee benefit trust fund team.

(8) The regional ~~central office~~ employee benefit trust fund team will establish an amount to be retained in each local account. Funds in excess of operating needs will be transferred to the central account.

(9) Institutions requesting to withdraw money from the fund for purchases not under their level of approval shall submit a request to the appropriate authority ~~central office team~~ describing the need for the funds and cost estimate for the project. The request will be submitted utilizing Form DC2-356, EBTF Expenditure Check Request ~~DC2-354, Employee Benefit Trust Fund Expenditure Request~~. Form DC2-356 ~~DC2-354~~ is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, ~~Bureau of Policy Development~~, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is _____ April 13, 2008.

(10) The appropriate authority ~~central office team~~ shall review each request to ensure that the purpose of the expenditure is in accordance with authorized uses of the fund and to ensure that the institution has sufficient funds earmarked for the amount of the withdrawal. If the request ~~DC2-354~~ is approved, vendor payments may be requested by e-mail using the bottom portion of Form DC2-356, EBTF Expenditure Check Request. Form DC2-356 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, ~~Bureau of Policy Development~~, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is April 13, 2008.

~~(11) A service charge equal to 7% of canteen revenues will be used to offset administrative costs of the employee benefit trust fund.~~

Rulemaking Specific Authority 945.215, 945.21501 FS. Law Implemented 945.215, 945.21501 FS. History--New 4-13-08, Amended _____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-210.103
 RULE TITLE: Privileged Mail
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify that incoming mail from the news media that is individually correspondent in nature, rather than being a publication of the news media organization, should be marked so that staff know to treat the incoming mailing as correspondence rather than a publication.
 SUBJECT AREA TO BE ADDRESSED: Privileged mail.

RULEMAKING AUTHORITY: 944.09 FS.
 LAW IMPLEMENTED: 20.315, 944.09, 944.11 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 33-210.103 Privileged Mail.
- (1) through (4) No change.
- (5) Processing of Privileged Mail.
- (a) All incoming privileged mail shall be opened in the presence of the inmate to determine that the correspondence is privileged mail and that it contains no unauthorized items. Incoming mail from the news media that is correspondence as opposed to a publication shall clearly indicate on the outside of the envelope the nature of the mail in order to put staff on notice that it should be handled pursuant to this Rule rather than Rule 33-504.101, F.A.C. ("Admissible Reading Material"), such as by marking it as "privileged," "correspondence," or "not a publication." Only the signature and letterhead of privileged mail may be read. If the incoming mail is not privileged mail, it will be returned to the sender along with a form letter which states that the correspondence is being returned in accordance with subsection (5) of this rule because it was being transmitted under the guise of privileged mail. The inmate to whom the mail was addressed shall receive a copy of the form letter.
- (b) through (9) No change.

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.11 FS. History--New 9-1-93, Amended 5-25-97, 2-15-98, Formerly 33-3.0052, Amended 12-20-99, Formerly 33-602.403, Amended 5-5-02, 12-4-02, 9-20-04, 7-18-05, _____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.101
 RULE TITLE: Care of Inmates
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to modify inmate uniform provisions.
 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.101 Care of Inmates.

(1) No change.

(2) Inmates shall at all times wear the regulation clothing and identification card in accordance with Department rules, procedures, and institution policy.

(a) Class Uniforms will be as follows:

1. No change.

2. The female Class A uniform shall require the following:

a. Either,

i. State issued outer shirt, T-shirt under outer shirt (permissible but not required to be worn underneath buttoned state issued outer shirt), state issued pants, and state issued web belt (except for state issued pants with elastic waistband not requiring a belt); or

~~ii. State issued dress, fully buttoned, with slip (dress shall not be worn in visitation or for work squad assignments including food service), T-shirt under dress (permissible but not required to be worn underneath buttoned state issued dress); or~~

~~iii. Pregnant inmates may wear maternity dresses.~~

b. through 5. No change.

6. Inmates shall wear either shorts or pants any time inmates are not in their beds, except that females may wear a ~~dress or~~ pajamas with a robe fully buttoned. Pants shall be completely buttoned before exiting the dormitory. The waist of pants and shorts shall be worn above the buttocks, around the natural waist.

7. through (3) No change.

(4) through (11) No change.

(12) Inmate health and comfort items shall be provided in accordance with the guidelines in the Inmate Health and Comfort Items – Issuance, Form NII-071. Form NII-071, Inmate Health and Comfort Items – Issuance, is hereby incorporated by reference. A copy of this form is available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is October, 2011 ~~5-24-11~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00212>).

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, _____.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-602.203 Control of Contraband

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify that certain Uniform Commercial Code materials are disallowed.

SUBJECT AREA TO BE ADDRESSED: Contraband.

RULEMAKING AUTHORITY: 944.09, 944.11 FS.

LAW IMPLEMENTED: 90.505, 944.09, 944.11, 944.803 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.203 Control of Contraband.

(1) General Definition of Contraband.

(a) Any item or article inside an institution or facility, on the property of a facility or in the possession of an inmate that was not neither:

1. through 3. No change.

4. Authorized and approved for delivery by mail; or not

5. through (6) No change.

(7) No inmate shall manufacture or possess any forms that may be used in the fraudulent filing of Uniform Commercial Code liens and/or publications that promote this practice. An inmate shall not possess any Uniform Commercial Code (UCC) Article 9 form, including but not limited to any financing statement (UCC1, UCC1Ad, UCC1AP, UCC3, UCC3Ad, UCC3AP), or correction statement (UCC5), whether printed, copied, typed or hand written, or any document concerning a scheme involving an inmate's "strawman," "House Joint Resolution 192 of 1933," the "Redemptive Process," "Acceptance for Value" presentments or document indicating copyright or attempted copyright of an inmate's name absent prior written authorization from the warden.

~~(8)(7)~~ Disposition of Contraband.

(a) Those contraband items retained for use in disciplinary hearings as evidence will be stored until such time as the warden or his designee approves of their being destroyed or disposed of. A secure area within the institution will be designed as the storage area for all contraband items. A Contraband Log, Form DC6-219, will be utilized to document the storage of contraband items. Form DC6-219 is hereby incorporated by reference. Copies of this form may be obtained from the Forms Control Administrator, ~~Office of Research,~~

~~Planning and Support Services~~, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 3-2-00.

(b) Contraband items to be used during outside court cases as evidence will be referred to the Inspector General's Office for handling. The Inspector General's Office will either assume custody of the contraband or instruct the institution to hold it as evidence. In either case, the initial confiscating authority will establish the chain of evidence, and insure it is properly followed. Form DC1-801, Chain of Custody, shall be used for this purpose. Form DC1-801 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, ~~Office of Research, Planning and Support Services~~, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 7-8-03.

(c) through (i) No change.

~~(9)(a)(8)(a)~~ All cells, lockers, dormitories and other areas of an institution may be searched in a reasonable manner at any time. A copy of Form DC6-220, Inmate Impounded Personal Property List, shall be given for any property taken in such a search if the inmate acknowledges possession or if the property was taken from an area occupied by the inmate or under his control. The inmate's acceptance of his copy of Form DC6-220 shall not constitute admission of possession of contraband. Form DC6-220 is incorporated by reference in subsection ~~33-602.201(17)~~ ~~33-602.201(16)~~, F.A.C.

(b)1. The Regional Director of Institutions is authorized to declare an emergency situation to exist if he finds, upon the advice and request of the warden, that an immediate mass search is necessary to preserve the security and order of the institution and sufficient staff are not available to follow routine procedures of accounting and receipting for property. Within 72 hours after the declaration, the warden shall prepare a written statement setting forth the facts showing such emergency, which statement shall be forwarded to the Regional Director, who shall prepare a report to the Secretary justifying the declaration.

2. through 3. No change.

4. If an investigation determines that inmate personal property has been damaged or destroyed by Department staff, the procedure as outlined in subsection ~~33-602.201(14)~~ ~~33-602.201(11)~~, F.A.C., shall be followed in order to replace the property.

Rulemaking Authority 944.09, 945.215 FS. Law Implemented 944.47, 945.215 FS. History—New 10-8-76, Amended 2-24-81, 4-18-82, 8-13-84, 2-13-85, 6-2-85, Formerly 33-3.06, Amended 2-9-87, 11-3-87, 8-14-90, 11-21-91, 1-6-94, 5-28-96, 10-26-97, Formerly 33-3.006, Amended 3-2-00, 7-8-03, 11-10-03, 6-28-07, _____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.205
 RULE TITLE: Inmate Telephone Use

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to generally modify the provisions concerning inmate telephone use, such as how calls may be made and to whom.

SUBJECT AREA TO BE ADDRESSED: Inmate telephone use.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.210
 RULE TITLE: Use of Force

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to generally update, modify, and clarify the provisions of the rule relating to use of force for operational efficiency and to reflect changes in law and policy.

SUBJECT AREA TO BE ADDRESSED: Use of Force.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 776.07, 944.09, 944.35 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

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

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-8.624
 RULE TITLE: Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: To amend Rule 40D-8.624, F.A.C., to establish minimum and guidance levels for one of the District's listed priority waters, Lake Wimauma in Hillsborough County, FL pursuant to Section 373.042, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Establishment of minimum and guidance levels for Lake Wimauma in the town of Wimauma, Hillsborough County, Florida. A minimum level is the level of surface water at which further water withdrawals would be significantly harmful to the water resources of the area. Members of the District's Governing Board and Basin Boards may attend the Rule Development Workshop.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709 FS.

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

DATE AND TIME: September 20, 2011, 6:00 p.m.

PLACE: SouthShore Regional Library, 15816 Beth Shields Way, Ruskin, FL 33573

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 Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899, telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Keith Kolasa, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4236

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: 59A-35.100
RULE TITLE: Minimum License Requirements

PURPOSE AND EFFECT: The proposed amendment would revise the uniform licensing rule on issuing licenses to more than one provider at the same physical address. Review of the law implemented cited for this rule has determined that there is not a specific statutory prohibition against issuance of more than one license at a physical address.

SUBJECT AREA TO BE ADDRESSED: Deletion of the prohibition against two licenses of the same type from being issued to the same physical or street address.

RULEMAKING AUTHORITY: 408.819 FS.

LAW IMPLEMENTED: 408.810 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: September 19, 2011, 10:00 a.m.

PLACE: AHCA Conference Room C, Building 3, 2727 Mahan Drive, Tallahassee, FL 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Kaylyn Boles, Bureau of Health Facility Regulation, 2727 Mahan Drive, MS #28A, Tallahassee, FL 32308, Kaylyn.Boles@ahca.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Saliba, Office of the General Counsel, 2727 Mahan Drive, Tallahassee, Florida 32308, (850)412-3336

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE NO.: 59C-1.008
RULE TITLE: Certificate of Need Application Procedures

PURPOSE AND EFFECT: The agency is proposing to update the rule to add the CY 2012 and 2013 batching calendars for applications and to delete obsolete language in Rule 59C-1.008, F.A.C.

SUBJECT AREA TO BE ADDRESSED: The proposed rule is updated to include CY 2012 and 2013 batching calendar dates and reflect statutory changes that delete burn units and shared services programs currently listed in rule in Rule 59C-1.008, F.A.C.

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

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The proposed rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs. Any person who wishes to provide information regarding a statement of estimated regulatory cost, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 408.15(8), 408.034(6) FS.

LAW IMPLEMENTED: 408.033, 408.034, 408.036(2), 408.037, 408.038, 408.039, 408.042 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Marisol Novak, Certificate of Need, 2727 Mahan Drive, Mail Stop 28, Building 1, Tallahassee, Florida or call (850)412-4401

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS ALSO AVAILABLE AT THE AGENCY'S CERTIFICATE OF NEED WEBSITE AT: http://ahca.myflorida.com/MCHQ/CON_FA/Proposed_Rules/index.shtml

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59C-1.008 Certificate of Need Application Procedures.

(1) Letters of Intent and applications subject to comparative review shall be accepted in two batching cycles annually each for hospital beds and facilities and for other beds and programs, as specified in paragraph (g) of this subsection. The category "hospital beds and facilities" includes proposals for new hospital facilities, replacement hospital facilities if being replaced more than a mile away, the establishment of new neonatal level II and level III programs unless otherwise exempt pursuant to Section 408.036(3)(l), F.S., and comprehensive medical rehabilitation beds unless otherwise exempt pursuant to Section 408.036(3)(j), F.S., and except as provided in Section 408.037(2), F.S., for a general hospital. Unless otherwise directed by Section 408.037(2), F.S., general hospital applications shall conform to the schedules in this rule and will use all the applications and schedules described in paragraph (1)(f). The category "other beds and programs" includes proposals for pediatric open heart surgery, pediatric cardiac catheterization, ~~specialty burn units~~, organ transplantation, community nursing home projects, hospice programs, hospice inpatient facilities, and intermediate care facilities for the developmentally disabled.

(a) through (f) No change.

(g) Applications Subject to Comparative Review-Batching Cycles. In order that applications pertaining to similar types of services or facilities affecting the same service district or subdistrict may be considered in relation to each other for purposes of comparative review, letters of intent and applications shall be received by the agency no later than dates prescribed in the following schedule:

Hospital Beds and Facilities

2nd Batching Cycle—2009

Summary Need Projections Published in F.A.W.	7-24-09
Letter of Intent Deadline	8-10-09
Application Deadline	9-09-09
Completeness Review Deadline	9-16-09
Application Omissions Deadline	10-14-09
Agency Initial Decision Deadline	12-11-10

Hospital Beds and Facilities

1st Batching Cycle—2010

Summary Need Projections Published in F.A.W.	1-22-10
Letter of Intent Deadline	2-08-10
Application Deadline	3-10-10
Completeness Review Deadline	3-17-10
Application Omissions Deadline	4-14-10
Agency Initial Decision Deadline	6-11-10

Hospital Beds and Facilities

2nd Batching Cycle—2010

Summary Need Projections Published in F.A.W.	7-23-10
Letter of Intent Deadline	8-09-10
Application Deadline	9-08-10
Completeness Review Deadline	9-15-10
Application Omissions Deadline	10-13-10
Agency Initial Decision Deadline	12-10-10

Hospital Beds and Facilities

1st Batching Cycle—2011

Summary Need Projections Published in F.A.W.	1-21-11
Letter of Intent Deadline	2-07-11
Application Deadline	3-09-11
Completeness Review Deadline	3-16-11
Application Omissions Deadline	4-13-11
Agency Initial Decision Deadline	6-10-11

Hospital Beds and Facilities

2nd Batching Cycle – 2011

Summary Need Projections Published in F.A.W.	7-22-11
Letter of Intent Deadline	8-08-11
Application Deadline	9-07-11
Completeness Review Deadline	9-14-11

Application Omissions Deadline	10-12-11	<u>Other Beds and Programs</u>	
Agency Initial Decision Deadline	12-09-11	<u>1st Batching Cycle – 2010</u>	
		<u>Summary Need Projections Published in F.A.W.</u>	4-02-10
<u>Hospital Beds and Facilities</u>		<u>Letter of Intent Deadline</u>	4-19-10
<u>1st Batching Cycle – 2012</u>		<u>Application Deadline</u>	5-19-10
<u>Summary Need Projections Published in F.A.W.</u>	1-20-12	<u>Completeness Review Deadline</u>	5-26-10
<u>Letter of Intent Deadline</u>	2-06-12	<u>Application Omissions Deadline</u>	6-23-10
<u>Application Deadline</u>	3-07-12	<u>Agency Initial Decision Deadline</u>	8-20-10
<u>Completeness Review Deadline</u>	3-14-12		
<u>Application Omissions Deadline</u>	4-11-12	<u>Other Beds and Programs</u>	
<u>Agency Initial Decision Deadline</u>	6-08-12	<u>2nd Batching Cycle – 2010</u>	
		<u>Summary Need Projections Published in F.A.W.</u>	10-01-10
<u>Hospital Beds and Facilities</u>		<u>Letter of Intent Deadline</u>	10-18-10
<u>2nd Batching Cycle – 2012</u>		<u>Application Deadline</u>	11-17-10
<u>Summary Need Projections Published in F.A.W.</u>	7-20-12	<u>Completeness Review Deadline</u>	11-24-10
<u>Letter of Intent Deadline</u>	8-06-12	<u>Application Omissions Deadline</u>	12-22-10
<u>Application Deadline</u>	9-05-12	<u>Agency Initial Decision Deadline</u>	2-18-11
<u>Completeness Review Deadline</u>	9-12-12		
<u>Application Omissions Deadline</u>	10-10-12	<u>Other Beds and Programs</u>	
<u>Agency Initial Decision Deadline</u>	12-07-12	<u>1st Batching Cycle – 2011</u>	
		<u>Summary Need Projections Published in F.A.W.</u>	4-01-11
<u>Hospital Beds and Facilities</u>		<u>Letter of Intent Deadline</u>	4-18-11
<u>1st Batching Cycle – 2013</u>		<u>Application Deadline</u>	5-18-11
<u>Summary Need Projections Published in F.A.W.</u>	1-18-13	<u>Completeness Review Deadline</u>	5-25-11
<u>Letter of Intent Deadline</u>	2-04-13	<u>Application Omissions Deadline</u>	6-22-11
<u>Application Deadline</u>	3-06-13	<u>Agency Initial Decision Deadline</u>	8-19-11
<u>Completeness Review Deadline</u>	3-13-13		
<u>Application Omissions Deadline</u>	4-10-13	<u>Other Beds and Programs</u>	
<u>Agency Initial Decision Deadline</u>	6-07-13	<u>2nd Batching Cycle – 2011</u>	
		<u>Summary Need Projections Published in F.A.W.</u>	9-30-11
<u>Hospital Beds and Facilities</u>		<u>Letter of Intent Deadline</u>	10-17-11
<u>2nd Batching Cycle – 2013</u>		<u>Application Deadline</u>	11-16-11
<u>Summary Need Projections Published in F.A.W.</u>	7-19-13	<u>Completeness Review Deadline</u>	11-23-11
<u>Letter of Intent Deadline</u>	8-05-13	<u>Application Omissions Deadline</u>	12-21-11
<u>Application Deadline</u>	9-04-13	<u>Agency Initial Decision Deadline</u>	2-17-12
<u>Completeness Review Deadline</u>	9-11-13		
<u>Application Omissions Deadline</u>	10-09-13	<u>Other Beds and Programs</u>	
<u>Agency Initial Decision Deadline</u>	12-06-13	<u>1st Batching Cycle – 2012</u>	
		<u>Summary Need Projections Published in F.A.W.</u>	3-30-12
<u>Other Beds and Programs</u>		<u>Letter of Intent Deadline</u>	4-16-12
<u>2nd Batching Cycle – 2009</u>		<u>Application Deadline</u>	5-16-12
<u>Summary Need Projections Published in F.A.W.</u>	10-02-09	<u>Completeness Review Deadline</u>	5-23-12
<u>Letter of Intent Deadline</u>	10-19-09	<u>Application Omissions Deadline</u>	6-20-12
<u>Application Deadline</u>	11-18-09	<u>Agency Initial Decision Deadline</u>	8-17-12
<u>Completeness Review Deadline</u>	11-25-09		
<u>Application Omissions Deadline</u>	12-23-09	<u>Other Beds and Programs</u>	
<u>Agency Initial Decision Deadline</u>	2-19-10	<u>2nd Batching Cycle – 2012</u>	
		<u>Summary Need Projections Published in F.A.W.</u>	09-28-12
		<u>Letter of Intent Deadline</u>	10-15-12

<u>Application Deadline</u>	<u>11-14-12</u>
<u>Completeness Review Deadline</u>	<u>11-21-12</u>
<u>Application Omissions Deadline</u>	<u>12-19-12</u>
<u>Agency Initial Decision Deadline</u>	<u>2-15-13</u>

Other Beds and Programs
1st Batching Cycle – 2013

<u>Summary Need Projections Published in F.A.W.</u>	<u>3-29-13</u>
<u>Letter of Intent Deadline</u>	<u>4-15-13</u>
<u>Application Deadline</u>	<u>5-15-13</u>
<u>Completeness Review Deadline</u>	<u>5-22-13</u>
<u>Application Omissions Deadline</u>	<u>6-19-13</u>
<u>Agency Initial Decision Deadline</u>	<u>8-16-13</u>

Other Beds and Programs
2nd Batching Cycle – 2013

<u>Summary Need Projections Published in F.A.W.</u>	<u>09-27-13</u>
<u>Letter of Intent Deadline</u>	<u>10-14-13</u>
<u>Application Deadline</u>	<u>11-13-13</u>
<u>Completeness Review Deadline</u>	<u>11-20-13</u>
<u>Application Omissions Deadline</u>	<u>12-18-13</u>
<u>Agency Initial Decision Deadline</u>	<u>2-14-14</u>

(h) through (i) No change.

~~(j) Persons applying under a shared services agreement must each be named as an applicant for the Certificate of Need, with each separately meeting all requirements for application.~~

(2) through (5) No change.

Rulemaking Authority 408.034(6), 408.15(8) F.S. Law Implemented: 408.033, 408.034, 408.036(2), 408.037, 408.038, 408.039, 408.042 FS. History–New 1-1-77, Amended 11-1-77, 9-1-78, 6-5-79, 2-1-81, 4-1-82, 7-29-82, 9-6-84, Formerly 10-5.08, Amended 11-24-86, 3-2-87, 6-11-87, 11-17-87, 3-23-88, 5-30-90, 12-20-90, 1-31-91, 9-9-91, 5-12-92, 7-1-92, 8-10-92, Formerly 10-5.008, Amended 4-19-93, 6-23-94, 10-12-94, 10-18-95, 2-12-96, 7-18-96, 9-16-96, 11-4-97, 7-21-98, 12-12-00, 4-2-01, 1-10-02, 6-26-03, 12-13-04, 9-28-05, 10-9-07, 4-21-10,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.008 License Fees

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to reduce the fee charged to process a variance request to zero; to repeal language that duplicates statutory requirements as identified in the rule review completed under Executive Order 11-01; and to change resort license classifications to vacation rentals, as renamed by Chapter 2011-119, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: The proposed rule development will address the amount charged to process a request for a variance from the Division of Hotels and Restaurants rules and the name of the classification for

transient lodging establishments previously classified as resort dwellings and resort condominiums. The proposed rule development also addresses statutory duplication relating to when license fees must be paid.

RULEMAKING AUTHORITY: 509.032, 509.251 FS.

LAW IMPLEMENTED: 509.013, 509.032, 509.251, 509.302 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Michelle Comingore, Operations Review Specialist, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1012, Telephone: (850)488-1133, E-Mail: Michelle.Comingore@dbpr.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61C-1.008 License Fees.

(1) No change.

~~(2) The license fee shall be paid to the division before a license is issued, and the license fee to be charged shall be determined according to the licensing fee schedule in effect at the time an application for a license is received by the division.~~

~~(2)(3) Fractional License Fees.~~ The licensing fee schedule shall require an establishment which applies for an initial license to pay the full license fee, if application is made during the annual renewal period or more than 6 months prior to the next such renewal period, and one-half of the fee if application is made 6 months or less prior to such period.

~~(3)(4) Amount of License Fee – Public Lodging Establishment.~~ The license fee to conduct a public lodging establishment shall be in accordance with the following schedule exclusive of the categories of fee adjustments set forth in subsections 61C-1.008(1) and (3), F.A.C.:

(a) TRANSIENT LODGING/EXCLUDING TRANSIENT APARTMENTS AND VACATION RENTALS RESORT CONDOMINIUMS AND DWELLINGS.

NUMBER OF UNITS	BASIC FEE	INCREMENTAL UNIT FEE	HEP FEE	TOTAL FEE
SINGLE UNIT	\$170	\$10	\$10	\$190
2-25	\$170	\$20	\$10	\$200
26-50	\$170	\$35	\$10	\$215
51-100	\$170	\$50	\$10	\$230
101-200	\$170	\$75	\$10	\$255
201-300	\$170	\$105	\$10	\$285

301-400	\$170	\$135	\$10	\$315
401-500	\$170	\$160	\$10	\$340
OVER 500	\$170	\$190	\$10	\$370

(b) No change.

(c) ~~VACATION RENTALS RESORT CONDOMINIUMS AND RESORT DWELLINGS.~~

1. ~~Vacation rentals may be classified as a Resort condominium or and resort dwelling and~~ licenses may be classified as either single, or collective or group, as defined in Rule 61C-1.002, F.A.C.

2. Fees for renewal shall be based on the number of existing units under license at the time of the renewal period. Unless timely notification of additions or deletions of units in a group or collective license is given to the division, as set forth in sub-subparagraph 61C-1.002(4)(c)5.c., F.A.C., the fee for renewal shall be based upon the number of units under license when the license was either issued or last renewed, whichever is most recent.

3.a. ~~VACATION RENTALS RESORT CONDOMINIUMS AND DWELLINGS/COLLECTIVE LICENSE.~~

BASIC FEE	PER UNIT FEE	HEP FEE	TOTAL FEE
\$150	\$10	\$10	VARIES

b. ~~VACATION RENTALS RESORT CONDOMINIUMS AND DWELLINGS /GROUP AND SINGLE LICENSE.~~

NUMBER OF UNITS	BASIC FEE	INCREMENTAL UNIT FEE	HEP FEE	TOTAL FEE
SINGLE UNIT	\$150	\$10	\$10	\$170
2-25	\$150	\$20	\$10	\$180
26-50	\$150	\$35	\$10	\$195
51-100	\$150	\$50	\$10	\$210
101-200	\$150	\$75	\$10	\$235
201-300	\$150	\$105	\$10	\$265
301-400	\$150	\$135	\$10	\$295
401-500	\$150	\$160	\$10	\$320
OVER 500	\$150	\$190	\$10	\$350

(d) through (e) No change.

~~(4)(5)~~ Amount of License Fee – Public Food Service Establishment. The license fee for a public food service establishment shall be in accordance with the following schedule exclusive of the categories of fee adjustments set forth in subsections 61C-1.008(1) and (3), F.A.C.:

(a) through (b) No change.

(c) Plan review fees shall be \$150; variance review process fees shall be \$0:-

1. ~~Routine – \$150; and~~
2. ~~Emergency – \$300.~~

~~(5)(6)~~ Delinquency Fees. A license renewal filed with the division within 30 days after the expiration date shall be accompanied by a delinquency fee of \$50 in addition to the renewal fee and any other fees required by law or rule. A

license renewal filed with the division more than 30 but not more than 60 days after the expiration date shall be accompanied by a delinquency fee of \$100 in addition to the renewal fee and any other fees required by law or rule.

~~Rulemaking Specific Authority 509.032(6), 509.251 FS. Law Implemented 509.013, 509.032(2)(e), 509.032(3)(e), 509.251, 509.302(3) FS. History—New 7-31-79, Revised 9-1-80, Formerly 7C-1.08, Amended 5-10-89, 9-10-89, 10-31-89, 4-3-90, 12-31-90, 9-11-91, 2-27-92, 7-6-92, 8-23-92, 11-4-92, 4-4-93, Formerly 7C-1.008, Amended 9-20-93, 12-22-93, 6-29-95, 10-9-95, 9-25-96, 5-11-98, 9-21-00, 9-9-03, _____.~~

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-3.005
 RULE TITLE: Counterfeit-resistant Prescription Blanks for Controlled Substance Prescribing

PURPOSE AND EFFECT: Due to statutory changes, the rule must be amended to reflect that use of counterfeit-proof prescription blanks or pads is mandatory. Due to statutory changes, the Department also must impose additional requirements and approve vendors of counterfeit-proof prescription pads.

SUBJECT AREA TO BE ADDRESSED: Counterfeit-resistant/counterfeit-proof prescription pads/blanks for controlled substance prescribing.

RULEMAKING AUTHORITY: 456.42, 893.065 FS.

LAW IMPLEMENTED: 456.42, 893.065 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lola Pouncey, Bureau Chief, Bureau of Operations, 4052 Bald Cypress Way, Bin #C10, Tallahassee, Florida 32399-3260
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-4.003
 RULE TITLE: Office Surgery Registration Requirements, Fees

PURPOSE AND EFFECT: This amendment is to update the forms incorporated by reference in the rule and to make the electronic versions of the forms more user friendly.

SUBJECT AREA TO BE ADDRESSED: Office Surgery Registration Requirements Forms.

RULEMAKING AUTHORITY: 456.004, 458.309(3), 459.005(2) FS.

LAW IMPLEMENTED: 456.0635, 458.309(3), 459.005(2) FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: LaShonda Cloud, Regulatory Specialist, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B-4.003 Office Surgery Registration Requirements, Fees.

(1) Registration Requirements.

(a) Every office performing surgery as defined in Sections 458.309(3) and 459.005(2), F.S., must register and maintain a valid registration with the Department of Health. To register, an office must submit Form #DH-MQA 1031, Office Surgery Registration Application for medical physicians or Form #DH-MQA 1071, Office Surgery Registration Application for osteopathic physicians to the Department. Form #DH-MQA 1031, ~~revised August 2011 effective January 2010~~ and Form #DH-MQA 1071, ~~revised August 2011 effective January 2010~~, are adopted and incorporated by reference, and can be obtained at _____ and from the Department of Health, Division of Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C01, Tallahassee, FL 32399 or at http://www.doh.state.fl.us/mqa/medical/osr_home.html or http://www.doh.state.fl.us/mqa/osteopath/osr_home.html.

(b) No change.

(2) No change.

Rulemaking Authority 456.004, 458.309(3), 459.005(2) FS. Law Implemented 456.0635, 458.309(3), 459.005(2) FS. History--New 7-12-04, Amended 5-16-06, 5-12-10, _____.

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-9.001 RULE TITLE: Biennial Licensing

PURPOSE AND EFFECT: The Department of Health proposes to amend the rule to include a limited license for osteopathic physicians and to implement chapter 2011-95, Laws of Florida, regarding area of critical need temporary certificates.

SUBJECT AREA TO BE ADDRESSED: Biennial Licensing Temporary Certificates.

RULEMAKING AUTHORITY: 456.004(1) FS.

LAW IMPLEMENTED: 456.004(1), 456.013, 456.036(5), 456.039, 456.0391, 456.0635, 456.077 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lola Pouncey, Bureau Chief, Bureau of Operations & Management Services, 4052 Bald Cypress Way, Bin #C10, Tallahassee, Florida 32399-3260

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

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-9.003 RULE TITLE: Military Spouse Temporary License

PURPOSE AND EFFECT: The Department of Health proposes a new rule to adopt and incorporate by reference a supplemental application by which the spouse of an active duty member of the Armed Forces of the United States assigned to a duty station in Florida may apply for a Florida temporary license as a health care practitioner.

SUBJECT AREA TO BE ADDRESSED: Military Spouse Temporary License.

RULEMAKING AUTHORITY: 456.024(3) FS.

LAW IMPLEMENTED: 456.024(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lola Pouncey, Bureau Chief, Bureau of Operations, 4052 Bald Cypress Way, Bin #C10, Tallahassee, Florida 32399-3260

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

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: 64E-28.006 RULE TITLE: Education Course Requirements

PURPOSE AND EFFECT: The purpose of the proposed rule is to implement the educational course requirements for tattoo artists as specified in Section 381.00775, F.S., which passed during the 2010 Legislative Session.

SUBJECT AREA TO BE ADDRESSED: Requirements for educational course approval and curriculum content.

RULEMAKING AUTHORITY: 381.00789 FS.

LAW IMPLEMENTED: 381.00775 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Gina Vallone-Hood, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, gina_vallone@doh.state.fl.us or http://www.doh.state.fl.us/Environment/community/Tattoo/index.html

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NOS.:	RULE TITLES:
69K-6.003	Cemetery By-laws
69K-6.0052	Examination Work Papers

PURPOSE AND EFFECT: PURPOSE AND EFFECT: In response to an inquiry by the Joint Administrative Procedures Committee, the Board is amending these rules to resolve the discrepancy between the effective dates of the two forms as they appear in these rules and in Rule 69K-1.001, F.A.C. Both of these forms were most recently incorporated by reference in Rule 69K-1.001, F.A.C., with an effective date of 10/06 and these rules are being amended to reflect the correct effective date.

SUBJECT AREA TO BE ADDRESSED: Effective dates of the Pamphlet for Cemetery By-Law Approval Form and the Examination Workpapers Form.

RULEMAKING AUTHORITY: 497.103(1)(u), (5)(a), 497.276(3) FS.

LAW IMPLEMENTED: 497.268, 497.272, 497.273, 497.276, 497.458, 497.464 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: September 21, 2011, 10:00 a.m.

PLACE: Room 336J, Pepper Building, 111 W. Madison Street, Tallahassee, FL

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Doug Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 E. Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984 or Doug.Shropshire@MyFloridaCFO.com. A copy of the text of the rules is posted on the Department's website at www.MyFloridaCFO.com/LegalServices/ruleHearing/

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.:	RULE TITLE:
690-137.001	Annual and Quarterly Reporting Requirements

PURPOSE AND EFFECT: This rule is being amended to adopt the 2011 NAIC Quarterly Statement Instructions and also adopts the 2011 NAIC accounting practices and procedures manual.

SUBJECT AREA TO BE ADDRESSED: Section 624.424, Florida Statutes, requires insurers to file quarterly and annual financial reports with the Office of Insurance Regulation and allows the Office to enact rules setting the standards for those reports. By adopting the current versions of these NAIC instructions and manuals, the Office is establishing up-to-date, uniform standards for annual and quarterly reports which will provide the information necessary for the Office to evaluate insurers' financial conditions. In addition, by adopting the 2011 versions of the manuals, the Office is preventing any potential challenges from insurers who may protest the Office using manuals which have not been formally adopted.

RULEMAKING AUTHORITY: 624.308(1), 624.424(1) FS.

LAW IMPLEMENTED: 624.424(1) 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: September 28, 2011, 9:30 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: Kerry Krantz, Office of Insurance Regulation, E-mail Kerry.Krantz@flor.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kerry Krantz, Office of Insurance Regulation, E-mail Kerry.Krantz@flor.com

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

Section II Proposed Rules

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.220 RULE TITLE: Youthful Offenders – Definitions

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to eliminate obsolete definitions.

SUMMARY: The proposed rule eliminates obsolete definitions.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined that this rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs by more than \$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Based on analysis from the Bureau of Classification and Central Records indicating that the rule change merely eliminates definitions that are no longer valid and would not have an impact on small business or the private sector, the rule is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 944.09, 958.11 FS.

LAW IMPLEMENTED: 944.09, 958.11 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.220 Youthful Offenders – Definitions.

~~(1) Central Office Screening Committee — refers to the committee located in the central office, chaired by the Chief of Classification and Central Records and consisting of one additional representative from the Bureau of Classification and Central Records, an individual designated by the Director of the Office of Program Services, and an individual designated by the Director of the Office of Community Corrections. The purpose of this team is to review recommendations for sentence modification and to submit their findings to the Deputy Director of Institutions for final approval or disapproval.~~

~~(2) Inmate Management Plan Team (IMPT) — refers to a team consisting of the inmate's classification officer and a representative from security and programs. The team members develop the inmate's management plan which must be approved by the Institutional Classification Team (ICT), monitor the inmate's progress, determine the inmate's eligibility for sentence modification and make recommendations to the ICT as necessary in accordance with the rules.~~

~~(1)(3) Extended Day Program — refers to a 16 hour daytime program at youthful offender institutions that is designed to provide at least 12 hours of activities. The program is structured to include work assignments, educational (vocational and academic) programs, counseling, behavior modification, coordinated movement ~~military style drills~~, systematic discipline, and other programmatic opportunities that will reduce inmate idleness and enhance the young inmate's chance at becoming a law abiding citizen upon re-entry into the community.~~

~~(4) Inmate Management Plan (IMP) — refers to the individualized plan developed for each inmate based upon information collected from various risk and needs assessments and other documents or reports that identify deficiencies. The plan establishes specific goals and performance objectives for meeting assessed needs in program, work and adjustment areas.~~

~~(5) Release Placement Plan — Refers to a report prepared by the Office of Community Corrections field office staff outlining information relative to the inmate's proposed employment, residence, family ties or support system, financial resources and other resources available to the inmate upon release.~~

~~(2)(6) Sentence Modification — refers to an alteration or amendment by the court of the original sentence. The modification reduces the time to be served and may impose ~~imposes~~ a term of probation, community control or other community sanctions, which, when added to the term of incarceration, will not exceed the length of the original sentence.~~

(3)(7) Institutional Classification Team (ICT) – where used herein, refers to the team consisting of the warden or assistant warden, classification supervisor, a correctional officer chief, and other members as necessary when appointed by the warden or designated by rule. The ICT is responsible for making work, program, housing, and inmate status decisions at a facility and for making other recommendations to the State Classification Office (SCO).

(4)(8) State Classification Office (SCO) – refers to a staff member at the central office level who is responsible for the review of inmate classification decisions. Duties include approving or rejecting ICT recommendations.

(5)(9) Youthful Offender – where used herein, refers to any person who is sentenced as such by the court or is classified as such by the department pursuant to Section 958.11(4) Section 958.04, F.S.

Rulemaking Specific Authority 944.09, 958.11 FS. Law Implemented 944.09, 958.11 FS. History–New 3-13-01, Formerly 33-506.100, Amended 2-19-03, 4-1-04,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Russell Hosford, Assistant Secretary of Institutions
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Edwin Buss, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2011
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 13, 2011

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.223
RULE TITLE: Designation of Institutions for Youthful Offenders

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to remove the list of specific youthful offender institutions and indicate that youthful offenders may be reassigned to non-youthful offender facilities per Section 958.11, F.S.

SUMMARY: The proposed rule removes the list of specific youthful offender institutions and indicates that youthful offenders may be reassigned to non-youthful offender facilities pursuant to Section 958.11, F.S.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined that this rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs by more than \$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Based on analysis from the Bureau of Classification and Central Records indicating that the rule change only affects internal operations of the Department by permitting more flexibility in where a youthful

offender program will be located and would not have an impact on small business or the private sector, the rule is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 944.09, 958.11 FS.

LAW IMPLEMENTED: 944.09, 958.11 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.223 Designation of Institutions for Youthful Offenders.

(1) Upon completion of the reception process, each youthful offender shall be transferred to an institution designated for his or her age and custody in accordance with Section 958.11, F.S.

(2) Youthful Offenders may be reassigned to non-youthful offender facilities in accordance with Section 958.11, F.S. The following are designated as youthful offender institutions:

- (a) ~~Indian River Correctional Institution;~~
- (b) ~~Lancaster Correctional Institution and Lancaster Work Camp;~~
- (c) ~~Brevard Correctional Institution and Brevard Work Camp;~~
- (d) ~~Sumter Correctional Institution – Male Basic Training Program;~~
- (e) ~~Lowell Correctional Institution Women’s Unit – Basic Training Program;~~
- (f) ~~Lake City Correctional Institution;~~
- (g) ~~Hernando Correctional Institution; and~~
- (h) ~~Taylor Correctional Institution Annex.~~

Rulemaking Specific Authority 944.09, 958.11 FS. Law Implemented 944.09, 958.11 FS. History–New 10-11-95, Amended 9-11-97, 4-14-98, Formerly 33-33.009, Amended 3-13-01, Formerly 33-506.103, Amended 12-7-04,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Russell Hosford, Assistant Secretary of Institutions
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Edwin Buss, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2011
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 13, 2011

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.225
 RULE TITLE: Classification Screening for Youthful Offenders in Adult Facilities

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to remove reference to the Office of Youthful Offenders, which no longer exists.

SUMMARY: The proposed rule removes reference to the Office of Youthful Offenders because it no longer exists and replaces the reference to indicate that the Bureau of Classification and Central Records is responsible for reviewing classification data for eligible inmates.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined that this rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs by more than \$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Since the rule merely changes the organizational title of the central office bureau that is responsible for reviewing classification data and therefore has no impact on small business or the private sector, the rule is not expected to require legislative ratification.

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: 958.11 FS.

LAW IMPLEMENTED: 958.11 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.225 Classification Screening for Youthful Offenders in Adult Facilities.

(1) The Bureau of Classification and Central Records ~~Office of Youthful Offenders~~ shall continuously review classification data for inmates eligible for youthful offender designation to determine if the criteria for assignment to the youthful offender program is met. Offenders identified shall be classified and assigned as youthful offenders. Any inmate designated as a youthful offender shall be assigned to a youthful offender facility.

(2) No change.

Rulemaking Specific Authority 958.11 FS. Law Implemented 958.11 FS. History—New 10-11-95, Formerly 33-33.011, 33-506.105, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Russell Hosford, Assistant Secretary of Institutions

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 13, 2011

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.226
 RULE TITLE: Youthful Offender Program Participation

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to define “successful completion” of the youthful offender program for the purpose of a Departmental recommendation for sentence modification, to set forth the process by which a modification is recommended, and to generally clarify the youthful offender program protocol.

SUMMARY: The proposed rule defines “successful completion” of the youthful offender program for the purpose of a Departmental recommendation for sentence modification, sets forth the process by which a modification is recommended, and clarifies the youthful offender program operational protocol.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined that this rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs by more than \$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Based on analysis from the Bureau of Classification and Central Records indicating that the rule change only impacts internal operations of the Department’s youthful offender programming and would not have an impact on small business or the private sector, the rule is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 944.09, 958.04, 958.11 FS.

LAW IMPLEMENTED: 944.09, 958.04, 958.11, 958.12 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.226 Youthful Offender Program Participation.

(1) Each institution that houses youthful offenders offender shall provide a programmatically diversified extended day of 16 hours of required inmate participation six days a week, contingent upon available resources.

(2) The schedule of events shall be developed by each warden and approved by the regional director and the Office of Institutions.

(3) Definitions. Successful participation in all phases of the youthful offender extended day program and successful completion of the offender management plan and reclassification to minimum or community custody will result in an evaluation by the ICT to determine the inmate's eligibility for a recommendation to the court for a modification of sentence at any time prior to the scheduled expiration of sentence as provided in Section 958.04(2)(d), F.S. Requests for sentence modification will not be made before successful completion of the extended day program.

(a) Bureau of Admission and Release – the bureau in the central office responsible for overseeing and auditing all the processes involved with sentencing documents received from the courts and for controlling inmates' prison commitment, coordinating release processes, and administering the department's re-entry initiatives. After the youthful offender has successfully participated in the youthful offender program and completed the IMP as developed, a complete evaluation of the case shall be initiated. The evaluations shall include a review and summary of the following areas:

1. Disciplinary record;
2. Gain time earned, forfeited or withheld and reasons for the action taken;
3. Academic and vocational accomplishments;
4. Work assignments which would assist the youthful offender in obtaining future employment;
5. Counseling programs;
6. Substance abuse programs;
7. Other programs and objectives specifically recommended for the youthful offender; and
8. Release placement plan prepared by probation and parole office staff which will include proposed residence, employment, family ties or support systems, financial resources, other resources available to the inmate and any recommendation for continued treatment;
9. Nature of offense and length of sentence.

(b) Bureau of Classification and Central Records – the bureau in the central office responsible for the overall classification system in the department, including reception, facility, work, program, and custody assignments, disciplinary processes, population management, and maintaining active and inactive inmate records. The evaluation of the youthful offender's eligibility for a recommendation for a modification of sentence shall be coordinated by the institutional

classification staff and incorporated into a complete progress report. The completed progress report shall be reviewed and, once approved, signed by the ICT and a representative of the SCO.

(c) Review Board – the team consisting of extended day program staff, to include at least one officer of the rank of sergeant or above and a staff member directly involved in the training and instruction of youthful offenders, responsible for determining advancement through the phases of extended day program. Prior to making a recommendation for sentence modification, the inmate's classification officer shall send a Victim Input Statement, Form DC1-701B, to the victim(s) or the victims' family for comments regarding the release of the inmate. Form DC1-701B is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is 2-19-03.

(d) Once the inmate has been approved by the ICT and the SCO for a recommendation for sentence modification, a request for initiation of a Youthful Offender's Release Placement Plan, Form DC6-121, shall be made to the community corrections office in the county where the inmate plans to reside. The community corrections office in the county where the inmate plans to reside shall complete the placement release plan and return it to the requesting institution. Form DC6-121 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is 2-19-03.

(e) The sentence modification package shall include at a minimum the following:

1. The completed release placement plan that has been verified by community corrections field staff;
2. The completed victim input statement forms;
3. A progress report with justification for sentence modification;
4. An order of modification of sentence placing defendant on probation prepared by the classification officer for the judge's signature;

5. A completed Defendant's Waiver of Rights to Modify Sentence and Place Defendant on Probation, Form DC3-235. Form DC3-235 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is 2-19-03.

(f) The completed sentence modification package shall be forwarded to the Bureau of Classification and Central Records for review by the central office screening committee.

~~(g) The central office screening committee shall review the sentence modification request for completeness and shall make a written recommendation to the Deputy Director of the Office of Institutions (classification) to approve or disapprove the request.~~

~~1. If the Deputy Director concurs with the recommendation for sentence modification, the Chief of the Bureau of Classification shall transmit a written request to the sentencing judge to consider modifying the inmate's sentence.~~

~~2. If the Deputy Director does not concur with the recommendation for sentence modification, the Chief of Classification will notify the ICT at the facility where the inmate is housed. The ICT will notify the inmate of the decision.~~

~~(h) One or more of the following will render the inmate ineligible for consideration of a sentence modification to the court:~~

~~1. Conviction for murder, attempted murder, or an offense resulting in a death;~~

~~2. Conviction for sexual battery pursuant to Section 794.011, F.S.;~~

~~3. Conviction for kidnapping pursuant to Section 787.01, F.S.;~~

~~4. Conviction for carjacking pursuant to Section 812.133, F.S.;~~

~~5. Conviction for domestic violence pursuant to Section 741.28, F.S.;~~

~~6. Conviction for home invasion robbery pursuant to Section 812.135, F.S.;~~

~~7. Sentenced as a habitual offender pursuant to Section 775.084, F.S.; or~~

~~8. Currently serving mandatory portion of a sentence pursuant to Section 775.082, F.S.~~

~~(i) If the recommendation is approved by the sentencing judge, the community corrections office shall send the certified court order to the Bureau of Sentence Structure and Population Management for the inmate to be released through the department's release procedures.~~

~~(j) If the judge disapproves the modification request, the community corrections office that handled the modification request shall notify the chief of the Bureau of Classification and Central Records and the ICT. The ICT shall notify the inmate.~~

(4) Extended Day Program Phases. Phases are consecutive. An inmate must complete Phase I before advancement to Phase II and Phase II before advancement to Phase III.

(a) Phase I:

1. Phase I shall consist of a two-week orientation period, including a broad, extensive training program including physical fitness, work assignments, regimented application of discipline, and personal development programs.

2. To advance to Phase II, the inmate must pass an evaluation on orientation materials.

(b) Phase II shall consist of continued demonstration of skills learned in Phase I, adherence to the structure of the extended day program, and consistency and participation in vocational, academic, and betterment programs.

(c) Phase III shall consist of:

1. Continued demonstration of capability in the areas of personal responsibility, job assignments, and academic and vocational programs, as well as all other areas of daily living and activities;

2. Maintenance of high proficiency in achievements;

3. Providing assistance to staff with designated activities; and

4. Evaluation in all areas on a continuous basis to ensure that the inmate should remain in Phase III.

(d) Remedial Phase. The remedial phase is designed for inmates who are not participating in the extended day program such that sentence modification may be achieved and who pose disciplinary and management problems or have basic needs for additional behavior modification measures based on poor institutional adjustment or behavior. The remedial phase shall consist of an extensive period of behavior modification emphasizing compliance with rules, proper institutional adjustment, and appropriate social behavior.

(5) Advancement to Phase III.

(a) The Bureau of Classification and Central Records or designee will review inmates and determine if they meet the criteria for recommendation for modification of sentence. Review will include consideration of the potential rehabilitative benefits that may be achieved through the inmate's participation in Phase III. No inmate has a right to recommendation for modification of sentence. Institutional classification staff is authorized to notify the Bureau of Classification and Central Records or designee of an inmate who meets the criteria for advancement to Phase III as set forth in this rule. The sentencing court shall be notified in writing by the Bureau of Classification and Central Records or designee requesting approval for the inmate to participate in the extended day program such that modification of sentence may be achieved. The state attorney shall, at the same time, be notified that the department is seeking such approval from the court.

1. If the sentencing court approves the department's request that the inmate participate in the extended day program such that a potential recommendation for modification of sentence may be achieved per subsection (6) of this rule, the Bureau of Classification and Central Records or designee will note on the record that the sentencing court has approved this possibility. Institutional classification staff will notify the inmate of the court's response. The 180 day period described in subparagraph (6)(a)1. below commences upon placement.

2. If the sentencing court disapproves of the inmate's participation in the extended day program such that the inmate may achieve modification of sentence, the inmate shall complete incarceration pursuant to the terms of the commitment order. The Bureau of Classification and Central Records or designee will note on the record that the sentencing court has denied the inmate the possibility of sentence modification. Institutional classification staff will notify the inmate of the court's response.

(b) If not previously identified by the department and approved for participation by the sentencing court, a Phase II inmate wishing to participate in Phase III must apply for advancement using Form DC6-188, Inmate Promotional Request, and an evaluation by the ICT will be conducted to determine whether the inmate is eligible for advancement to Phase III. If approved by the ICT for advancement, the Bureau of Classification and Central Records or designee will review the inmate for eligibility for a potential recommendation for modification of sentence under subsection (6) of this rule. If not deemed eligible, the inmate shall remain in Phase III, subject to the provisions of subsection (4) of this rule, completing incarceration pursuant to the terms of the commitment order. Form DC6-188 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is September, 2011.

(6) Recommendations for Modification of Sentence.

(a) The following will result in an evaluation by the Bureau of Classification and Central Records or designee of the inmate's eligibility for recommendation to the court for a modification of sentence at any time prior to the scheduled expiration of sentence as provided in Section 958.04(2)(d), F.S.:

1. Potential for successful participation in all phases of the youthful offender extended day program, to include participation in Phase III of the extended day program for a minimum of 180 days; and

2. Reclassification to minimum or community custody.

(b) Successful participation in the extended day program is defined as:

1. Satisfactory gain time ratings in Phase III for a minimum of 180 days. Those days for which the youthful offender does not participate satisfactorily shall be repeated. Any break in service of these days for reasons not in the inmate's control will be considered when determining days to be repeated.

2. Participation in recommended programs;

3. No disciplinary reports as defined in Rule 33-601.302, F.A.C., for the previous four months; and

4. No more than four corrective consultations as defined in Rule 33-601.303, F.A.C., for the previous four months.

(c) Evaluation of the inmate's eligibility will include:

1. Review of circumstances of offense;

2. Institutional adjustment; and

3. Achievements.

(d) One or more of the following will render the inmate ineligible for recommendation of a sentence modification to the court:

1. Conviction for murder, attempted murder, or an offense resulting in a death;

2. Conviction for sexual battery pursuant to Section 794.011, F.S.;

3. Conviction for kidnapping pursuant to Section 787.01, F.S.;

4. Conviction for domestic violence pursuant to Section 741.28, F.S.;

5. Sentenced as a habitual offender pursuant to Section 775.084, F.S.; or

6. Currently serving mandatory portion of a sentence pursuant to Section 775.082, F.S.

(7) Extended Day Program Assessment. Each inmate shall be required to participate in Phase III in a satisfactory manner for a minimum of 180 days in order to successfully complete the program.

(a) The review board shall continually assess the inmate's participation in the program and recommend status assignments, which may include a recommendation to repeat days for which an overall unsatisfactory report was received.

(b) Inmates who have successfully participated for the required time period but who are awaiting release by the sentencing court or other releasing authority shall remain subject to the rules of the department and the extended day program. Failure to adhere to these rules may be grounds for removal from the program, withdrawal of the department's request to the court for modification of the inmate's sentence, or a request by the department to rescind modification of sentence. Form DC6-194, Order Rescinding Modification of Sentence, will be completed by the Bureau of Classification and Central Records or designee and provided to the court with the request to rescind modification of sentence. Form DC6-194 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is September, 2011.

(8) Removal from Consideration for Recommendation.

(a) An inmate can be removed from the program for health reasons, expiration of sentence, or when such removal is in the best interest of the inmate or the security of the institution and in accordance with Section 958.11, F.S.

(b) If removal is for behavioral or disciplinary reasons, the inmate will not be reconsidered for a recommendation for modification of sentence.

(9) Sentence Modification Process.

(a) Inmates who have satisfactorily participated in the extended day program will be recommended for sentence modification.

(b) Institutional classification staff shall notify the Bureau of Classification and Central Records or designee of those inmates expected to achieve successful participation and forward a completed Form DC6-195, Defendant’s Waiver of Rights in Modification of Sentence, no earlier than 60 days but no later than 45 days prior to the inmate’s expected completion of the program. Form DC6-195 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is September, 2011.

(c) The Bureau of Classification and Central Records or designee shall approve the ICT’s recommendation, disapprove the recommendation, or refer the matter back to the ICT for additional information.

(d) If approved by the Bureau of Classification and Central Records or designee, a cover letter reporting that the inmate is participating satisfactorily in the program and is expected to complete will be sent to the community corrections intake office within the circuit of the sentencing court by the Bureau of Classification and Central Records or designee within three 3 working days from the receipt of an e-mail or telephone call from the facility that the inmate is expected to complete the program.

(e) The community corrections intake office shall complete Form DC6-193, Order Modifying Sentence, and submit it to the court for approval or disapproval within 5 working days from receipt of the request. Form DC6-193 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is September, 2011.

(f) The community corrections intake office shall ensure that Form DC6-193 is received from the sentencing court and shall route the form to the Bureau of Admission and Release.

(g) The appropriate Admission and Release staff and the Bureau of Classification and Central Records or designee will be notified of the receipt of Form DC6-193.

(h) Upon receipt of the court’s written action, the appropriate staff in the Bureau of Admission and Release shall make the necessary sentence structure adjustments and, if applicable, initiate release processes.

(i) If the sentence modification order is not received within 5 working days after the inmate completes the program, the Bureau of Classification and Central Records or designee shall notify by email or by telephone the community corrections intake office that submitted the sentence modification packet to the court. The community corrections intake office staff shall contact the sentencing judge to determine the status of the request for sentence modification. Community corrections

intake staff shall notify the Bureau of Classification and Central Records or designee of the status of the request for sentence modification. If the community corrections intake office staff member obtains the approved DC6-193, the staff member shall forward the form to the Bureau of Admission and Release, and the processes enumerated in paragraphs (9)(g) through (9)(h) of this rule shall be followed.

(j) If the sentencing court disapproves the sentencing modification, the community corrections intake office shall notify the Bureau of Classification and Central Records or designee. The Bureau of Classification and Central Records or designee shall notify the ICT at the institution housing the inmate, and the provisions of paragraph (9)(k) of this rule shall be followed.

(k) If modification of sentence is denied by the sentencing court, the Bureau of Classification and Central Records or designee will approve transfer of the inmate to an appropriate facility. If the inmate is recommended for work release, the SCO will review the recommendation pursuant to the criteria set forth in Rule 33-601.602, F.A.C., and approve if appropriate. The ICT shall notify the inmate of the court’s denial.

(10) Nothing in this rule is intended to prohibit an inmate from petitioning the court if the inmate believes he or she has successfully participated in the program on the basis set forth in this rule or on the basis of other facts he or she believes are relevant.

Rulemaking Specific Authority 944.09, 958.04, 958.11 FS. Law Implemented 944.09, 958.04, 958.11, 958.12 FS. History–New 10-11-95, Amended 9-11-97, Formerly 33-33.013, Amended 3-13-01, Formerly 33-506.106, Amended 4-2-02, 2-19-03, 9-16-04, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Russell Hosford, Assistant Secretary of Institutions
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Edwin G. Buss, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2011
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 13, 2011

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.716
RULE TITLE: Visiting Record Management
PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to update terminology and to transfer via rulemaking Form DC6-111C from Rule 33-601.737, F.A.C., to this rule.
SUMMARY: The terminology of the rule is updated to coordinate with other visiting rules, and Form DC6-111C is being moved to this rule from Rule 33-601.737, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined that this rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs by more than \$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Based on the fact that the rule is only being amended to incorporate a form in a different location, the change will not have an impact on small business or the private sector and the rule therefore is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.23 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.716 Visiting Record Management.

(1) No change.

(2) Department staff shall document all requests for visits, ~~and~~ decisions made with regard to visiting, and pertinent comments on the automated visiting record.

(3) No change.

(4) Inmates shall be permitted to remove or request to add visitors to their inmate visiting records by completing Form DC6-111C, a Remove/ Add Visitor Request, Form DC6-111C, provided by institutional classification staff. Form DC6-111C is hereby incorporated by reference ~~in Rule 33-601.737, F.A.C.~~ A copy of this form is available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date is October, 2011. Additions to the visiting record shall be allowed at any time, up to the limit of fifteen approved visitors. Removals shall only be permitted every six months. Visitors whose visiting privileges are suspended ~~or revoked~~ shall not be removed from an inmate's approved visiting list ~~while in the respective status~~ and the inmate shall not be allowed to replace the visitor with another approved visitor.

(5) No change.

(6) A visitor shall ~~not~~ be permitted to be on the more than one inmate's approved visiting record of all inmates who are unless they are immediate family as well as one non-family inmate members except as provided in subsection (7) below 33-601.716(7), F.A.C.

(7) A visitor who is approved as ~~immediate~~ family on an inmate's visiting record shall not be considered for visitation with a non-~~immediate~~ family ~~member~~ inmate if both inmates are housed at the same institution unless:

(a) The ~~immediate~~ family member inmate is transferred to another institution or is released from incarceration.

(b) The visitor is already approved to visit a non-~~immediate~~ family inmate prior to the ~~immediate~~ family member inmate being received at the same institution. Visitation shall be allowed, but not on the same day.

(c) The visitor is already approved to visit a non-~~immediate~~ family ~~member~~ inmate prior to being transferred to the same institution housing a ~~an immediate~~ family ~~member~~ inmate. Visitation shall be allowed, but not on the same day.

(8) An approved visitor who is on the visiting list of two or more ~~immediate~~ family ~~member~~ inmates who are at the same institution may visit the inmates at the same time.

(9) A visitor approved to visit ~~as a non-immediate~~ family ~~inmate member~~ shall not be removed from the visiting list of the inmate for purposes of visiting another non-~~immediate~~ family ~~member~~ inmate at the same institution.

Rulemaking Specific Authority 944.09, 944.23 FS. Law Implemented 20.315, 944.09, 944.23 FS. History--New 11-18-01, Amended 9-29-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Russell Hosford, Assistant Secretary of Institutions

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 8, 2011

DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-601.718	Review of Request for Visiting Privileges

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to transfer via rulemaking Form DC6-111D from Rule 33-601.737, F.A.C., and to amend the form to permit staff to consider an applicant's relationship to the inmate if the applicant is a victim.

SUMMARY: Form DC6-111D is being transferred from Rule 33-601.737, F.A.C., to this rule. Form DC6-111D is updated to permit staff to evaluate a victim's relationship to an inmate for whom the victim has requested visitation privileges.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined that this rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs by more than

\$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Based on the fact that the rule is only being amended to incorporate a form in a different location, and based on analysis from the Bureau of Classification and Central Records that the form change only affects internal operations and would not impact small business or the private sector, the rule is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.23 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.718 Review of Request for Visiting Privileges.

In approving or disapproving visiting privileges, assigned institutional classification officer shall review Form DC6-111A, ~~the Request for Visiting Privileges, Form DC6-111A~~, and shall consider all factors related to the security, order, or effective management of the institution. Form DC6-111A is incorporated by reference in Rule 33-601.715, F.A.C.

(1) No change.

(2) The assigned institutional classification officer staff shall evaluate a person's criminal history and visiting background using Form DC6-111D, ~~the Visitor Screening Matrix, Form DC6-111D~~. Form DC6-111D is hereby incorporated by reference. A copy is available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is October, 2011.

~~(3) Form DC6-111D is incorporated by reference in Rule 33-601.737, F.A.C.~~

Rulemaking Specific Authority 944.09, 944.23 FS. Law Implemented 20.315, 944.09, 944.23 FS. History--New 11-18-01, Amended 9-29-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Russell Hosford, Assistant Secretary of Institutions

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 8, 2011

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.737
 RULE TITLE: Visiting – Forms

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to repeal the rule and incorporate the forms into substantive visiting rules located in Chapter 33-601, F.A.C.

SUMMARY: The rule is being repealed, as the six forms incorporated are being transferred to substantive rules within Chapter 33-601, F.A.C., via rulemaking.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined that these rules will not have an adverse impact on small business and are not likely to directly or indirectly increase regulatory costs by more than \$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Based on the fact that the rule is being repealed only to move the forms within to different locations in substantive rules, the repeal does not affect small business or the private sector and is therefore not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.737 Visiting – Forms.

Rulemaking Authority 944.09, 944.23 FS. Law Implemented 944.09, 944.23, 944.8031 FS. History--New 11-18-01, Amended 4-29-02, 9-29-03, 3-31-05, 7-17-05, 3-21-06, 3-29-07, 8-23-07, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Russell Hosford, Assistant Secretary of Institutions

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 21, 2011

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.: 62-730.020
 62-730.021
 RULE TITLES: Definitions
 References, Variances and Case-by-Case Regulations

62-730.030	Identification of Hazardous Waste
62-730.160	Standards Applicable to Generators of Hazardous Waste
62-730.170	Standards Applicable to Transporters of Hazardous Waste
62-730.180	Standards Applicable to Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities
62-730.181	Standards for the Management of Specific Hazardous Wastes and Specific Types of Hazardous Waste Management Facilities
62-730.183	Land Disposal Restrictions
62-730.220	Applications for Permits and Other Authorizations

PURPOSE, EFFECT AND SUMMARY: The proposed rule amendments incorporate by reference changes made by the U.S. Environmental Protection Agency (EPA) between July 1, 2009 and June 30, 2010 to the federal hazardous waste regulations. The Florida Department of Environmental Protection (FDEP) is authorized by EPA to administer the state hazardous waste program in lieu of the federal program. As a result of that authorization, at least once a year FDEP incorporates Federal rule changes into Chapter 62-730, F.A.C., the state hazardous waste rule.

RULEMAKING AUTHORITY: 403.061, 403.087, 403.704, 403.72, 403.721, 403.722, 403.724, 403.8055 FS.

LAW IMPLEMENTED: 403.151, 403.704, 403.707, 403.72, 403.721, 403.722, 403.723, 403.724, 403.727 FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Ms. Julie Rainey, Hazardous Waste Regulation Section, Mail Station 4560, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or julie.c.rainey@dep.state.fl.us.

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 RULES IS:

62-730.020 Definitions.

(1) The Department adopts by reference the definitions contained in 40 Code of Federal Regulations (CFR) 260.10 revised as of July 1, 2008, and the amendment to the definition of “New hazardous waste management facility or new facility” in the Federal Register dated March 18, 2010 (75 FR 12989),

except for the optional addition of “or 267.101” to subsection (2) of the definition of “facility” in the Federal Register dated September 8, 2005 (70 FR 53419).

(2) through (5) No change.

Rulemaking Authority 403.704, 403.721, 403.8055 FS. Law Implemented 403.704, 403.72, 403.721 FS. History–New 5-28-81, Amended 9-8-81, 12-6-81, 11-25-82, 5-19-83, 1-5-84, 8-24-84, 7-5-85, Formerly 17-30.02, Amended 9-19-86, 10-31-86, 4-13-88, Formerly 17-30.020, Amended 1-25-89, 8-13-90, 9-10-91, 10-14-92, 10-7-93, Formerly 17-730.020, Amended 1-5-95, 9-7-95, 4-30-97, 8-19-98, 2-4-00, 12-20-00, 8-1-02, 10-1-04, 1-29-06, 4-6-06, 5-1-07, 4-25-08, 5-8-09,_____.

62-730.021 References, Variances and Case-by-Case Regulations.

The Department adopts by reference the following Sections of 40 CFR Part 260 revised as of July 1, 2008: 260.11 except for the optional amendments to 260.11(c)(1), 260.11(c)(3)(xxvii) and 260.11(d)(1) in the Federal Register dated September 8, 2005 (70 FR 53419); 260.21; 260.23; 260.30; 260.31; 260.32; 260.33; 260.40 and 260.41. The language of 40 CFR 260.11 in effect on September 8, 2005 remains in effect. The Department adopts by reference the March 18, 2010 (75 FR 12989) Federal Register which deletes Appendix I of Part 260.

Rulemaking Authority 403.704, 403.721, 403.8055 FS. Law Implemented 403.704, 403.721 FS. History–New 7-5-85, Formerly 17-30.021, Amended 1-25-89, 8-13-90, 9-10-91, 10-14-92, 10-7-93, Formerly 17-730.021, Amended 1-5-95, 9-7-95, 4-30-97, 8-19-98, 2-4-00, 12-20-00, 8-1-02, 10-1-04, 4-6-06, 5-1-07, 4-25-08, 5-8-09,_____.

62-730.030 Identification of Hazardous Waste.

(1) The Department adopts by reference 40 CFR Part 261 revised as of July 1, 2008, and all appendices, ~~and~~ the amendments to 40 CFR Part 261 as published in the Federal Register dated December 1, 2008 (73 FR 72912), the corrections as published in the Federal Register dated March 18, 2010 (75 FR 12989), the partial withdrawal of the corrections published in the Federal Register dated June 4, 2010 (75 FR 31716), and the amendments to 261.4(a)(16) and 261.38 as published in the Federal Register dated June 15, 2010 (75 FR 33712), with the exceptions described in paragraphs (1)(a) through (d) of this section.

(a) ~~The Project XL site-specific regulations in 40 CFR 261.4(b)(16) [Reserved], 261.4(b)(18), and 261.6(a)(2)(v).~~

(b)1. through 2. No change.

~~(b)3. Replace 40 CFR 261.23(a)(8) with “It is a forbidden explosive as defined in 49 CFR 173.54, or would have been a Class A or Class B explosive as defined in 49 CFR 173.52 and 49 CFR 173.53.”~~

(c) through (4) No change.

Rulemaking Authority 403.72, 403.721, 403.8055 FS. Law Implemented 403.72, 403.721 FS. History—New 5-28-81, Amended 9-8-81, 12-6-81, 3-4-82, 11-25-82, 5-19-83, 1-5-84, 8-24-84, 12-18-84, 7-5-85, 10-3-85, Formerly 17-30.03, Amended 5-5-86, 8-25-86, 9-19-86, 10-31-86, 3-31-87, 4-13-88, Formerly 17-30.030, Amended 1-25-89, 8-13-90, 9-10-91, 10-14-92, 10-7-93, Formerly 17-730.030, Amended 1-5-95, 9-7-95, 4-30-97, 8-19-98, 2-4-00, 12-20-00, 8-1-02, 10-1-04, 1-29-06, 4-6-06, 5-1-07, 4-25-08, 5-8-09, 6-8-10,_____.

62-730.160 Standards Applicable to Generators of Hazardous Waste.

(1) The Department adopts by reference 40 CFR Part 262 revised as of July 1, 2010 ~~July 1, 2009~~, including the Appendix with the exception of 40 CFR 262.34(e) and the Project XL site-specific regulations in 262.10(j) and Subparts I and J.

(2) through (7) No change.

Rulemaking Authority 403.704, 403.721, 403.8055 FS. Law Implemented 403.704, 403.72, 403.721 FS. History—New 5-19-82, Amended 5-20-82, 3-31-83, 1-5-84, 2-2-84, 8-24-84, 7-5-85, 10-3-85, Formerly 17-30.16, Amended 9-19-86, 10-31-86, 3-31-87, 5-26-87, 6-28-88, Formerly 17-30.160, Amended 1-25-89, 8-13-90, 9-10-91, 10-14-92, 10-7-93, Formerly 17-730.160, Amended 1-5-95, 9-7-95, 4-30-97, 8-19-98, 2-4-00, 12-20-00, 8-1-02, 10-1-04, 1-29-06, 4-6-06, 5-1-07, 4-25-08, 5-8-09, 6-8-10,_____.

62-730.170 Standards Applicable to Transporters of Hazardous Waste.

(1) The Department adopts by reference 40 CFR Part 263 revised as of July 1, 2010 ~~July 1, 2008~~.

(2) through (3) No change.

Rulemaking Authority 403.704, 403.721, 403.724, 403.8055 FS. Law Implemented 403.704, 403.721, 403.724 FS. History—New 11-8-81, Amended 5-31-84, 9-13-84, Formerly 17-30.17, Amended 9-19-86, 3-31-87, 5-26-87, 6-28-88, Formerly 17-30.170, Amended 1-25-89, 8-13-90, 9-10-91, 10-14-92, 10-7-93, Formerly 17-730.170, Amended 1-5-95, 4-30-97, 8-19-98, 2-4-00, 12-20-00, 8-1-02, 10-1-04, 1-29-06, 4-6-06, 5-1-07, 4-25-08, 5-8-09,_____.

62-730.180 Standards Applicable to Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities.

(1) The Department adopts by reference 40 CFR Part 264 revised as of July 1, 2010 ~~July 1, 2008~~, including all appendices, with the exceptions described in paragraphs (1)(a) through (c) of this section.

(a) through (e) No change.

(2) The Department adopts by reference 40 CFR Part 265 revised as of July 1, 2010 ~~July 1, 2008~~, including all appendices, with the exceptions described in paragraphs (2)(a) through (e) of this section.

(3) through (6) No change.

Rulemaking Authority 403.704, 403.721, 403.724, 403.8055 FS. Law Implemented 403.704, 403.721, 403.724 FS. History—New 5-19-82, Amended 3-4-82, 5-20-82, 7-14-82, 8-30-82, 10-7-82, 11-25-82, 2-3-83, 3-31-83, 5-19-83, 1-5-84, 2-2-84, 11-7-84, 7-5-85, 10-3-85, Formerly 17-30.18, Amended 5-5-86, 9-19-86, 10-31-86, 3-31-87, 4-13-88, 6-28-88, Formerly 17-30.180, Amended 1-25-89, 8-13-90, 9-10-91, 10-14-92, 10-7-93, Formerly 17-730.180, Amended 1-5-95, 9-7-95, 4-30-97, 8-19-98, 2-4-00, 12-20-00, 8-1-02, 10-1-04, 1-29-06, 4-6-06, 5-1-07, 4-25-08, 5-8-09,_____.

62-730.181 Standards for the Management of Specific Hazardous Wastes and Specific Types of Hazardous Waste Management Facilities.

(1) The Department adopts by reference 40 CFR Part 266 revised as of July 1, 2010 ~~July 1, 2008~~, ~~except for the Project XL site specific regulations in Subpart O.~~

(2) No change.

Rulemaking Authority 403.704, 403.721, 403.8055 FS. Law Implemented 403.704, 403.721 FS. History—New 7-5-85, Amended 10-3-85, 5-5-86, 4-13-88, Formerly 17-30.181, Amended 1-25-89, 8-13-90, 9-10-91, 10-14-92, 10-7-93, Formerly 17-730.181, Amended 1-5-95, 9-7-95, 2-25-96, 4-30-97, 8-19-98, 2-4-00, 12-20-00, 8-1-02, 10-1-04, 1-29-06, 4-6-06, 5-1-07, 4-25-08, 5-8-09,_____.

62-730.183 Land Disposal Restrictions.

The Department adopts by reference 40 CFR Part 268 revised as of July 1, 2010 ~~July 1, 2008~~, and all appendices, with the exception of subsections (1) and (2) of this section.

(1) through (2) No change.

Rulemaking Authority 403.704, 403.721, 403.8055 FS. Law Implemented 403.704, 403.721 FS. History—New 1-25-89, Formerly 17-30.183, Amended 8-13-90, 9-10-91, 10-14-92, 10-7-93, Formerly 17-730.183, Amended 1-5-95, 9-7-95, 4-30-97, 8-19-98, 2-4-00, 12-20-00, 8-1-02, 10-1-04, 4-6-06, 5-1-07, 4-25-08, 5-8-09,_____.

62-730.220 Applications for Permits and Other Authorizations.

(1) The Department adopts by reference the following sections of 40 CFR Part 270 revised as of July 1, 2008: 270.1(c) except for the Project XL site-specific regulations in 270.1(c)(2)(ix); 270.2, except for the optional amendments to the definition of “permit” and “Standardized Permit” in the Federal Register dated September 8, 2005 (70 FR 53419); 270.3; 270.4, including the corrections in the Federal Register dated March 18, 2010 (75 FR 12989); 270.6; 270.10 except for the optional amendments to 270.10(a) and (h) in the Federal Register dated September 8, 2005 (70 FR 53419); 270.11; 270.12 through 270.28; 270.30; 270.31; 270.32(b)(2); 270.33; 270.51 except for the optional amendments to 270.51(e) in the Federal Register dated September 8, 2005 (70 FR 53419); 270.61; 270.62; 270.65; 270.66; 270.68; 270.72; 270.79 through 270.230; and 270.235. For the optional amendments excepted in this section, the language in effect on September 8, 2005 remains in effect.

(2) through (11) No change.

Rulemaking Authority 403.061, 403.087, 403.704, 403.721, 403.722, 403.8055 FS. Law Implemented 403.151, 403.704, 403.707, 403.721, 403.722, 403.723, 403.727 FS. History—New 7-9-82, Amended 1-5-84, 8-19-84, 7-22-85, Formerly 17-30.22, Amended 9-23-87, 6-28-88, 12-12-88, Formerly 17-30.220, Amended 8-13-90, 9-10-91, 10-14-92, 10-7-93, Formerly 17-730.220, Amended 1-5-95, 4-30-97, 8-19-98, 2-4-00, 12-20-00, 8-1-02, 10-1-04, 1-29-06, 4-6-06, 5-1-07, 4-25-08, 5-8-09,_____.

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-9.002
 RULE TITLE: Physician Survey Procedures

PURPOSE AND EFFECT: To update the survey questions.
 SUMMARY: In order to obtain better data, the department determined that it would be beneficial to make a few changes to the survey questions that physicians must respond to at time of license renewal.

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.

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: 458.3191(4), 459.008(4) FS.
 LAW IMPLEMENTED: 381.4018, 458.3191, 459.0081 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Swanson Rivenbark

THE FULL TEXT OF THE PROPOSED RULE IS:

64B-9.002 Physician Survey Procedures.

(1) At time of licensure renewal, each medical doctor and osteopathic physician who renews his or her license on line at www.FLHealthSource.com must fully complete on line all applicable portions of the physician workforce survey, form DH-MQA 1119, entitled Physician Workforce Survey, effective 09/11, ~~08/09~~ which is incorporated herein by reference. This form can be obtained at _____ and also may be viewed at <http://www.doh.state.fl.us/mqa/medical/index.html> or at <http://www.doh.state.fl.us/mqa/osteopath/index.html>. The address where physicians who do not renew online are required to obtain, complete and submit a paper copy of the survey with their renewal is 4052 Bald Cypress Way, Bin #C10, Tallahassee, FL 32399.

(2) No change.

Rulemaking Authority 458.3191(4), 459.0081(4) FS. Law Implemented 381.4018, 458.3191, 459.0081 FS. History—New 4-21-08, Amended 10-20-08, 9-30-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica Swanson Rivenbark

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: H. Frank Farmer, Jr., M.D. Ph.D, FACP
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 12, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 17, 2011

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: 64B18-11.001
 RULE TITLE: Application for Licensure

PURPOSE AND EFFECT: The Board proposes to revise the rule to reflect changes to the incorporated application revised June 2011.

SUMMARY: Changes to the incorporated application revised June 2011.

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.

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: 461.005 FS.
 LAW IMPLEMENTED: 456.017(1)(c), 456.0635, 461.006 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bruce Deterding, Executive Director, Board of Podiatric medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32314-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B18-11.001 Application for Licensure.

(1) Any person desiring to be licensed as a podiatric physician shall apply to the Board of Podiatric Medicine. The application shall be made on the Application for Podiatric Examination & Initial Licensure Form DH-MQA 1138 (revised 6/11 ~~08/09~~), hereby adopted and incorporated by reference, that can be obtained from the Board of Podiatric Medicine’s website at <http://www.doh.state.fl.us/mqa/podiatry/index.html>.

(2) An application file for licensure is not complete unless and until it contains verification of a passing score from examination of the National Board of Podiatric Medical Examiners, including Part I, Part II, and the PMLexis Examination. Such verification must be received by the Board office directly from the provider of the National Board of Podiatric Medical Examiners examination.

Rulemaking Authority 461.005 FS. Law Implemented 456.017(1)(c), 461.006 FS. History—New 1-29-80, Amended 12-9-82, Formerly 21T-11.01, Amended 10-14-86, 1-26-88, 6-20-88, 7-3-89, 6-24-92, Formerly 21T-11.001, Amended 7-6-94, Formerly 61F12-11.001, Amended 1-1-96, 7-15-96, Formerly 59Z-11.001, Amended 9-3-98, 2-8-00, 4-22-08, 6-17-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Podiatric Medicine
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Podiatric Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 23, 2011
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 29, 2011

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF LEGAL AFFAIRS
Division of Victim Services and Criminal Justice Programs

RULE NOS.:	RULE TITLES:
2A-7.001	Definitions
2A-7.0021	Eligibility
2A-7.0022	Application Process

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 31, August 5, 2011 issue of the Florida Administrative Weekly.

The agency has determined that these rules are strictly for clarification of eligibility and documentation requirements and processes for victims of domestic violence and stalking, and will have no regulatory cost or impact on small businesses. Accordingly, they do not require ratification by the Legislature.

DEPARTMENT OF EDUCATION
State Board of Education

RULE NOS.:	RULE TITLES:
6A-6.0902	Requirements for Identification, Eligibility Programmatic and Annual Assessments of English Language Learners
6A-6.09022	Extension of Services in English for Speakers of Other Languages Program

6A-6.0903	Requirements for Exiting English Language Learners from the English for Speakers of Other Languages Program
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NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 37, No. 20, May 20, 2011 issue of the Florida Administrative Weekly.

Sub-subparagraph (2)(a)3.c. of Rule 6A-6.0902 is revised as follows:

c. Level of mastery of basic competencies or skills in English and heritage language according to appropriate local, state or national criterion referenced standards;

Paragraph (3)(d) of Rule 6A-6.0902 is revised as follows:

(d) Parents have the right to have their child immediately removed from a language instruction educational program and to decline to enroll the student in such a program or choose other instructional options, if available. For purposes of this subparagraph, a “language instruction educational program” means an instruction course in which an ELL is placed for the purpose of developing and attaining English proficiency and which may make instructional use of both English and a child’s heritage native language. Nothing herein shall alter the duty of the district to provide highly qualified, duly certified or endorsed ESOL instructors in accordance with Rule 6A-1.09441, F.A.C., and the Course Code Directory and Instructional Personnel Assignments that is incorporated by reference therein. If any parent or guardian of an ELL communicates a refusal to have his or her child enrolled in an ELL program, the District shall have the student’s principal or another representative of the school meet with the parent to:

1. Describe the range of programs and services that he child could receive if the parent does not refuse, including the methodology the District plans to employ to address the student’s educational needs and the training and qualifications of teachers and any others who would be employed in teaching the student;

2. Discuss the benefits their child is likely to gain by being enrolled in an ELL program and receiving ELL services;

3. Explain that, notwithstanding any past practice, the District shall not require students to be assigned to programs specifically designated for ELLs, or schools containing such programs, in order to receive ELL services.

Section (3) of Rule 6A-6.09022, is revised as follows:

(3) The ELL Committee shall review the student’s academic record holistically and shall consider the assessment results from the assessment administered under item (2) above and the following criteria to determine whether the student is English language proficient:

(a) Extent and nature of prior educational or academic experience, social experience, and a student interview;

~~(b)~~ Written recommendation and observation by current and previous instructional and supportive services staff;

~~(c)~~ Level of mastery of basic competencies or skills in English and/or heritage language according to appropriate state or national criterion-referenced standards, if any;

~~(d)~~ Grades from the current or previous years; and

~~(e)~~ Test results from tests other than the assessment according to (2) above.

The title for Rule 6A-6.0903, is revised as follows:

6A-6.0903 Requirements for Exiting English Language Learners from the English for Speakers of Other Languages Program Classification, Reclassification, and Post Reclassification of English Language Learners.

Section (2) of Rule 6A-6.0903, is revised as follows:

(2) Standards for Student Exit from the ESOL Program.

(a) An ELL shall be determined English language proficient and exited from the ESOL program upon obtaining:

1. Scores of "Proficient" at the applicable grade level on each CELLA subtest administered annually pursuant to Rule 6A-6.9021, F.A.C.; and

2. Scores on applicable Florida Comprehensive Achievement Tests (FCAT) in Reading, as follows:

a. For students in grades K-2, CELLA is the only assessment required and FCAT is not required;

b. For students in grades 3-9, an achievement level of 3 or higher on applicable FCAT Florida Comprehensive Achievement Test (FCAT) in Reading;

c. For students in grades 10 – 12, a score on the 10th grade FCAT in Reading sufficient to meet applicable graduation requirements, or an equivalent concordant score pursuant to Section 1008.22, Florida Statutes.

~~(b)~~ Upon receipt of the CELLA and FCAT scores, schools shall exit students no later than the last school day of the school year. If CELLA or FCAT Reading scores are received after the end of the school year, schools shall exit students within two weeks after the beginning of the next school year and shall use the last day of the school year in which the FCAT Reading examination was administered as the exit date.

~~(c)~~ Notwithstanding a student's CELLA scores, upon the request of a student's teacher, counselor, administrator, or parent, a student who has been classified as an ELL and enrolled in an English for Speakers of Other Languages (ESOL) program may be re-evaluated for English language proficiency by convening an ELL Committee at any time, according to the following procedures:-

~~1.~~ Any student being considered for exit by an ELL Committee shall be assessed on at least one Department-approved assessment instrument, which shall be administered no earlier than thirty (30) school days prior to the ELL Committee's determination regarding exit. The assessment must cover all four domains, including listening, speaking, reading, and writing.

~~2.~~ The ELL Committee shall review the student's academic record holistically and shall consider the assessment results from the assessment administered under subparagraph (2)(b)2. of this rule and the following criteria to determine whether the student is English language proficient:

a. Extent and nature of prior educational or academic experience, social experience, and a student interview;

b. Written recommendation and observation by current and previous instructional and supportive services staff;

c. Level of mastery of basic competencies or skills in English and/or heritage language according to appropriate state or national criterion-referenced standards, if any;

d. Grades from the current or previous years; and

e. Test results from tests other than the assessment according to subparagraph (2)(b)2. of this rule.

~~3.~~ If a majority of the ELL Committee determines that the student is English language proficient, the student shall be exited from the program. If a majority of the ELL Committee determines that the student is not English language proficient, the student shall remain enrolled in the program. The parents' preference as to whether a student is determined English language proficient or not English language proficient shall be considered in the final decision.

~~4.~~ The ELL Committee shall document the records reviewed by the Committee, which must include each of the criteria in subparagraph (2)(b)3., of this rule. The Committee's decision shall be supported by at least two of the criteria established in subparagraph (2)(b)3., of this rule, and the supporting criteria shall be documented in the student's file.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-503.001
 RULE TITLE: Chaplaincy Services
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 37, No. 30, July 29, 2011 issue of the Florida Administrative Weekly.

33-503.001 Chaplaincy Services.

(1) through (2) No change.

(3) Religious Services and Rituals.

(a) through (g) No change.

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

(4) through (14) No change.

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.721
 RULE TITLE: Visiting Operations
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 37, No. 25, June 24, 2011 issue of the Florida Administrative Weekly.

- 33-601.721 Visiting Operations.
- (1) through (10) No change.

(11) Neither inmates nor visitors, including death row inmates and their visitors, shall be permitted to possess or use tobacco products as defined in Section 944.115(2)(d), F.S., during visitation.

(12)(H) The effective date of this rule is October 1, 2011.

Rulemaking Specific Authority 944.09, ~~944.23~~ FS. Law Implemented 944.09, 944.115, 944.23, 944.8031 FS. History—New 11-18-01, Amended 5-27-02, 9-16-03, 7-17-07, _____.

Editorial Note: Formerly 33-601.708, F.A.C.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-550.200	Definitions for Public Water Systems
62-550.310	Primary Drinking Water Standards: Maximum Contaminant Levels and Maximum Residual Disinfectant Levels
62-550.500	General Monitoring and Compliance Measurement Requirements for Contaminants and Disinfectant Residuals
62-550.514	Disinfectant Residuals and Disinfection Byproducts Monitoring Requirements
62-550.540	Monitoring of Consecutive Public Water Systems
62-550.550	Certified Laboratories and Analytical Methods for Public Water Systems
62-550.720	Recordkeeping
62-550.730	Reporting Requirements for Public Water Systems
62-550.821	Disinfectant Residuals, Disinfection Byproducts, and Disinfection Byproduct Precursors
62-550.822	Initial Distribution System Evaluations and Stage 2 Disinfection Byproducts Requirements
62-550.824	Consumer Confidence Reports

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 46, November 19, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-560.400	Scope of Drinking Water Public Notification Rules
62-560.410	Public Notification – Primary Standards

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 46, November 19, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.:	RULE TITLE:
64B-7.001	Pain Management Clinic Registration Requirements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 38, September 24, 2010 issue of the Florida Administrative Weekly.

SECOND NOTICE OF CHANGE

(1) Every clinic location ~~that is advertising pain management services or employing a physician who is primarily treating pain by prescribing or dispensing controlled substance medications,~~ unless exempt under Sections 458.3265(1) or 459.0137(1), F.S., must register and maintain a valid registration with the Department. Every registered clinic location upon change of ownership must register and maintain a valid registration with the Department. To be eligible to register with the Department, the clinic must meet the statutory requirements, which include the requirement that the clinic be fully owned by a physician or group of physicians who are currently licensed pursuant to Chapter 458 or 459 or licensed as a health care clinic with the Agency for Health Care Administration pursuant to Part X of Chapter 400, F.S. ~~With regard to the surgical services exemption, interventional pain procedures of the type routinely billed using surgical codes are included in the term surgical services.~~

(2) The clinic’s designated physician must have a full, active, and unencumbered license, which includes:

(a) Having a clear, active license as a medical doctor or osteopathic physician under Chapter 458 or 459, F.S., that permits the physician to perform all duties authorized by holding a license without restriction.

(b) Having a license that is not designated as limited, restricted, retired, temporary, or training.

(c) Having a license with no restrictions on practice and no current disciplinary or other unsatisfied obligations imposed by the Board of Medicine, Board of Osteopathic Medicine, or the Department that limits or restricts the practice of medicine or osteopathic medicine, which includes suspension, probation, or any other restrictions on practice.

~~(3) Having considered the needs of small and rural clinic locations, the designated physician "shall practice at the clinic location," which means retaining documentation of being physically present and practicing medicine or osteopathic medicine at that location for no less than at least 33% of the hours per week that the clinic is open for business. For clinic locations with 3 or more physicians administering, prescribing, or dispensing controlled substance medications, including the designated physician, or for those clinic locations prescribing or dispensing more than half the maximum number of controlled substance prescriptions that the boards allow a clinic to issue over a 24 hour period, the designated physician must be present at least 67% of the hours per week that the clinic is open for business. When the designated physician is unable to practice at the clinic location as required by this subsection, prescribing or dispensing of controlled substance medications at the clinic must cease unless and until the name of another designated physician who meets the statutory requirements is received by the Department by mail, facsimile, or electronic mail, which may include the date of return of the former designated physician intending to resume the position if he or she is qualified to serve in that capacity and the absence from the clinic location is temporary.~~

~~(3)(4)~~ To register with the Department, the designated physician must submit Application for Pain Management Clinic Registration, Form #DH-MQA 1219, ~~7/11~~ ~~10/10~~, incorporated herein by reference. This form can be obtained at [www.\[Dept. of State linked address\]](#) and from the Department of Health, Division of Medical Quality Assurance, at: 4052 Bald Cypress Way, Bin C-01, Tallahassee, FL 32399 or on the Board of Medicine or Board of Osteopathic Medicine website, which can be accessed at: www.flhealthsource.com or at MQA_medicine@doh.state.fl.us. At this mail or electronic address, the clinic is responsible to provide notice to the Department of the departure of the designated physician and, within 10 days after termination, the identity of another designated physician for the clinic. At this mail or electronic address, the designated physician at a registered clinic also within 10 days of departure shall notify the board of the date of termination from employment, and each physician in the clinic shall notify the board within 10 calendar days of beginning or ending practice.

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: RULE TITLE:
64B-7.002 Disciplinary Guidelines

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. 36, No. 41, October 15, 2010 issue of the Florida Administrative Weekly.

64B-7.002 Disciplinary Guidelines.

(1) In imposing discipline on a pain-management clinic, ~~it's owner, designated physician or other persons as particularly indicated in paragraphs (2)(a) through (ii)~~, the department shall act in accordance with these disciplinary guidelines and shall impose a penalty within the range corresponding to the severity and repetition of the violations unless the department finds it necessary to deviate from the guidelines in accordance with this rule. Any and all offenses listed are sufficient grounds for the initial refusal of registration to an applicant. The department shall recover the costs of the investigation and prosecution of the case as well as imposing the appropriate penalty. In addition to any other penalty, if the violation includes proof of intentional fraud or fraudulent misrepresentation, the department shall impose a penalty of \$10,000 per count or offense. When the penalty is suspension, the period of suspension for the registration of the clinic shall not exceed one year.

(2) Violations and Range of Penalties:

(a) ~~A clinic whose owner or designated physician has failed failing~~ to comply with any requirement of Chapter 499, the Florida Drug and Cosmetic Act; 21 U.S.C. ss. 301-392, the Federal Food, Drug, and Cosmetic Act; 21 U.S.C. ss. 821 et seq., the Drug Abuse Prevention and Control Act; or Chapter 893, the Florida Comprehensive Drug Abuse Prevention and Control Act. (Sections 458.3265(5)(a), 459.0137(5)(a), F.S.). First offense- a fine of up to \$5,000 per violation and six months probation to one year suspension or revocation. For a subsequent offense, a fine of up to \$5,000 per violation and a minimum of one year suspension to revocation.

(b) ~~An owner-operated clinic whose designated physician has knowingly and intentionally misrepresented misrepresenting~~ actions taken to correct a violation. (Sections 458.3265(5)(c), 459.0137(5)(c), F.S.). First offense – a fine of up to \$5,000 and up to revocation. For a subsequent offense, a fine of \$5,000 and revocation. ~~For a clinic not owner-operated, for a first offense a fine of up to \$5,000. For a subsequent offense, a fine of \$5,000.~~

(c) ~~An owner or designated physician who has concurrently operated operating~~ an unregistered pain-management clinic. (Sections 458.3265(5)(d), 459.0137(5)(d), F.S.). First offense – a fine of \$5,000 per day. For a subsequent offense, a fine of \$5,000 per day and revocation.

(d) ~~An owner who has failed failing~~ to apply to register a clinic that requires registration upon change of ownership and ~~has operated operating~~ the clinic under new ownership.

(Sections 458.3265(5)(e)(~~d~~), 459.0137(5)(e)(~~d~~), F.S.). First offense- a fine of up to \$5,000. For a subsequent offense, a fine of \$5,000 and one year suspension or revocation.

(e) A clinic whose owner or designated physician has aided, assisted, procured, employed or advised aiding, assisting, procuring, employing, or advising any unlicensed person or entity to practice contrary to Chapter 458, 459, F.S., or the rules of the department or the appropriate board. (Section 456.072(1)(j), F.S.). First offense – a fine of \$5,000 and/or up to one year suspension or revocation. For a subsequent offense, a fine of \$5,000 per violation and revocation.

~~(f) Knowingly prescribing or dispensing, or causing to be prescribed or dispensed, controlled substances in a nonregistered pain management clinic that is required to be registered with the department. (Sections 458.327(2)(f), 459.013(2)(d), F.S.). First offense – a fine of up to \$5,000 per day. For a subsequent offense, a fine of up to \$5,000 per day and up to one year suspension or revocation.~~

(f)(~~e~~) A clinic whose owner or designated physician has registered registering a pain-management clinic through misrepresentation, fraud, or by making a false or fraudulent representation. (Section 456.072(2)(d), F.S.). A fine of \$10,000 per count or offense and up to one year suspension or revocation.

(g)(~~h~~) A clinic whose owner or designated physician has been being convicted of or pled guilty or nolo contendere to, regardless of adjudication, an offense that constitutes a felony for receipt of illicit and diverted drugs, including a controlled substance listed in Schedule I, II, III, IV, or V of s. 893.03, in this state, any other state, or the United States. (Sections 458.3265(1)(e) and (f), 459.0137(1)(e) and (f), F.S.). Revocation unless more than ten years have passed since the conviction and the owner has received recognition from the Governor for providing extraordinary service to the state.

~~(i) Being convicted or found guilty of, regardless of adjudication to, a felony or any other crime involving moral turpitude, fraud, dishonest, or deceit in any jurisdiction of the courts of the state, of any other state, or of the United States. (Sections 458.331(1)(oo)4., 459.015(1)(qq)4., F.S.). First offense, a fine of up to \$5,000 and up to one year suspension to revocation. For a subsequent offense, a fine of \$5,000 and one year of suspension or revocation.~~

~~(j) Being convicted of, or disciplined by a regulatory agency of the Federal Government or a regulatory agency of another state for any offense that would constitute a violation of Chapter 458 or Chapter 459, F.S. (Sections 458.331(1)(oo)5., 459.015(1)(qq)5., F.S.). First offense, a fine of up to \$5,000 and one year probation to revocation. For a subsequent offense, a fine of \$5,000 and from three months to one year suspension or revocation.~~

~~(h)(~~k~~) A clinic whose owner or designated physician has been being convicted of, or entered entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime in any jurisdiction of the courts of this state, of any other state, or of the United States which relates to the practice of, or the ability to practice, a licensed health care profession. (Sections 456.072(1)(c), 458.331(1)(oo)6., 459.015(1)(qq)6., F.S.). First offense, a fine of up to \$5,000 and up to one year suspension or revocation. For a subsequent offense, a fine of \$5,000 and revocation.~~

(i)(~~l~~) A clinic whose owner or designated physician has been being convicted of, or entered entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime in any jurisdiction of the courts of this state, of any other state, or of the United States which relates to health care fraud. (Sections 456.072(1)(ll), 458.331(1)(oo)7., 459.015(1)(qq)7., F.S.). First offense, a fine of \$10,000 up to \$5,000 and up to one year suspension or revocation. For a subsequent offense, a fine of \$10,000 \$5,000 and revocation.

(j)(~~m~~) A clinic whose owner or designated physician has been being convicted of, or entered entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, under 18 U.S.C. s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 U.S.C. ss. 1320a-7b, relating to the Medicaid program. (Section 456.072(1)(ii), F.S.). First offense, a fine of up to \$5,000 and one year suspension to revocation. For a subsequent offense, a fine of \$5,000 and revocation.

~~(n) Dispensing any medicinal drug based upon a communication that purports to be a prescription as defined in s. 465.003(14) or s. 893.02 if the owner or holder of the registration knows or has reason to believe that the purported prescription is not based on a valid practitioner-patient relationship. (Sections 458.331(1)(oo)8., 459.015(1)(qq)8., F.S.). First offense, a fine of up to \$5,000 and from up to one year suspension or revocation. For a subsequent offense, a fine of \$5,000 and revocation.~~

(k)(~~o~~) A clinic whose owner has failed failing to timely notify the department of the date that the designated physician dispensing practitioner has terminated from a pain-management clinic as required by Sections 458.3265(1)(c)(~~2~~) or 459.0137(1)(c)(~~2~~). (Sections 458.3265(5)(a) 458.331(1)(oo)9., 459.0137(5)(a) 459.015(1)(qq)9., F.S.). First offense, a fine of up to \$3,500 and from a reprimand to six months suspension. For a subsequent offense, a fine of up to \$5,000 and up to one year suspension or revocation.

(l)(~~p~~) A physician who has failed failing to timely notify the department of the theft of prescription blanks from a pain-management clinic or a breach of other methods for prescribing within 24 hours as required by Section 458.3265(2) or 459.0137(2). (Sections 458.331(1)(pp), 459.015(1)(rr), F.S.). First offense, a fine of up to \$5,000 and from one year of

probation to one year suspension or revocation. For a subsequent offense, a fine of up to \$5,000 and one year suspension or revocation.

~~(m)(e)~~ A clinic whose owner or designated physician has promoted or advertised promoting or advertising through any communication media the use, sale, or dispensing of any controlled substance appearing on any schedule in Chapter 893. (Sections 458.331(1)(qq), 459.015(1)(ss), F.S.). First offense, a fine of up to \$5,000 and a reprimand and six months to one year suspension. For a subsequent offense, a fine of up to \$5,000 and up to one year suspension or revocation.

~~(n)(e)~~ A clinic whose owner or designated physician has made making misleading, deceptive, or fraudulent representations in or related to the practice. (Section 456.072(1)(a), F.S.) First offense, a fine of \$10,000 and from a reprimand to one year suspension. For a subsequent offense, a fine of \$10,000 and one year suspension or revocation.

~~(o)(e)~~ A clinic whose owner or designated physician has intentionally violated violating any rule adopted by the board or the department as appropriate. (Section 456.072(1)(b), F.S.) First offense, a fine of up to \$5,000 and from one year probation up to one year suspension or revocation. For a subsequent offense, a fine of \$5,000 and up to one year suspension or revocation.

~~(p)(e)~~ A clinic whose owner or designated physician or clinic owner whose designated physician has experienced having a license or the authority to practice any regulated profession revoked, suspended, or otherwise acted against, including denial, by the licensing authority of any jurisdiction for what would be a violation under Florida law. (Section 456.072(1)(f), F.S.) First offense, a fine of up to \$5,000 and up to one year suspension or revocation considering what the penalty would have been had the offense occurred in Florida. For a subsequent offense, a fine of up to \$5,000 and up to one year suspension or revocation considering what the penalty would have been had the subsequent offense occurred in Florida.

~~(q)(e)~~ A clinic whose owner or designated physician or clinic owner whose designated physician has attempted attempting to obtain or has obtained obtaining the registration by bribery, by fraudulent misrepresentation, or through an error of the department or a board. (Section 456.072(1)(h), F.S.) First offense not involving fraudulent misrepresentation, a fine of up to \$5,000 and up to one year suspension or revocation. For a subsequent offense not involving fraudulent misrepresentation, a fine of up to \$5,000 and one year suspension or revocation. The fine portion of the penalty is \$10,000 for an offense involving fraudulent misrepresentation.

~~(r)(e)~~ A clinic whose owner or designated physician has failed failing to report to the department any person known to be in violation of Chapter 456, 458 or 459, or the rules of the department or board. (Section 456.072(1)(i), F.S.) First

offense, a fine of up to \$3,000 and up to one year suspension. For a subsequent offense, a fine of up to \$5,000 and one year suspension or revocation.

~~(s)(w)~~ A clinic whose owner or designated physician has failed failing to perform any statutory or legal obligation (Section 456.072(1)(k), F.S.). First offense, from a fine of up to \$5,000 and/or from a three month to one year suspension. For a subsequent offense, a fine of up to \$5,000 and from one year probation to one year suspension or revocation.

~~(t)(e)~~ A clinic whose designated physician on behalf of the registered clinic has made or filed a report known to be false, intentionally or negligently failed to file a report required by state or federal law, or willfully impeded or obstructed another from filing. Such reports or records shall include only those signed on behalf or in the capacity of a registered clinic Filing a false report (Section 456.072(1)(l), F.S.). First offense, a fine of up to \$5,000 and up to one year suspension. For a subsequent offense, a fine of \$5,000 and up to one year suspension or revocation. The fine portion of the penalty is \$10,000 for an offense involving a false or fraudulent representation.

~~(u)(y)~~ A clinic whose owner or designated physician has made making deceptive, untrue, or fraudulent representations or employed employing a trick or scheme related to the operation of the business (Section 456.072(1)(m), F.S.). First offense, a fine of up to \$5,000 and/or probation to one year suspension or revocation. For a subsequent offense, a fine of \$5,000 and revocation. The fine portion of the penalty is \$10,000 for an offense involving deceptive, untrue or fraudulent representation.

~~(v)(z)~~ A clinic whose designated physician or practicing physician has exercised exercising influence on a patient or client for the purpose of financial gain of the clinic licensee or a third party. (Section 456.072(1)(n), F.S.). First offense, a fine of up to \$5,000 and from one year probation to one year suspension or revocation. For a subsequent offense, a fine of up to \$5,000 and one year suspension or revocation.

~~(w)(a)~~ A clinic whose physician or other employee has practiced or offered practicing or offering to practice beyond the scope permitted by law or has accepted and performed accepting and performing professional responsibilities that the owner and/or designated physician know that the clinic employee is not competent to perform. (Section 456.072(1)(o), F.S.). First offense, a fine of up to \$5,000 and up to one year suspension or revocation. For a subsequent offense, a fine of up to \$5,000 and revocation.

~~(x)(b)~~ A clinic whose owner or designated physician or clinic owner whose designated physician has delegated or contracted delegating or contracting for the performance of professional responsibilities by a person when the owner or designated physician delegating or contracting for performance of the responsibilities knows, or has reason to know that the person is not qualified by training, experience, and

authorization to perform when required to perform them. (Section 456.072(1)(p), F.S.). First offense, a fine of up to \$5,000 and from one year probation to up to one year suspension or revocation. For a subsequent offense, a fine of up to \$5,000 and one year suspension or revocation.

~~(y)(ee)~~ A clinic whose owner or designated physician has violated ~~violating~~ an order of the department or the appropriate board, or ~~has failed failing~~ to comply with subpoena of the department (Section 456.072(1)(q), F.S.). First offense, a fine of up to \$5,000 and from a reprimand to up to one year suspension. For a subsequent offense, a fine of \$5,000 and one year suspension or revocation.

~~(z)(dd)~~ A clinic whose owner or designated physician or clinic owner whose designated physician has ~~improperly interfered interfering~~ with an investigation, inspection, or disciplinary proceeding (Section 456.072(1)(r), F.S.). First offense, a fine of up to \$5,000 and up to one year suspension or revocation. For a subsequent offense, a fine of \$5,000 and revocation.

~~(aa)(ee)~~ A clinic whose practicing physician or other health care practitioner has ~~failed failing~~ to identify through written notice, which may include the wearing of a name tag, or orally to a patient the type of license under which the practitioner is practicing at the clinic (Section 456.072(1)(t), F.S.). First offense, a fine of up to \$2,500 and/or up to a three month suspension. For a subsequent offense, a fine of up to \$5,000 and up to one year of suspension of registration.

~~(bb)(ff)~~ A clinic whose designated physician and the designated physician who has ~~failed failing~~ to comply with Sections 381.026 and 381.0261, F.S., requirements to provide patients with information about patient rights and how to file a patient complaint (Section 456.072(1)(u), F.S.). First offense, a fine of up to \$3,500 and a reprimand up to a six month suspension. For a second offense, a fine of up to \$5,000 and from one year probation to up to one year suspension. For a subsequent offense, a fine of \$5,000 and one year suspension or revocation.

~~(cc)(gg)~~ A clinic whose owner or designated physician or clinic owner whose designated physician has ~~failed failing~~ to report to the department in writing within 30 days after having been convicted or found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction. (Section 456.072(1)(x), F.S.). First offense, a fine of up to \$2,500 and up to a six month suspension. For a subsequent offense, a fine of \$5,000 and one year suspension or revocation.

~~(dd)(hh)~~ A clinic whose owner or designated physician has ~~violated violating~~ any applicable provision of Chapter 456, Chapter 458, or Chapter 459, or the rules of these chapters (Section 456.072(1)(dd), F.S.). First offense, from a fine of up to \$5,000 and from six months probation to one year suspension. For a subsequent offense, a fine of up to \$5,000 and up to a one year suspension or revocation.

~~(ee)(ii)~~ A clinic whose designated physician or practicing physician has, with respect to ~~making~~ a personal injury protection claim as required by Section 627.736, F.S., intentionally ~~submitted submitting~~ a claim, statement, or bill that has been "upcoded" as defined in Section 627.732, F.S. (Section 456.072(1)(ee), F.S.). First offense, a fine of up to \$5,000 and from a reprimand up to one year suspension. For a subsequent offense, a fine of up to \$5,000 and up to one year suspension or revocation.

~~(ff)(jj)~~ A clinic whose designated physician or practicing physician has, with respect to ~~making~~ a personal injury protection claim as required by Section 627.736, F.S., intentionally ~~submitted submitting~~ a claim, statement, or bill for payment of services that were not rendered. (Section 456.072(1)(ff), F.S.). First offense, a fine of up to \$5,000 and from one year of probation to revocation. For a subsequent offense, a fine of up to \$5,000 and one year suspension or revocation.

~~(gg)(kk)~~ A clinic whose designated physician or practicing physician has ~~engaged engaging~~ in a pattern of practice when prescribing drugs or controlled substances which demonstrates a lack of reasonable skill and safety to patients or a violation of Chapter 456, 458 or 459, F.S., or any applicable rules. (Section 456.072(1)(gg), F.S.). First offense, a fine of up to \$5,000 and up to one year suspension or revocation. For a subsequent offense, a fine of up to \$5,000 and one year suspension or revocation.

~~(hh)(ll)~~ A clinic or owner whose designated physician or practicing physician has ~~failed failing~~ to remit the sum owed to the state for an overpayment from the Medicaid program pursuant to a final order, judgment, or stipulation or settlement (Section 456.072(1)(jj), F.S.). First offense, from a minimum fine equal to the lesser of the amount owed to the state for an overpayment or up to \$5,000 and from 6 months probation to one year suspension or revocation. For a subsequent offense, a fine of up to \$5,000 and up to a one year suspension or revocation.

~~(ii)(mm)~~ A clinic whose designated physician or practicing physician has ~~been being~~ terminated from the state Medicaid program, any other state Medicaid program, or the federal Medicare program, unless eligibility has been restored. (Section 456.072(1)(kk), F.S.). First offense, from a fine of up to \$5,000 and from one year suspension to revocation. For a subsequent offense, a fine of \$5,000 and revocation.

(3) The range of disciplinary penalties which the department is authorized to impose includes those set forth in Sections 456.072, 458.3265(1) and (5), or 459.0137(1) and (5), F.S. In determining the appropriate disciplinary action to be imposed in each case, the department shall take into consideration the mitigating and aggravating factors described in Sections 458.3265(5) or 459.0137(5), F.S. The final order shall explain the mitigating or aggravating circumstances used to justify any deviation from the specified guidelines.

(4) Stipulation or Settlements. The provisions of this rule are not intended and shall not be construed to limit the ability of the department to dispose informally of disciplinary actions by stipulation, agreed settlement, or consent order pursuant to Section 120.57(4), F.S.

(5) Other Action. The provisions of this rule are not intended to and shall not be construed to limit the ability of the department to pursue collateral civil or criminal actions when appropriate.

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-7.003
 RULE TITLE: Counterfeit-Resistant Prescription Blanks

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 45, November 12, 2010, Florida Administrative Weekly, has been withdrawn.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NOS.: 64B5-2.0126
 RULE TITLES: Conduct at Examination Site
 64B5-2.013
 Dental Examination Requirements and Grading

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 13, April 2, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-16.005
 RULE TITLE: Remediable Tasks Delegable to Dental Assistants

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 6, February 12, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.001
 RULE TITLE: Licensure by Certification of Credentials

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 51, December 23, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.003
 RULE TITLE: Provisional Licensure; Requirements
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 51, December 23, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-4.001
 RULE TITLE: Certification of Assistants
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 51, December 23, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Prescription Drug Monitoring Program

RULE NOS.: 64K-1.001
 RULE TITLES: Patient Advisory Alerts and Reports
 64K-1.003
 Accessing Database
 64K-1.004
 Management and Operation of Database
 64K-1.005
 Security of Information
 64K-1.006
 Program Evaluation

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. 36, No. 36, September 10, 2010 issue of the Florida Administrative Weekly.

64K-1.001 Patient Advisory Alerts and Reports.

(1) A patient An advisory report is a document in an electronic or paper format screen containing information related to the dispensing of regarding a patient based on controlled substances listed in Schedules II through IV in Section 893.03, F.S. The patient advisory report is created from dispensing information substance information that has been reported to the Prescription Drug Monitoring Program (Program) database by pharmacies and dispensing practitioners. The advisory report will be accessible online to the practitioner or the pharmacist. The Program will update the advisory reports at least once a week and the information on the reports shall be removed when older than 60 days. Advisory reports will be issued in accordance with Section 893.13(7)(a)8., F.S. when recommended by law enforcement or by a board governing health care practitioners.

(2) A patient An advisory report alert available only upon request in accordance with Section 893.055(2)(a), F.S., will indicate to a health care practitioner when a is-a report containing information that indicates that a patient may have

been prescribed or received controlled substances from multiple health care practitioners in a strength, amount, or at a frequency that may be contrary to law of concern to the patient or to any involved pharmacies and practitioners. When an alert is issued, the screen or report shall contain the phrase "ADVISORY ALERT" in distinguishing or colored font. The alert report shall be retained for a minimum of six months and until at least six months have passed during which time the patient has not been prescribed or received controlled substances in a strength, amount, or at a frequency that may be of concern to the patient or to any involved pharmacies and practitioners.

~~(3) An advisory report will only be provided to the practitioner, pharmacy, pharmacist, or patient upon request. When an alert report is created, a confidential alert notification will be e-mailed to the referenced practitioner or pharmacy with instructions on how to request and access the alert report.~~

64K-1.003 Accessing Database.

(1) The following entities have direct access to the information contained in the Program ~~central~~ database:

(a) A ~~pharmacist pharmacy~~, prescriber, or dispenser if the information relates to a patient of that pharmacy, prescriber, or dispenser for purposes of reviewing the patient's controlled substance prescription history. Those entities who are authorized to prescribe or dispense controlled substances, Schedules II-IV, and are licensed in the State of Florida registered in the Program system, may access the database through the secure web portal to request and receive information electronically, or may submit a written request to the Program manager if information must be received by an alternate means.

(b) The Program manager and designated Program support staff acting at the direction of or as authorized by the Program manager for purposes of management of the Program database ~~and in furtherance of the Program.~~

(2) The following entities do not have direct access to the information in the database, but may request access from the Program manager or authorized staff:

(a) The Department or the health care regulatory boards in subparagraph 893.005(7)(c)1., F.S., when involved in a specific controlled substance investigation involving a designated person for one or more prescribed controlled substances.

(b) The Attorney General or designee for Medicaid Fraud cases involving prescribed controlled substances.

(c) A law enforcement agency during an active investigation regarding potential criminal activity, fraud, or theft relating to prescribed controlled substances.

(d) A patient or the legal guardian or designated health care surrogate of an incapacitated patient as described in Section 893.0551, F.S., who, for the purpose of verifying the accuracy of the database information, contacts the Prescription Drug Monitoring Program at 4052 Bald Cypress Way, Bin

#C-16, Tallahassee, FL 32399-3254 or by telephone at (850)245-4797 to request form DH 2143 "Patient Information Request," effective December, 2010, which is incorporated by reference and located at _____ submits a notarized request on a form authorized by the Program. To receive the requested information, the patient or other authorized person representative must make an appointment, appear in person at the Program office, and produce proof of representation if not the patient as well as a valid government issued identification, which includes a photograph photographic proof of identity.

(3) The Program manager or designated staff must ensure that the entity requesting access to information is permitted by law to receive access and must document steps taken ~~take every reasonable precaution~~ to verify the request as authentic.

64K-1.004 Management and Operation of Database.

(1) All entities that dispense controlled substances, Schedules II-IV, are required to report to the Program ~~central~~ database. These entities include:

(a) Any pharmacy with a permit issued under Chapter 465, F.S., that dispenses controlled substances, whether located in or out of the State of Florida, including mail order or Internet pharmacies.

(b) Any health care practitioner, practicing in Florida, who dispenses any controlled substances, Schedules II-IV, and who is licensed under Chapter 458, 459, 461, 462, or 466, F.S.

(c) Exemptions from reporting are as stated in Section 893.055(5), F.S.

~~(2) All entities that dispense controlled substances, Schedules II-IV, must register with the Program prior to submitting data.~~

~~(2)(3)~~ All dispensers will electronically submit report data to the Program's database as soon thereafter as possible, but not more than 7 15 days after the controlled substance is dispensed to an individual according to a schedule developed and published by the Program. Extensions of the time within which a dispenser must report the dispensing of a controlled substance shall be granted for no more than 30 days upon request to the Program by any dispenser unable to submit data by electronic means for good cause if the dispenser provides evidence of having suffered a mechanical or electronic failure or cannot report for reasons beyond the control of the dispenser or if the ~~central~~ database is unable to receive submissions.

~~(3)(4)~~ Data not accepted by the database system due to a substantial number of errors or omissions shall be corrected and resubmitted to the database by the reporting dispenser within ten business five days of receiving written notice that the submitted data was unacceptable.

~~(4)(5)~~ Failure to report the dispensing of Schedules II-IV controlled substances will result in the Program filing a complaint with the Department for investigation ~~by the Department~~ and a referral to law enforcement.

~~(5)(6)~~ All information from the database disseminated in any form by the Program to any entity is considered protected health information and the use of it is governed by any and all applicable federal and state laws. ~~Authorized entities receiving such information shall maintain the information for up to 24 months before purging it from the records or shall maintain it for longer than 24 months if advised that the information is pertinent to an ongoing disciplinary or law enforcement investigation or prosecution.~~

~~(6)(7)~~(a) A patient, health care provider, prescriber, or dispenser is authorized to submit to the Program an electronic request for the correction of erroneous information in the database. The request shall include:

1. A statement explaining in detail the basis for the requested correction;
2. The precise change requested;
3. Documentation establishing the error and the correct information;
4. The requester’s name, address, telephone number, and license number if licensed as a health care provider in Florida.

(b) The Program manager or designated staff will review all requests to correct information in the database and will contact the entity that provided the data under review. If the reporter of the data concurs that the data should be corrected as requested, the reporter ~~Program~~ will make the correction. If the reporter does not agree, the reporter ~~correction~~ will not enter the correction ~~be entered~~. The entity or person requesting the correction will be notified of whether the correction has been made ~~the Program’s determination~~.

~~64K-1.005~~ ~~Storage and Security of Information.~~

Breaches in database security discovered by the Program manager or designated staff must be reported to the Department and to law enforcement within one business day of discovery of the breach. System users who become aware of a breach in security must report the suspected breach to the Program manager or designated staff ~~Department~~ as soon as possible, but ~~or~~ no later than one business day after its discovery.

~~64K-1.006~~ ~~Program Evaluation and Other.~~

Beginning in October 2011, the Department shall evaluate the Program to prepare a report to the Legislature and Governor by December 1 of each year using the performance measures specified in Section ~~§~~ 893.055(8), F.S.

DEPARTMENT OF HEALTH

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-23.003 RULE TITLE: Renewal of direct disposer licenses

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 30, July 29, 2011 issue of the Florida Administrative Weekly has been withdrawn.

**Section IV
Emergency Rules**

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.: 12DER11-16 RULE TITLE: Form for Use to Attempt to Establish Adverse Possession Without Color of Title

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Chapter 2011-107 (Senate Bill 1142), Laws of Florida, authorized the Department of Revenue to adopt emergency rules that could remain in effect for 6 months and that could be renewed. This act further provides that all conditions imposed by Sections 120.536(1) and 120.54(4), Florida Statutes, (Section 1 of Chapter 2011-107) were deemed to be met.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the Department of Revenue to adopt emergency rules that implement the provisions of Chapter 2011-107 (Senate Bill 1142), Laws of Florida. The law provides that these emergency rules remain in effect for a period of 6 months and that they may be renewed. The form included here is based on the requirements of Chapter 2011-107 (Senate Bill 1142), Laws of Florida, as passed by the Legislature, and will amend the form based on the changes to Section 95.18, F.S. The Department of Revenue has taken action to inform interested parties about the form that is being amended to implement this amended law, and to give such parties an opportunity to review and comment. These interested parties include Property Appraisers and interested parties who have told the Department that they want to receive all information associated with property tax rulemaking.

SUMMARY: Section 1 of Chapter 2011-107, (Senate Bill 1142), Laws of Florida, authorized the Department of Revenue to adopt emergency rules that could remain in effect for 6 months and that could be renewed. The purpose of this emergency rule is provide a procedure and form for applicants who apply to claim adverse possession and property appraisers to implement the new requirements from the provisions of the amended Section 95.18, F.S. Form DR-452, Return of Real Property in Attempt to Establish Adverse Possession Without Color of Title, is amended to include the amended provisions of Section 95.18, F.S. and is posted to our website at: <http://dor.myflorida.com/dor/property/forms/#5>.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Janice Forrester, Department of Revenue, Property Tax Technical Unit, 2450 Shumard Oak Blvd., Tallahassee, Florida 32399-0100, telephone (850)617-8886, Fax (850)617-6112, email address: forrestj@dor.state.fl.us

THE FULL TEXT OF THE EMERGENCY RULE IS:

12DER11-16 Form for Use to Attempt to Establish Adverse Possession Without Color of Title.

(1) This rule applies to real property being claimed as adversely possessed under Section 95.18 Florida Statutes, Chapter 2011-107 (Senate Bill 1142), Laws of Florida.

(2) The Department of Revenue adopts and incorporates in this rule by reference the following form: DR-452, Return of Real Property in Attempt to Establish Adverse Possession Without Color of Title (R. 08/11). This is the form to be used by persons claiming adverse possession without color of title.

(3) Copies of this form are available, without cost, by downloading the selected form from the Department's Internet site at <http://dor.myflorida.com/dor/property/forms/>. Persons with hearing or speech impairments may call the Department's TDD at (800)367-8331.

Rulemaking Authority Section 1 of Ch. 2011-107, L.O.F. Law Implemented Section 1 of Ch. 2011-107, L.O.F. History--New 8-19-11.

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

EFFECTIVE DATE: August 19, 2011

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER11-43
 RULE TITLE: Instant Game Number 1120, CROSSWORD

SUMMARY: This emergency rule describes Instant Game Number 1120, "CROSSWORD," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value, and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32301

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-43 Instant Game Number 1120. CROSSWORD.
(1) Name of Game. Instant Game Number 1120. "CROSSWORD."

(2) Price. CROSSWORD lottery tickets sell for \$3.00 per ticket.

(3) "CROSSWORD" lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning CROSSWORD lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The "YOUR LETTERS" play symbols are as follows:

A B C D E F G H I J K L M
 N O P Q R S T U V W X Y Z

(5) The "CROSSWORD PUZZLE" play symbols are as follows:

A B C D E F G H I J K L M
 N O P Q R S T U V W X Y Z

(6) The legend is as follows:

YOUR LETTERS

(7) The prizes are: \$3, \$6, \$10, \$20, \$30, \$50, \$100, \$200, \$1,000 and \$50,000.

(8) Determination of Prizewinners.

The holder of a ticket whose letters (Play Symbols) under the caption YOUR LETTERS match the letters (Play Symbols) in the CROSSWORD PUZZLE to form at least two (2) different complete words wins the corresponding prize in the PRIZE LEGEND for the total number of words matched. A "word" must contain at least three (3) letters. A "word" cannot be formed by linking letters diagonally or by reading the letters from the bottom to top or right to left. Letters combined to form a "word" must appear in an unbroken horizontal or vertical string of letters in the CROSSWORD PUZZLE that is not interrupted by a blank space and contains every single letter square between two blank spaces. Every letter in the unbroken string must be revealed in YOUR LETTERS and be included to form a "word." The possible complete words are shown in the CROSSWORD PUZZLE. Each possible complete word consists of three or more letters and occupies an entire word space. All of the letters in a possible complete word must be matched in order to complete the word. The three letters that appear in the YOUR LETTERS box under the scratch-off coating on the ticket that are smaller in size than the 18 YOUR LETTERS, are not play symbols to be used in playing the game.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 1120 are as follows:

REVEAL 2 OR MORE COMPLETE WORDS	WIN	ESTIMATED	NUMBER OF
		ODDS OF	WINNERS IN 84 POOLS OF 180,000 TICKETS
		1 IN	PER POOL
2 WORDS	\$3	10.00	1,512,000
3 WORDS	\$6	12.50	1,209,600
4 WORDS	\$10	25.00	604,800
5 WORDS	\$20	100.00	151,200
6 WORDS	\$30	180.00	84,000
7 WORDS	\$50	225.00	67,200
8 WORDS	\$100	600.00	25,200
9 WORDS	\$200	3,000.00	5,040
10 WORDS	\$1,000	45,000.00	336
11 WORDS	\$50,000	756,000.00	20

(10) The estimated overall odds of winning some prize in Instant Game Number 1120 are 1 in 4.13. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1120, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for CROSSWORD lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 8-22-11.

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

EFFECTIVE DATE: August 22, 2011

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER11-44
 RULE TITLE: Instant Game Number 1121, WILD NUMBER BINGO

SUMMARY: This emergency rule relates to the Instant Game Number 1121, “WILD NUMBER BINGO” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule

sets forth the specifics of the game; determination of prizewinners; and the estimated odds of winning, value, and number and size of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-44 Instant Game Number 1121, “WILD NUMBER BINGO.”

(1) Name of Game. Instant Game Number 1121, “WILD NUMBER BINGO”.

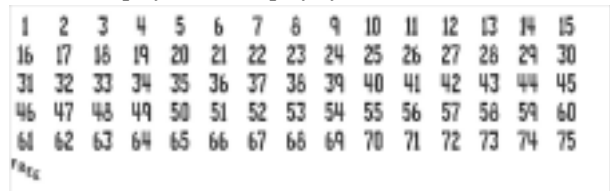
(2) Price. WILD NUMBER BINGO lottery tickets sell for \$3.00 per ticket.

(3) WILD NUMBER BINGO lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning WILD NUMBER BINGO lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The “CALLER’S CARD” play symbols are as follows:



(5) The player’s cards play symbols are as follows:



(6) The legend is as follows:



(7) The “WILD NUMBER” play symbols are as follows:



(8) Determination of Prizewinners.

(a) There are six player’s cards numbered 1 through 6 and one Caller’s Card on each WILD NUMBER BINGO ticket. A “FREE” space will appear in the center of each player’s card. A “FREE” space can substitute as a number in a pattern of

which it is a part. All numbers in Cards 1-6 that end in the number that appears in the "WILD NUMBER" play area shall be included when determining a pattern.

(b) A ticket whose numbers on one of the player's cards, including the numbers that end in the "WILD NUMBER," match the Caller's Card numbers in one of the following patterns shall entitle the claimant to the prize shown for that pattern on that card:

1. Horizontal line of five numbers (or four numbers and one "FREE" space).
2. Vertical line of five numbers (or four numbers and one "FREE" space).
3. Diagonal line of four numbers and one "FREE" space.
4. Four corners (consisting of four numbers).
5. "X" (consisting of eight numbers and one "FREE" space).

(c) Prizes that appear in the player's cards area are: \$3, \$6, \$10, \$20, \$40, \$60, \$90, \$100, \$200, \$250, \$500, \$1,000, \$2,000, \$5,000, 20,000 and \$50,000. Prize amounts for a particular pattern are different on each player's card.

(9) Players may win on one or more player's cards per ticket; however, players may not win more than one prize on each player's card.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 1121 are as follows:

Line - Card 3 + Line - Card 6	\$100	9,000.00	1,680
4 Corners - Card 3	\$100	9,000.00	1,680
4 Corners - Card 3 + Line - Card 4	\$120	30,000.00	504
Line - Card 5 + Line - Card 6	\$150	30,000.00	504
4 Corners - Card 2 + 4 Corners - Card 3 + Line - Card 4	\$180	60,000.00	252
4 Corners - Card 3 + Line - Card 4 + Line - Card 5	\$180	60,000.00	252
4 Corners - Card 1 + 4 Corners - Card 2 + 4 Corners - Card 3	\$200	45,000.00	336
4 Corners - Card 1 + 4 Corners - Card 2 + Line - Card 3 + Line - Card 6	\$200	45,000.00	336
4 Corners - Card 1 + Line - Card 3 + Line - Card 5 + Line - Card 6	\$200	45,000.00	336
X - Card 1	\$200	45,000.00	336
4 Corners - Card 2 + 4 Corners - Card 3 + Line - Card 6	\$250	45,000.00	336
4 Corners - Card 4	\$250	45,000.00	336
X - Card 2	\$500	36,000.00	420
4 Corners - Card 5	\$500	36,000.00	420
X - Card 2 + 4 Corners - Card 5	\$1,000	45,000.00	336
X - Card 3	\$1,000	45,000.00	336
4 Corners - Card 6	\$2,000	180,000.00	84
X - Card 4	\$5,000	756,000.00	20
X - Card 5	\$20,000	1,512,000.00	10
X - Card 6	\$50,000	2,520,000.00	6

(11) The estimated overall odds of winning some prize in Instant Game Number 1121 are 1 in 3.90. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(12) For reorders of Instant Game Number 1121, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) Payment of prizes for WILD NUMBER BINGO lottery tickets shall be made in accordance with the rule of the Florida Lottery governing procedures for awarding prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 8-22-11.

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 84 POOLS OF 180,000 TICKETS PER POOL
Line - Card 1	\$3	10.00	1,512,000
Line - Card 2	\$6	12.50	1,209,600
Line - Card 1 + Line - Card 2	\$9	50.00	302,400
Line - Card 3	\$10	50.00	302,400
Line - Card 1 + Line - Card 3	\$13	100.00	151,200
Line - Card 2 + Line - Card 3	\$16	100.00	151,200
Line - Card 4	\$20	100.00	151,200
Line - Card 3 + Line - Card 4	\$30	300.00	50,400
4 Corners - Card 1	\$40	1,200.00	12,600
Line - Card 3 + 4 Corners - Card 1	\$50	1,200.00	12,600
4 Corners - Card 2	\$60	6,000.00	2,520
4 Corners - Card 1 + 4 Corners - Card 2	\$60	6,000.00	2,520
Line - Card 4	\$60	3,000.00	5,040
Line - Card 5	\$60	3,000.00	5,040
4 Corners - Card 2 + 4 Corners - Card 3 + Line - Card 4	\$90	9,000.00	1,680
Line - Card 6	\$90	9,000.00	1,680
4 Corners - Card 1 + 4 Corners - Card 2	\$100	9,000.00	1,680

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

EFFECTIVE DATE: August 22, 2011

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on August 23, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Coral Springs Police Department on behalf of 67 officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructors conducting the course of fire were not CJSTC certified firearms instructors during the 2008 reporting cycle. Petitioner states that these officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that these officers did successfully complete the requirement simply because the instructors were not CJSTC certified firearms instructors for the requalification shoot during the 2008 reporting cycle.

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

NOTICE IS HEREBY GIVEN that on August 17, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Groveland Police Department on behalf of Lt. James McConnell. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officer did successfully complete the course of fire, however, the instructor conducting the course of fire was not a CJSTC certified firearms instructor during the 2008 and 2010 reporting cycles. Petitioner states that Lt. McConnell will suffer a substantial hardship if his certification is rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that Lt. McConnell did successfully complete the

requirement simply because his instructor was not a CJSTC certified firearms instructor for the requalification shoot during the 2008 and 2010 reporting cycles.

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

NOTICE IS HEREBY GIVEN that on August 19, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Mascotte Police Department on behalf of two officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructors conducting the course of fire were not a CJSTC certified firearms instructors during the 2010 reporting cycle. Petitioner states that this officers will suffer a substantial hardship if their certification is rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that these officers did successfully complete the requirement simply because the instructors were not CJSTC certified firearms instructors for the requalification shoot during the 2010 reporting cycle.

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

NOTICE IS HEREBY GIVEN that on August 17, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Palatka Police Department on behalf of officer Brian Hawkins. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officer did successfully complete the course of fire, however, the instructor conducting the course of fire was not a CJSTC certified firearms instructor during the 2008 reporting cycle. Petitioner states that Officer Hawkins will suffer a substantial hardship if his certification is rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that Officer Hawkins did successfully complete the requirement simply because his instructor was not a CJSTC certified firearms instructor for the requalification shoot during the 2008 reporting cycle.

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

NOTICE IS HEREBY GIVEN that on August 19, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Sebring Police Department on behalf of Officer Decaris Jones. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officer did successfully complete the course of fire, however, the instructor conducting the course of fire was not a CJSTC certified firearms instructor during the 2008 reporting cycle. Petitioner states that this officer will suffer a substantial hardship if his certification is rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that this officer did successfully complete the requirement simply because the instructor was not CJSTC certified firearms instructors for the requalification shoot during the 2008 reporting cycle.

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

NOTICE IS HEREBY GIVEN that on August 17, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Williston Police Department on behalf of 10 officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructors conducting the course of fire were not CJSTC certified firearms instructors during the 2008 reporting cycle. Petitioner states that these officers will suffer a substantial hardship if their certification is rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that these officers did successfully complete the requirement simply because their instructors were not CJSTC certified firearms instructors for the requalification shoot during the 2008 reporting cycle.

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

NOTICE IS HEREBY GIVEN that on August 17, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Florida Atlantic University Police Department on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructors conducting the course of fire were not CJSTC certified firearms instructors during the 2008 reporting cycle. Petitioner states that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors were not CJSTC certified firearms instructors for their requalification shoots during the 2008 reporting cycle.

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

NOTICE IS HEREBY GIVEN that on August 10, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Sarasota Manatee Airport Authority Police Department on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the CJSTC form 86A for each officer was not signed by a CJSTC certified firearms instructor during the 2008 and 2010 reporting cycles. Petitioner states that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors had failed to sign their CJSTC form 86A for their requalification shoots during the 2008 and 2010 reporting cycles.

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

The Criminal Justice Standards and Training Commission hereby gives notice that on April 19, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., by

the City of Boca Raton Police Department on behalf of seven officers for the 2010 firearms requalification period. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 17 on April 29, 2011. On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructor who conducted the mandatory firearms requalifications for Petitioner's officers had not complied with all administrative aspects of becoming a CJSTC certified firearms instructor on the date he supervised the requalification shoots. The Commission found that the purposes of the underlying statute, to ensure that officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission issued an order granting the Petitioner's request for a permanent waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that it has issued an order. On July 25, 2011, the Criminal Justice Standards and Training Commission, received a petition for a waiver of subsection 11B-35.003(4), F.A.C., by Barry Garcia. The rule requires individuals to complete high liability training at a Commission-certified training school under Commission-certified instructors for such training to count toward becoming fully certified officers. The Petitioner wished to waive that portion of the rule requiring him to complete high liability courses at a Commission-certified training school. The petitioner completed high liability training at the agency at which he is an auxiliary officer and does not wish to repeat the courses as part of his officer certification process... Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 31 on August 5, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is not unique. The Petitioner did not demonstrate that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner did not demonstrate that the high liability training that he received as an auxiliary officer is the same as the training he would receive in full basic for law enforcement certification. The Commission found that the high liability

training offered by auxiliary programs is not usually conducted according to Commission rules governing how high liability courses must be conducted for certified officer training. The Commission found that the purposes of the underlying statute, to ensure that recruits receive adequate and timely retraining, will not be met by granting this waiver request. The Commission issued an order denying the Petitioner's request for a permanent waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that it has issued an order. On July 25, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-35.001(7), F.A.C., by Lake Technical Center. Subsection 11B-35.001(7), F.A.C., requires CJSTC certified training schools to teach the most current curriculum approved by the CJSTC. Petitioner wished to be granted a waiver for a firearms instructor course that it taught July 11, 2011-July 22, 2011. Petitioner remediated the 14 officers by providing them with the most current curriculum and an errata sheet showing exactly where changes had been made from the curriculum that was used in their course. Petitioner stated that the operation of the rule in this particular case poses a substantial hardship to the officers and their agencies because the agencies and officers relied upon the training that the officers received as partial fulfillment of the requirements for the officers to become fully CJTSC certified firearms instructors on behalf of their agencies. Petitioner further stated that the principles of fairness are violated by the application of this rule to this situation because the affected officers had no way of knowing that the course they received from Petitioner was not the most up-to-date... Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 32 on August 12, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner had made diligent inquiry as to which course it should have taught. The students were provided with appropriate remedial materials and certified that they had reviewed the materials. The Commission found that the purposes of the underlying statute, to ensure that instructors receive adequate and timely retraining, will be met by granting this waiver request. The Commission issued an order granting the Petitioner's request for a permanent waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that it has issued an order. On July 8, 2011, the Criminal Justice Standards and Training Commission, received a petition for a temporary variance of paragraph 11B-30.006(2)(a), F.A.C., by William M. Lamb. Paragraph 11B-30.006(2)(a), F.A.C., requires individuals wishing to take the State Officer Certification Examination to first pass basic recruit training within four years of commencing such training. The Petitioner wished to be granted a variance for six months to permit him to: complete the one class (defensive tactics) he needed to pass basic recruit training; take and pass the State Officer Certification Examination; and, gain employment in Florida as a law enforcement officer. The Petitioner stated as a reason for granting the waiver that he has been out-of-state for nearly three years caring for an ailing stepparent. The Petitioner stated that he is facing a hardship of being considered an out of state student if he is forced to recommence basic recruit training. Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 29 on July 22, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is not unique. The Petitioner did not demonstrate that the strict application of the Commission's rules in this case would violate the principles of fairness. The Commission found that the purposes of the underlying statute, to ensure that recruits receive adequate and timely retraining, will not be met by granting this waiver request. The Commission issued an order denying the Petitioner's request for a permanent waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on July 20, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Miramar Police Department. The rule requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supported the requested waiver by stating that the officers for whom the waiver is sought did successfully complete the course of fire, however, the instructors who supervised the mandatory shoots were not fully certified as a CJSTC firearms instructors at the time of the officers' requalifications. Petitioner stated that the officers will suffer a substantial hardship if their certifications

are rendered inactive as a result of this situation. Petitioner further stated that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because the instructors had not submitted all of their paperwork to become CJSTC certified firearms instructors... Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 31, August 5, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructor who conducted the mandatory firearms requalifications for Petitioner's officers had not complied with all administrative aspects of becoming a CJSTC certified firearms instructor on the date he supervised the requalification shoots. The Commission found that the purposes of the underlying statute, to ensure that officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission issued an order granting the Petitioner's waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on June 20, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from the Oakland Police Department. The rule requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule and administered by Commission-certified firearms instructors. The petition supported the requested waiver by stating that the officers for whom the waiver is sought did successfully complete the course of fire, however, the instructors who supervised the mandatory shoots were not fully certified as a CJSTC firearms instructors at the time of the officers' requalifications. Petitioner stated that the officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further stated that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors failed to comply with all administrative aspects of firearms instructor certification... Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 26, July 1, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructor who conducted the mandatory firearms requalifications for Petitioner's officers had not complied with all administrative aspects of becoming a CJSTC certified firearms instructor on the date he supervised the requalification shoots. The Commission found that the purposes of the underlying statute, to ensure that officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission issued an order granting the Petitioner's waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on July 7, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Ocoee Police Department on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supported the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructors who supervised the mandatory shoots were not fully certified as a CJSTC firearms instructors at the time of the officers' requalifications. Petitioner stated that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further stated that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors had failed to comply with all administrative aspects of firearms instructor certification. Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 29, July 22, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructors who conducted the mandatory firearms

requalifications for Petitioner's officers had not complied with all administrative aspects of becoming CJSTC certified firearms instructors on the date they supervised the requalification shoots. The Commission found that the purposes of the underlying statute, to ensure that officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission issued an order granting the Petitioner's waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on July 15, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Pembroke Pines Police Department on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supported the requested waiver by stating that the officers did successfully complete the course of fire, however, the firearms instructors who supervised the requalification shoots were not CJSTC certified at the time. Petitioner stated that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further stated that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors had not completed CJSTC firearms instructor certification prior to supervising the firearm requalifications. Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 30, July 29, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructors who conducted the mandatory firearms requalifications for Petitioner's officers had not complied with all administrative aspects of becoming CJSTC certified firearms instructors on the date they supervised the requalification shoots. The Commission found that the purposes of the underlying statute, to ensure that officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission issued an order granting the Petitioner's waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on July 28, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from St. Augustine Police Department on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supported the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructors conducting the requalification shoots were not CJSTC certified firearms instructors. Petitioner stated that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further stated that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors were not CJSTC certified firearms instructors. Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 32, August 12, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructors who conducted the mandatory firearms requalifications for Petitioner's officers had not complied with all administrative aspects of becoming CJSTC certified firearms instructors on the date they supervised the requalification shoots. The Commission found that the purposes of the underlying statute, to ensure that officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission issued an order granting the Petitioner's waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on July 25, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from the University of West Florida Police Department on

behalf of 19 officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule and supervised by CJSTC certified firearms instructors. The petition supported the requested waiver by stating that the officers did successfully complete the course of fire, however, they were not supervised by CJSTC certified firearms instructors while qualifying during the 2008 and 2010 reporting cycles. Petitioner stated that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further stated that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors were not CJSTC certified firearms instructors. Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 31, August 5, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructors who conducted the mandatory firearms requalifications for Petitioner's officers had not complied with all administrative aspects of becoming CJSTC certified firearms instructors on the date they supervised the requalification shoots. The Commission found that the purposes of the underlying statute, to ensure that officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission issued an order granting the Petitioner's waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on May 12, 2011, the Criminal Justice Standards and Training Commission has issued an order.

On July 25, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Bradford County Sheriff's Office on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. Neither Petitioner nor its officers could demonstrate that firearms requalifications were conducted for the 2008 and 2010 reporting cycles. The petition supported the requested waiver by stating that the principles of fairness will

be violated if the requested petition is not granted. The Petitioner also alleged that an application of the rule in this case would cause substantial hardship to the agency and the officers involved. Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 32 on August 12, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers stated that they had, in fact, completed the Commission's course of fire. The only deficiency in the officers' firearms requalifications was that the CJSTC form 86A was not completed by the instructor for each officer at the time of the requalification.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on August 11, 2011, the Criminal Justice Standards and Training Commission has issued an order. The Criminal Justice Standards and Training Commission received a petition on July 12, 2011, for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Crestview Police Department on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supported the requested waiver by stating that the officers did successfully complete the course of fire, however, the firearms instructor who supervised the requalification shoots was not CJSTC certified at the time. Petitioner stated that the agency's officers would suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructor had not completed CJSTC firearms instructor certification prior to supervising the firearm requalifications. On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructor who conducted the mandatory firearms requalifications for Petitioner's officers had not complied with all administrative aspects of becoming a CJSTC certified firearms instructor on the date he supervised the

requalification shoots. Further, the Petitioner ensured that its seven officers completed a successful re-shoot of the proper course of fire under a fully certified firearms instructor within 24 hours of discovering the deficiency. The Commission found that the purposes of the underlying statute, to ensure that officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission granted the Petitioner's waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on August 11, 2011, the Criminal Justice Standards and Training Commission has issued an order. The Criminal Justice Standards and Training Commission received a petition on July 1, 2011, for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from DeLand Police Department on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supported the requested waiver by stating that the officers did successfully complete the course of fire, however, the firearms instructor who supervised the requalification shoots was not CJSTC certified at the time. Petitioner stated that the agency's officers would suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructor had not completed CJSTC firearms instructor certification prior to supervising the firearm requalifications. Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 28, July 15, 2011. On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructor who conducted the mandatory firearms requalifications for Petitioner's officers had not complied with all administrative aspects of becoming a CJSTC certified firearms instructor on the date he supervised the requalification shoots. Further, the Petitioner ensured that its seven officers completed a successful re-shoot of the proper course of fire under a fully certified firearms instructor within 24 hours of discovering the deficiency. The Commission found that the purposes of the underlying statute, to ensure that

officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission granted the Petitioner's waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on July 7, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Eatonville Police Department on behalf of 18 officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supported the requested waiver by stating that the officers did successfully complete the course of fire, however, the firearms instructors who supervised the shoots were not fully certified firearms instructors during the 2008 and 2010 reporting cycles. The instructors had not completed their internships with certified firearms instructors prior to supervising the officer's completion of the mandatory firearms requalifications. Petitioner stated that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further stated that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors had failed to complete their instructor internships prior to supervising the 18 officers' mandatory firearms retraining. Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 29, July 22, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructor who conducted the mandatory firearms requalifications for Petitioner's officers had not complied with all administrative aspects of becoming a CJSTC certified firearms instructor on the date he supervised the requalification shoots. The Commission found that the purposes of the underlying statute, to ensure that officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission granted the Petitioner's waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on July 15, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from the Gadsden County Sheriff's Office on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the firearms instructor who supervised the requalification shoots was not CJSTC certified at the time. Petitioner states that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructor had not completed CJSTC firearms instructor certification prior to supervising the firearm requalifications. Notice of receipt of the petition was published in the F.A.W., Vol. 37, No. 30, July 29, 2011.

On August 11, 2011, at its regularly scheduled business agenda meeting held in Tampa, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's officers had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was that the firearms instructor who conducted the mandatory firearms requalifications for Petitioner's officers had not complied with all administrative aspects of becoming a CJSTC certified firearms instructor on the date he supervised the requalification shoots. The Commission found that the purposes of the underlying statute, to ensure that officers receive adequate and timely retraining, will be met by granting this waiver request. The Commission granted the Petitioner's waiver.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32327, (850)410-7676.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on August 22, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida

Administrative Code, and Paragraph 5-202.11(A), 2001 FDA Food Code from Original Café Eleven, St. Augustine, FL. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 17, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Bermuda Cay, filed June 6, 2011, and advertised in Vol. 37, No. 24, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-192).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 17, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Pines of Boca Barwood II, filed June 8, 2011, and advertised in Vol. 37, No. 25, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until January 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-197 & VW 2011-198).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On August 17, 2011 the Division issued an order. The Final Order was in response to a Petition for Variance from Mease Hospital & Clinic, filed June 10, 2011, and advertised in Vol. 37, No. 25, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until January 1, 2012, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-200).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 17, 2011, the Division issued an order. The Final Order was in response to a Petition for Variance from Gulf Towers, filed June 15, 2011, and advertised in Vol. 37, No. 26, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 and 2.7.4 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations and restricted door openings until June 30, 2013, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-207).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 17, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Silver Beach Club, filed July 18, 2011, and advertised in Vol. 37, No. 31, of the Florida Administrative Weekly. No comments were received in

response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.3.2 and 4.7.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires platform guards and anti-creep leveling devices until July 1, 2013, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-235).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 17, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Vue at Lake Eola, filed July 19, 2011, and advertised in Vol. 37, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.2.2.5 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a drain or sump pump because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-236).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 17, 2011, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Caravel #1, filed July 22, 2011, and advertised in Vol. 37, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.1(a)(2) ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires two-way communication until July 1, 2014, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-241).

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

NOTICE IS HEREBY GIVEN that on August 15, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Bayshore Rental Apartments. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-271).

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

NOTICE IS HEREBY GIVEN that on August 16, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Hilton Longboat Key Beachfront Resort. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-273).

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

NOTICE IS HEREBY GIVEN that on August 18, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Highland Towers. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.3.2, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with platform guards which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-274).

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

NOTICE IS HEREBY GIVEN that on August 18, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Campus Towers. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 2.2.1, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires an elevator machine room or space that is accessible by authorized personnel only which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-275).

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

NOTICE IS HEREBY GIVEN that on August 19, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Wells Fargo Bank. Petitioner seeks a variance of the requirements of ASME A17.3, Section 2.7.4, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires restricted door openings which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-278).

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

NOTICE IS HEREBY GIVEN that on August 22, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for The 600 Center. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-279).

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

NOTICE IS HEREBY GIVEN that on August 18, 2011, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2001 FDA Food Code from Georgie's Alibi, Wilton Manors, FL. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the outside bar handwash sink.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN that on August 18, 2011, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for Paragraph 4-301.12(A), 2001 FDA Food Code and subsection 61C-4.010(5), Florida Administrative Code, from Big Top Flea Market/Sweet Shop, Thonotosassa, FL. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to utilize dishwashing facilities located within another licensed establishment located on the same premise and under the same ownership.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN that on July 27, 2011, the Construction Industry Licensing Board, filed by Peter M. Belmore, received a petition for a permanent waiver or variance of Rule 61G4-16.005, F.A.C., limiting the period of four (4) years a passing grade is valid for purposes of certification.

Comments on this petition should be filed with Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: G. W. Harrell, Executive Director, Construction Industry Licensing Board, at above address or telephone (850)487-1395.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection, South District hereby gives notice that on August 5, 2011, it issued a Final Order granting a variance from the requirements of subsection 62-610.865(8), F.A.C., to Hendry County for their Port LaBelle Wastewater Treatment Plant. Hendry County filed the petition for variance on March 23, 2011. Notice of receipt of this petition was published in the F.A.W. on April 15, 2011. The petition requested a variance from subsection 62-610.865(8), F.A.C., that requires continuous monitoring of effluent for specific conductance and weekly monitoring of effluent for TSS, fluoride, TDS, chlorides, pH, sodium adsorption ratio, sodium, magnesium, and calcium for wastewater treatment plants that blend demineralization concentrate with reclaimed water. No public comment was received. The Order, OGC number 11-0509, granted the Petition, based on a showing that Petitioner demonstrated that a strict application of the rule would result in substantial hardship to Petitioner or would affect Petitioner differently than other similarly situated applicants and because Petitioner had successfully fulfilled the requirements of the underlying statute by other means.

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

NOTICE IS HEREBY GIVEN that on August 10, 2011, the Department of Environmental Protection, received a petition for Keepsake Plants™, a division of Aris Horticulture Inc., seeking a permanent variance under Section 120.542, Florida Statutes, from subsections 62-520.420(1) and (2), F.A.C., to allow for the exceedance of the primary and secondary drinking water standards for sodium, chloride, sulfate, and total dissolved solids (TDS), in the ground water at the Alva Farm industrial wastewater facility located at 2201 Owanita Road, Alva, FL 33920, in Lee County. The maximum contaminant level (MCL) for sodium is 160 mg/L. The requested variance limit for sodium is 400 mg/L. The secondary maximum contaminant level (SCML) for chloride and sulfate is 250 mg/L. The requested variance limit for chloride and sulfate is 1,250 mg/L and 500 mg/L, respectively. The SCML for TDS is 500 mg/L. The requested variance limit for TDS is 2,500 mg/L. The petition has been assigned OGC File No. 11-1190.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Gary Maier, Department of Environmental Protection, South District Office, 2295 Victoria Avenue, Suite 364, Fort Myers, Florida 33901-2896, (239)344-5664. Written comments must be received by Gary Maier at the above address no later than 14 days from the date of publication of this notice.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on August 23, 2011, the Board of Dentistry, received a petition for a Variance and Waiver filed by Fabiola D. Ortega, DDS, seeking a waiver or variance of Rule 64B5-2.013, F.A.C., seeking a permanent waiver for re-taking the Diagnostic skills examination (DSCE). Comments on this petition should be filed with: Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

DEPARTMENT OF FINANCIAL SERVICES

The Department of Financial Services, Division of Workers' Compensation hereby gives notice that on August 23, 2011, the Department of Financial Services, Division of Workers' Compensation, issued an Order. The Order is regarding the receipt of a Amended Petition for Variance or Waiver, filed on June 3, 2011, which stated that American Policyholders Liquidating Trust was seeking a waiver from the requirements of Rule Chapter 69L-56, F.A.C., and specifically, the rule sections enumerated above. The Notice of Petition for Variance or Waiver was published on Vol. 37, No. 24, of the June 17, 2011 edition of the F.A.W. The Petitioner sought a waiver or variance from Rules 69L-56.100, .110, .200, .210, .300, .304, .310, .320, .500, .3012, .3013, .3045, F.A.C., which sets forth requirements for filing certain workers' compensation claims information with the Division of Workers' Compensation via electronic data interchange rather than by submitting paper forms. The Department's Order granted the amended petition, subject to certain conditions stated therein.

A copy of the Order or additional information may be obtained by contacting: Andrew Sabolic, Assistant Division Director, Division of Workers' Compensation, 200 E. Gaines Street, Tallahassee, Florida 32399-4228, (850)413-1600.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

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

DATE AND TIME: Thursday, September 15, 2011, 6:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FOMSL Board of Directors will meet to discuss upcoming events, financial reports, income and expense statements, marketing updates and other Friends business.

A copy of the agenda may be obtained by contacting: Jessica Shiver at (850)245-6379.

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: Jessica Shiver at (850)245-6379. 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: Jessica Shiver at (850)245-6379 or jbshiver@dos.state.fl.us.

The **Bureau of Historic Preservation, Friends of Florida Main Street** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2011, 1:30 p.m. – to conclusion

PLACE: Volusia County Historic Courthouse, 125 West Indiana Avenue, DeLand, Florida 32721

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the organization.

A copy of the agenda may be obtained by contacting: Joan Jefferson, Florida Main Street Coordinator, Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, 1(800)847-7278.

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: Joan Jefferson at 1(800)847-7278. 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: Joan Jefferson at 1(800)847-7278.

The Florida **Division of Cultural Affairs** and the **Florida Council on Arts and Culture** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 17, 2011, 8:30 a.m.

PLACE: Division of Cultural Affairs, R.A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss, review and take action on funding recommendations for grants and any other business which may appropriately come before the Council.

Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken.

A copy of the agenda may be obtained by contacting: Rachele Ashmore at (850)245-6490, by email: rbashmore@dos.state.fl.us or via the Division's website: www.florida-arts.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jennifer Hoising at (850)245-6462 or by email: jshoesing@dos.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rachele Ashmore at rbashmore@dos.state.fl.us.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Florida Agriculture Center and Horse Park Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2011, 5:00 p.m.

PLACE: Holiday Inn & Suites Ocala, Ocala's Conference and Meeting Center, 3600 S.W. 38th Avenue, Ocala, FL 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general board business.

A copy of the agenda may be obtained by contacting: C. J. Marcello, Jr. at (352)307-6699, ext. 5 or email: execdir@flhorsepark.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: C. J. Marcello, Jr. at (352)307-6699, ext. 5 or email: execdir@flhorsepark.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 **Animal Industry Technical Council (AITC)** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, 9:00 a.m. – 12:00 Noon

PLACE: University of Florida, Deriso Building, 2015 S.W. 16th Avenue, Gainesville, FL 32608

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Carol Evans at (850)410-0943. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Carol Evans, AITC Coordinator at (850)410-0943.

DEPARTMENT OF EDUCATION

The **Blind Services Foundation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 13, 2011, 2:30 p.m.

PLACE: Conference Call: 1(888)808-6959, Code: 5955282 then the pound key

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting.

A copy of the agenda may be obtained by contacting: Craig Kiser, 4700 Millenia Boulevard, Suite 175, Orlando, FL 32839, (850)345-9122.

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: Craig Kiser, (850)345-9122. If you are hearing or

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

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

DATE AND TIME: September 27, 2011, 9:30 a.m. – 11:30 a.m.

PLACE: VR Headquarters, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting.

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

For appeal process see Section 286.0105, Florida Statutes.

Please note that committees of the Florida Rehabilitation Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at: www.rehabworks.org at least seven days before the meeting. Persons who want to be notified of such meetings may request to be put on a mailing list by writing to: Paige Sharpton, Florida Rehabilitation Council, 2001-A Old St. Augustine Rd., Tallahassee, FL 32301-4862.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3-5 days before the workshop/meeting by contacting: The FRC at (850)245-3397. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Duval County Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: September 28, 2011, 3:30 p.m.

PLACE: University of North Florida, University Center, 12000 Alumni Dr., Jacksonville, FL 32224

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting.

For more information, you may contact: Dr. Earle C. Traynham, Executive Director, DCRDA/CCB, 1 UNF Drive, Jacksonville, FL 32224-2645.

The **Commission for Independent Education** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 14, 2011, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2453206

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review the investigative report and complaint in which the probable cause panel has to make a determination as to whether there is the existence of probable cause pursuant to Chapter 1005, Florida Statutes. Portions of the probable cause proceedings are not open to the public. This meeting will be conducted by teleconference.

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

The **Commission for Independent Education** announces a public meeting to which all persons are invited.

DATE AND TIME: September 21, 2011, 9:00 a.m.

PLACE: Orlando Marriott Lake Mary, 1501 International Parkway, Lake Mary, Florida 32646

GENERAL SUBJECT MATTER TO BE CONSIDERED: All Degree Granting Institutions and Non-Degree granting institutions for the following: Disciplinary Matters, Informal Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Application for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual License, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Report from the Probable Cause Panel, and approval of Rule Modifications, Applications for Exemption for Religious Colleges, and the General Business of the Commission.

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: September 12, 2011, 3:00 p.m.

PLACE: Room 250L, The Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice of public hearing; Annual Performance Report for HUD Funded programs.

In August 2011, the Department of Community Affairs (DCA), in cooperation with other agencies, began preparation of an Annual Performance Report (or Performance and Evaluation Report) for Federal Fiscal Year 2010 as required by the U.S. Department of Housing and Urban Development (HUD). Performance reports must be prepared in accordance with the instructions found in 24 CFR 91.520.

The HUD-funded programs covered in the report are the Florida Small Cities Community Development Block Grant Program administered by the Department of Community Affairs, the Emergency Shelter Grant Program administered by the Department of Children and Families, the Housing Opportunities for Persons With AIDS Program administered by the Department of Health, and the Home Investment Partnership Program administered by the Florida Housing Finance Corporation. This annual report, prepared according to HUD guidelines, consists of detailed information on grants made to eligible local governments or other awards to eligible entities.

A public hearing will be held on the proposed performance report before it is submitted to HUD. The hearing will take place: September 12, 2011, 3:00 p.m., Room 250L, The Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL. A 15-day public comment period will begin on September 12, 2011, and end on September 27, 2011. A draft will be posted to the Department's website: <http://www.loridacommunitydevelopment.org/cdbg/ConsolidatedPlan.cfm> on or about September 12, 2011.

A copy of the draft may also be obtained by email: stacie.rolan-toci@dca.state.fl.us. Comments on the report may be submitted in writing: Florida Small Cities CDBG Program, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

To be included in the report submitted to HUD, written comments must be received by the Department no later than 5:00 p.m. on September 27, 2011.

The final report will be submitted to HUD by September 30, 2011. For additional information, please call: Judy Peacock at (850)413-0809, (850)487-3644, email: stacie.rolan-toci@dca.state.fl.us.

Any person wishing to attend the meeting who requires a special accommodation because of a disability or physical impairment should contact: The Department, (850)487-3644 at least five calendar days prior to the meeting. If you are hearing impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be accessed by calling 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by contacting: stacie.rolan-toci@dca.state.fl.us.

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

For more information, you may contact: stacie.rolan-toci@dca.state.fl.us.

The **State Emergency Response Commission**, Training Task Force announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, September 14, 2011, 10:00 a.m. – 12:00 Noon

PLACE: This is a telephone conference call to be attended via the internet and telephone. Go to the web site: <https://www2.gotomeeting.com/join/320833794>, then Dial: 1(888)808-6959, Pass Code: 3468962, Meeting ID: 320-833-794

GENERAL SUBJECT MATTER TO BE CONSIDERED: Follow-up meeting to continue the discussion on Hazmat Training Guidelines.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Emergency Management at (850)413-9970. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF TRANSPORTATION

The **Florida Transportation Commission** announces a public meeting to which all persons are invited.

DATES AND TIMES: September 13, 2011, 11:00 a.m. (EST) – until conclusion of business; September 14, 2011, 8:30 a.m. (EST) – until conclusion of business

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Transportation Commission meeting.

A copy of the agenda may be obtained by contacting: Lisa O. Stone at (850)414-4316.

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: Lisa O. Stone at (850)414-4316. 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: Florida Transportation Commission, 605 Suwannee Street, MS #9, Tallahassee, FL 32399 or phone (850)414-4105.

The Florida **Department of Transportation (FDOT)** announces a public meeting to which all persons are invited.

DATE AND TIMES: Tuesday, September 13, 2011, Open House: 5:00 p.m. – 7:00 p.m.; Presentations: 5:30 p.m. and 6:30 p.m.

PLACE: Spirit of Joy Lutheran Church, 1801 Rouse Road, Orlando, Florida 32817

GENERAL SUBJECT MATTER TO BE CONSIDERED: SR 434 (Alafaya Trail) From North of SR 50 (Colonial Drive) to South of Centaurus Drive/Westinghouse Drive, Orange County, Financial Management No. 428952-1-32-01.

Project Description: The Florida Department of Transportation is in the early design phase of a safety improvement project along SR 434 (Alafaya Trail). The safety improvements will include turn lane extensions, median access restrictions, and median closures in multiple locations along the project. The purpose of this public hearing is to receive public input to determine how the project may affect the local community. This project is funded for construction in 2014.

Staff members are available to discuss the project and answer any questions after each presentation. Participants may also provide public comment directly to a court reporter at any time during the meeting. Written comments can be submitted at this hearing or by mail no later than September 27th to: Mrs. Rebecca Zawadski, E.I., Public Involvement Coordinator, Ghyabi & Associates, 1459 North US Highway 1, Suite 3, Ormond Beach, Florida 32174. All comments, written and oral, will become part of the project's public record.

This public hearing is being held in accordance with the Federal-aid Highway Act of 1968, as amended, 23 USC 128, 40 CFR 1500-1508, 23 CFR 771; Section 339.155, Florida Statute; and Executive Order 11988, Floodplain Management and Executive Order 11990, Protection of Wetlands of the Constitution of the United States of America. This public hearing was advertised consistent with federal and state requirements and is being conducted consistent with the Americans with Disabilities Act of 1990.

A copy of the agenda may be obtained by contacting: Jazlyn Heywood, E.I., FDOT Project Manager, (386)943-5562, email: Jazlyn.Heywood@dot.state.fl.us, website: www.cflroads.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Rebecca Zawadski, E.I. at (386)677-5499.

Public participation is solicited without regard to race, color, national origin, age, sex, disability or family status. Persons who require translation services (free of charge) should contact: Rebecca Zawadski, E.I. at (386)677-5499. 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: Jazlyn Heywood, E.I., the FDOT Project Manager at (386)943-5562 or e-mail: Jazlyn.Heywood@dot.state.fl.us.

The Florida **Department of Transportation (FDOT)** announces a public meeting to which all persons are invited.

DATE AND TIMES: Thursday, September 15, 2011, Open House, 5:00 p.m. – 7:00 p.m.; Presentation, 6:00 p.m.

PLACE: Hope Community Fellowship Church, 2929 Cheney Highway, Titusville, Florida 32780

GENERAL SUBJECT MATTER TO BE CONSIDERED: SR 50 Milling and Resurfacing from I-95 to US 1, Brevard County, FDOT Financial ID No. 424890-3-52-01.

The FDOT is holding a public information meeting regarding proposed safety improvements along Cheney Highway. The project limits are from I-95 to US 1 in Titusville, Florida.

This project will include milling and resurfacing the existing roadway and a new traffic signal is proposed at the intersection of SR 50 and Hickory Hill Road. Median openings and turn lanes are modified.

Public participation is solicited without regard to race, color, national origin, age, sex, disability or family status.

Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Amanda Shupert at the phone number below at least seven days prior to the meeting.

A copy of the agenda may be obtained by contacting: Mr. Gene Varano, FDOT Project Manager at (386)943-5145, e-mail: gene.varano@dot.state.fl.us or Amanda Shupert, Metric Engineering, Inc. at (407)644-1898, e-mail: ashupert@metriceng.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Amanda Shupert, Metric Engineering, Inc., 615 Crescent Executive Ct., Suite 524, Lake Mary, Florida 32746, (407)644-1898, Fax: (407)644-1921, ashupert@metriceng.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: Mr. Gene Varano, FDOT Project Manager at (386)943-5145 or e-mail: gene.varano@dot.state.fl.us. For additional information go to website: www.cflroads.com.

STATE BOARD OF ADMINISTRATION

The **Investment Advisory Council (IAC)** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 19, 2011, 1:00 p.m.

PLACE: The Hermitage Centre, 1801 Hermitage Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled quarterly meeting of the Investment Advisory Council. The IAC is a nine-member advisory council, which reviews the investments made by the staff of the State Board of Administration and makes recommendations to the board regarding investment policy, strategy, and procedures. The IAC operates under Section 215.444, Florida Statutes.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration, (850)413-1253 or email: diane.bruce@sbafla.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: James Linn, (850)413-1166 or email: james.linn@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 **State Board of Administration** (SBA) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 20, 2011, 1:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Scheduled meeting with the Trustees to discuss general State Board of Administration operations and investments of trust funds.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration, (850)413-1253 or email: diane.bruce@sbafla.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: James Linn, (850)413-1166 or email: james.linn@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).

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** and the Florida Parole Commission Qualifications Committee announces a public meeting to which all persons are invited.

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

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4884460

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss applicants for Parole Commissioner vacancy.

A copy of the agenda may be obtained by contacting: Sarah J. Rumph, 4070 Esplanade Way, Tallahassee, Florida 32399-2450, (850)488-4460.

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: Sarah J. Rumph, 4070 Esplanade Way, Tallahassee, Florida 32399-2450, (850)488-4460. 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: Sarah J. Rumph, 4070 Esplanade Way, Tallahassee, FL 32399-2450, (850)488-4460.

PUBLIC SERVICE COMMISSION

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

TITLE: Docket Number 080562-WU – Request for approval of amendment to connection/transfer sheets, increase in returned check charge, amendment to miscellaneous service charges, increase in meter installation charges, and imposition of new tap-in fee, in Marion County, by East Marion Sanitary Systems Inc.

DATE AND TIME: Wednesday, September 14, 2011, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Status Conference is to discuss the status of settlement negotiations, to discuss the status of discovery, to allow for a preliminary identification of witnesses and issues, to discuss any possible stipulations, and to resolve any other procedural matters. This Status Conference is in addition to the Prehearing Conference set for October 3, 2011. Attendance is mandatory. Unless excused by the Prehearing Officer for good cause shown, each party (or designated representative) shall personally appear at the Status Conference. One or more of the Commissioners of the Florida Public Service Commission may be in attendance. Upon prior request of a party, the Prehearing Officer may permit telephonic appearance upon good cause shown.

Emergency Cancellation of Customer Meeting: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be

provided on the Commission's website: <http://www.psc.state.fl.us/> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling: Office of the General Counsel at (850)413-6199.

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

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: September 20, 2011, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

The agenda and recommendations are accessible on the PSC Website: <http://www.floridapsc.com>, at no charge or can be purchased by contacting: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770, at a cost of 15 cents per single sided page or 20 cents per duplexed page.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: September 21, 2011, 9:30 a.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact: Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website: <http://www.psc.state.fl.us/agendas/internalaffairs/>.

REGIONAL PLANNING COUNCILS

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

DATE AND TIME: September 14, 2011, 12:30 p.m.

PLACE: North Central Florida Regional Planning Council Office, 2009 N.W. 67th Place, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Finance Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: WRPC Board of Directors, Thursday, September 15, 2011, 7:00 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S.W. 10th Street, Ocala, FL 34471-0323

GENERAL SUBJECT MATTER TO BE CONSIDERED: The WRPC Board of Directors will meet to conduct the regular business of the Council.

A copy of the agenda may be obtained by contacting: The Executive Director.

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

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

DATE AND TIME: Monday, September 12, 2011, 9:00 a.m.

PLACE: ECFRPC Offices, 309 Cranes Roost Blvd., Suite 2000, Altamonte Springs, Florida 32701 (visit our website at: www.ecfrpc.org for map and directions)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Executive Committee to discuss the upcoming September Council Meeting.

A copy of the agenda may be obtained by contacting: Tuesday Brunsonbyrd-Bowden at tbyrd@ecfrpc.org or (407)262-7772.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Tuesday Brunsonbyrd-Bowden at tbyrd@ecfrpc.org or (407)262-7772. 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: Tuesday Brunsonbyrd-Bowden at tbyrd@ecfrpc.org or (407)262-7772.

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

DATE AND TIME: Wednesday, October 19, 2011, 10:00 a.m.

PLACE: ECFRPC Office, 309 Cranes Roost Boulevard, Suite 2000, Altamonte Springs, Florida 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: NOTICE OF INTENDED ACTION AND AUTHORITY: ECFRPC staff will seek Council approval to formally adopt the East Central Florida 2060 Strategic Regional Policy Plan (the "2060 Plan") pursuant to Florida Statutes §§ 120.54, 186.505, 186.507, 186.508(1), and 186.511, and Florida Administrative Code Rule 27E-5.

PURPOSE AND EFFECT OF THE PROPOSED ACTION: The goals and policies within the 2060 Plan are intended to inform and guide local decision making in Brevard, Lake, Orange, Osceola, Seminole, and Volusia Counties in a manner that leads toward implementation of the Central Florida Regional Vision--a future with less sprawl endorsed and/or adopted by representatives of all 93 communities that

participated in an eighteen month regional visioning process involving approximately 20,000 citizens. The 2060 Plan is not mandatory, but allows local governments flexibility in implementation.

A copy of the agenda may be obtained by contacting: Tuesday Brunsonbyrd-Bowden at tbyrd@ecfrpc.org or (407)262-7772.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: George Kinney, Planning Manager at gkinney@ecfrpc.org or (407)262-7772. 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: George Kinney, Planning Manager at gkinney@ecfrpc.org or (407)262-7772.

The **Tampa Bay Regional Planning Council**, Executive/Budget Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 12, 2011, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive/Budget Committee.

A copy of the agenda may be obtained by contacting: Wren Krahl, (727)570-5151, ext. 22.

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

For more information, you may contact: Wren Krahl, (727)570-5151, ext. 22.

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

DATE AND TIME: September 12, 2011, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

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

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

For more information, you may contact: Wren Krahl, (727)570-5151, ext. 22.

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

DATE AND TIME: Wednesday, September 14, 2011, 9:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: SWFRPC's Budget & Finance Committee monthly meeting.

A copy of the agenda may be obtained by contacting: Ms. Nichole Gwinnett at ngwinnett@swfrpc.org or (239)338-2550, ext. 232.

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. Deborah Kooi at dkooi@swfrpc.org or (239)338-2550, ext. 210. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Visit our website: www.swfrpc.org.

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

DATE AND TIME: Thursday, September 15, 2011, 9:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular monthly meeting of the SWFRPC Board to discuss various issues affecting Southwest Florida.

A copy of the agenda may be obtained by contacting: Ms. Nichole Gwinnett at ngwinnett@swfrpc.org or (239)338-2550, ext. 232.

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. Deborah Kooi at dkooi@swfrpc.org or (239)338-2550, ext. 210. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Visit the SWFRPC's website: www.swfrpc.org.

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

DATE AND TIME: Monday, September 26, 2011, 3:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and review the Revolving Loan Fund Loan Applications.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: (954)985-4416. 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: Cheryl Cook at (954)985-4416 or cherylc@sfrpc.com.

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

DATE AND TIME: Monday, September 12, 2011, 10:00 a.m. (ET)

PLACE: JTrans Office, 3988 Old Cottdale Road, Marianna, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda includes an update to the TD Service Plan and the Annual Operating Report. A time for public comments will be afforded to anyone wishing to address the board.

A copy of the agenda may be obtained by contacting: Vanita Anderson, ARPC Transportation Disadvantaged Coordinator, at (850)674-4571 or email: arpc7@fairpoint.net.

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: Vanita Anderson, Apalachee Regional Planning Council, 20776 Central Avenue East, Suite 1, Blountstown, Florida 32424. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: Monday, September 12, 2011, 2:00 p.m. (CT)

PLACE: Calhoun County Senior Citizens Center, 16859 N.E. Cayson Street, Blountstown, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda includes an update to the TD Service Plan and the Annual Operating Report. A time for public comments will be afforded to anyone wishing to address the board.

A copy of the agenda may be obtained by contacting: Vanita Anderson, ARPC Transportation Disadvantaged Coordinator, (850)674-4571 or email: arpc7@fairpoint.net.

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: Vanita Anderson, Apalachee Regional Planning Council, 20776 Central Avenue East, Suite 1, Blountstown, Florida 32424. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: Tuesday, September 13, 2011, 10:00 a.m. (ET)

PLACE: Wakulla County Public Library, 4330 Crawfordville Highway, Crawfordville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda includes an update to the TD Service Plan and the Annual Operating Report. A time for public comments will be afforded to anyone wishing to address the board.

A copy of the agenda may be obtained by contacting: Vanita Anderson, ARPC Transportation Disadvantaged Coordinator, (850)674-4571 or email: arpc7@fairpoint.net.

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: Vanita Anderson at the Apalachee Regional Planning Council, 20776 Central Avenue East, Suite 1, Blountstown, Florida 32424. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: Tuesday, September 13, 2011, 2:00 p.m. (ET)

PLACE: Veterans Memorial Park Civic Center, 10405 N.W. Theo Jacobs Way, Bristol, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda includes an update to the TD Service Plan and the Annual Operating Report. A time for public comments will be afforded to anyone wishing to address the board.

A copy of the agenda may be obtained by contacting: Vanita Anderson, ARPC Transportation Disadvantaged Coordinator, (850)674-4571 or email: arpc7@fairpoint.net.

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: Vanita Anderson, Apalachee Regional Planning Council, 20776 Central Avenue East, Suite 1, Blountstown, Florida 32424. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: Wednesday, September 14, 2011, 10:00 a.m. (ET)

PLACE: Franklin County Courthouse Annex Courtroom, 33 Market Street, Apalachicola, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda includes an update to the TD Service Plan and the Annual Operating Report. A time for public comments will be afforded to anyone wishing to address the board.

A copy of the agenda may be obtained by contacting: Vanita Anderson, ARPC Transportation Disadvantaged Coordinator, (850)674-4571 or email: arpc7@fairpoint.net.

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: Vanita Anderson, Apalachee Regional Planning Council, 20776 Central Avenue East, Suite 1, Blountstown, Florida 32424. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: Wednesday, September 14, 2011, 2:00 p.m. (ET)

PLACE: Gulf County Transportation Office, 122 Water Plant Road, Port St. Joe, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda includes an update to the TD Service Plan and the Annual Operating Report. A time for public comments will be afforded to anyone wishing to address the board.

A copy of the agenda may be obtained by contacting: Vanita Anderson, ARPC Transportation Disadvantaged Coordinator, (850)674-4571 or email: arpc7@fairpoint.net.

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: Vanita Anderson, Apalachee Regional Planning Council, 20776 Central Avenue East, Suite 1, Blountstown, Florida 32424. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: Thursday, September 15, 2011, 10:00 a.m. (ET)

PLACE: Jefferson County Health Department Annex, 1175 W. Washington Street, Monticello, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda includes an update to the TD Service Plan and the Annual Operating Report. A time for public comments will be afforded to anyone wishing to address the board.

A copy of the agenda may be obtained by contacting: Vanita Anderson, ARPC Transportation Disadvantaged Coordinator, (850)674-4571 or email: arpc7@fairpoint.net.

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: Vanita Anderson at (850)674-4571. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: Thursday, September 15, 2011, 2:00 p.m. (ET)

PLACE: William A. McGill Library, 732 Pat Thomas Parkway, Quincy, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda includes an update to the TD Service Plan and the Annual Operating Report. A time for public comments will be afforded to anyone wishing to address the board.

A copy of the agenda may be obtained by contacting: Vanita Anderson, ARPC Transportation Disadvantaged Coordinator, (850)674-4571 or email: arpc7@fairpoint.net.

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: Vanita Anderson, Apalachee Regional Planning Council, 20776 Central Avenue East, Suite 1, Blountstown, Florida 32424. 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.

METROPOLITAN PLANNING ORGANIZATIONS

The Florida **Metropolitan Planning Organization**, Advisory Council Policy & Technical Subcommittee announces a public meeting to which all persons are invited.

DATE AND TIME: September 9, 2011, 10:00 a.m. – 3:00 p.m.

PLACE: Hillsborough County Center Building, 601 E. Kennedy Blvd., 26th Floor, Room B, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Activities related to transportation planning with and adjacent to metropolitan areas in Florida.

A copy of the agenda may be obtained by contacting: Brigitte Messina, 605 Suwannee St., MS #28B, Tallahassee, Florida 32399-0450, (850)414-4037.

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: Brigitte Messina, 605 Suwannee St., MS #28B, Tallahassee, Florida 32399-0450, (850)414-4037. 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: Brigitte Messina, 605 Suwannee St., MS #28B, Tallahassee, Florida 32399-0450 or by phone (850)414-4037.

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

DATE AND TIME: September 13, 2011, 1:30 p.m.

PLACE: Stephen P. Clark Center, CITT Conference Room, 10th Floor, 111 N.W. 1st Street, Miami, FL 33128

GENERAL SUBJECT MATTER TO BE CONSIDERED: ACTION ITEMS

- By-Laws Review and Adoption
- Approval of the 2011 CTD Rate Model
- Transportation Disadvantaged (TD) Grievance Procedures Adoption
- Td Grievance Committee Appointments

Information Items

- 5310 Grant Program Update
- Transportation Disadvantaged Program Update
- Special Transportation System (STS) Update
- Medicaid Non-Emergency Transportation (MNET) Update
- 19th Annual Transportation Disadvantaged Training & Technology Conference

A copy of the agenda may be obtained by contacting: Elizabeth Rockwell at (305)375-1881.

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 business days before the workshop/meeting by contacting: Elizabeth Rockwell at (305)375-1881. 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: Elizabeth Rockwell at (305)375-1881.

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: Monday, September 12, 2011, 2:00 p.m.

PLACE: Lecanto Government Building, 3600 West Sovereign Path, Room 166, Lecanto, Florida 34461

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of task force business for the Citrus County Task Force of the Citrus/Hernando Waterways Restoration Council.

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211, 1(800)423-1476 (Florida Only), ext. 4227 or online: www.watermatters.org/waterways.

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: (352)796-7211 or 1(800)423-1476 (Florida Only), ext. 4702, TDD (Florida Only) 1(800)231-6103 or email: ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: Tuesday, September 13, 2011, 5:01 p.m.

PLACE: SWFWMD, Tampa Service Office, 7601 Hwy. 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Tentative Budget Hearing: Governing Board adoption of District tentative millage rate and budget for Fiscal Year 2012. Some Board members may participate in the meeting via communications media technology.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD, Human Resources Director at 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4702, TDD (FL Only) 1(800)231-6103 or email: ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: LuAnne.Stout@Watermatters.org, 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4605 (Ad Order EXE0165).

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

DATE AND TIME: September 14, 2011, 10:00 a.m.

PLACE: South Florida Water Management District, Headquarters, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Everglades Technical Oversight Committee (TOC).

A copy of the agenda may be obtained by contacting: (1) Website (<http://www.swfwmd.gov/toc>) or (2) write to: Kim Chuirazzi, South Florida Water Management District, Mail Stop 7282, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jacki McGorty at (561)682-6805. 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: Garth Redfield, Restoration Sciences Department, (561)682-6611, South Florida Water Management District, Mail Stop 7211, P. O. Box 24680, West Palm Beach, FL 33416-4680.

The **Water Resources Advisory Commission** (WRAC), Recreation Issues Workshop announces a public meeting to which all persons are invited.

DATE AND TIME: September 19, 2011, 5:00 p.m.

PLACE: SFWMD, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding recreation issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Megan Jacoby at (561)682-6517 or at our website: <http://my.swfwmd.gov/wrac>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jacki McGorty at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

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: September 16, 2011, 10:00 a.m. – until completion of business

PLACE: 2740 Centerview Drive, Suite 1A, Tallahassee, Florida, Conference Call: 1(888)808-6959, Conference Code: 34767

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss regular Commission business.

A copy of the agenda may be obtained by contacting: Vicki Scheffer, 605 Suwannee Street, MS #49, Tallahassee, FL 32399, (850)410-5703 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)410-5703 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).

REGIONAL UTILITY AUTHORITIES

The **Withlacoochee Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATES AND TIME: September 21, 2011; November 16, 2011, 4:30 p.m.

PLACE: Withlacoochee Regional Planning Council Headquarters, Conference Room, 1241 S.W. 10th Street (SR 200), Ocala, FL 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meetings have been changed from SWFWMD Headquarters Governing Board Meeting Room, 2379 Broad Street (US 41 South), Brooksville, Florida 34604-6899 and has been moved to the Withlacoochee Regional Planning Council Headquarters, Conference Room, 1241 S.W. 10th Street (SR 200), Ocala, Florida 34474-0323.

A copy of the agenda may be obtained by contacting: Jack Sullivan, Director, (850)385-0220.

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: Jack Sullivan, Director, (850)385-0220. 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: Jack Sullivan, Director, (850)385-0220.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency For Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, September 13, 2011, 10:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, Conference Room “C”, 2727 Mahan Drive, Tallahassee, Florida 32308; Any person interested in participating may dial: (641)593-6241, Pass Code: 5384968#. If you have any difficulty accessing the teleconference, please call the Florida Center’s main number: (850)412-3730.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the State Consumer Health Information and Policy Advisory Council to which all interested parties are invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: Faye Miller, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at: <http://ahca.myflorida.com/schs/chis.shtml> seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Faye Miller at (850)412-3735. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Faye Miller at (850)412-3735.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2011, 10:00 a.m.

PLACE: Blue Cross Blue Shield Campus Conference Center, 4800 Deerwood Campus Parkway, Jacksonville, FL 32246

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency will review and discuss strategies with health care payers to develop health information exchange services for direct secure exchange between health plans and health care providers.

A copy of the agenda may be obtained by contacting: Carolyn H. Turner, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at: www.fhin.com/content/committeesAndCouncils/index.shtml seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Patricia Norris at (850)412-3983. 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: Carolyn Turner at (850)412-3782.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: September 23, 2011, 9:00 a.m. – 5:00 p.m.

PLACE: University of South Florida, 4202 E. Fowler Avenue, Gibbons Alumni Center, Tampa, Florida 33620; Any person interested in participating by telephone may dial: 1(888)808-6959, Pass Code: 8509223803#. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Assisted Living Workgroup to which all interested parties are invited. The purpose is to conduct a meeting of the Assisted Living Workgroup members for examination of the regulation and oversight of assisted living in Florida and develop recommendations to improve the state's ability to monitor quality and safety in assisted living and ensure the well-being of their residents.

A copy of the agenda may be obtained by contacting: Faye Miller, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at: <http://ahca.myflorida.com/SCHS/ALWG2011/alwg2011.shtml> seven (7) days prior to the meeting. If you would like to submit public testimony for this meeting, please contact: Susan Kaempfer at (850)412-4442, by September 16, 2011.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Faye Miller at (850)412-3735. 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 you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Faye Miller at (850)412-3735.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 23, 2011, 8:30 a.m. – 4:30 p.m.

PLACE: Hurston Complex, South Tower, Conference Rooms "A-C", 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Organ and Tissue Procurement and Transplantation Advisory Board, created by Section 765.543, Florida Statute. The purpose is to conduct general business of the advisory board including review and discussion on recommendations for changes to the laws and administrative rules related to organ and tissue procurement activities within Florida.

A copy of the agenda may be obtained by contacting: Dayle Mooney, Program Administrator, Agency for Health Care Administration, Laboratory Licensure Unit, 2727 Mahan Drive MS #32, Tallahassee, Florida 32308, (850)412-4500, E-mail: Dayle.Mooney@ahca.myflorida.com. The agenda will also be posted at: http://ahca.myflorida.com/MCHQ/Health_Facility_Regulation/Laboratory_Licensure/OrganTissueBoard.shtml at least seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Dayle Mooney at (850)412-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: September 12, 2011, 10:00 a.m. – 1:00 p.m.

PLACE: Marathon Government Center, EOC BOCC Meeting Room, 2nd Floor, 2798 Overseas Highway, MM 50, Marathon, FL 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public meeting is being held to provide stakeholders with the opportunity for public comment with regard to the Statewide Medicaid Managed Care program outlined in 2011 HB 7107 and HB 7109. You may obtain more information on this subject, including meeting agendas, by going to: <http://ahca.myflorida.com> and clicking on the link to "Statewide Medicaid Managed Care Program".

A copy of the agenda may be obtained by contacting: The Agency by e-mail: FLMedicaidManagedCare@ahca.myflorida.com or by calling: (850)412-3626.

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 Agency by e-mail: FLMedicaidManagedCare@ahca.myflorida.com or by calling: (850)412-3626. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: September 13, 2011, 2:30 p.m. – 5:30 p.m.

PLACE: Field House (next to Bank United Center in the University of Miami), 1245 Dauer Drive, Coral Gables, FL 33146, Metro Rail exit: University Station

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public meeting is being held to provide stakeholders with the opportunity for public comment with regard to the Statewide Medicaid Managed Care program outlined in 2011 HB 7107 and HB 7109.

You may obtain more information on this subject, including meeting agendas, by going to: <http://ahca.myflorida.com> and clicking on the link to “Statewide Medicaid Managed Care Program”.

A copy of the agenda may be obtained by contacting: The Agency by e-mail: FLMedicaidManagedCare@ahca.myflorida.com or by calling: (850)412-3626.

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 Agency by e-mail: FLMedicaidManagedCare@ahca.myflorida.com or by calling: (850)412-3626. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Agency for Health Care Administration**, on behalf of the Low Income Pool (LIP) Council announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2011, 10:00 a.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL 32308; Conference Call: 1(866)249-2033, Conference I.D. Number: 94172432

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the LIP program including legislative updates, funding methodology, policies and procedures in accordance with the approved Medicaid Reform Section 1115 Demonstration.

A copy of the agenda may be obtained by contacting: All meeting discussion material, including an agenda, will be posted to the LIP website at http://ahca.myflorida.com/medicaid/medicaid_reform/lip/lip.shtml.

If you need additional information, please contact: Nicole Maldonado, (850)412-4287, email: Nicole.Maldonado@ahca.myflorida.com, with any questions.

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: Nicole Maldonado, (850)412-4287. 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: Nicole Maldonado, (850)412-4287, Nicole.Maldonado@ahca.myflorida.com with any questions.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 16, 2011, 9:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 2, Conference Room F, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Medicaid is holding a public forum to discuss subjects related to the Therapy Services program. The Agency will discuss proposed and recent changes to the Therapy Services program.

A copy of the agenda may be obtained by contacting: Anita Heiser, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, or go to the Agency for Health Care Administration’s Web site: <http://ahca.myflorida.com/Medicaid/childhealthservices/therapyserv/index.shtml>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Anita Heiser, Bureau of Medicaid Services at (850)412-4218. 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 MANAGEMENT SERVICES

The **Agency for Workforce Innovation**, Early Learning Information System Project Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 13, 2011, 2:00 p.m. – 3:30 p.m.

PLACE: Caldwell Building, Conference Room B-049, 107 E. Madison Street, Tallahassee, Florida 32399; Conference Call: 1(888)808-6959, Conference Code: 9997256

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular recurring meeting to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/earlylearning/index.html>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Dianne Corbett at (850)245-7285. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Agency for Workforce Innovation**, Unemployment Compensation Claims and Benefits Information System, Executive Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 14, 2011, 10:30 a.m. – 12:00 Noon

PLACE: Caldwell Building, Conference Room B49, 107 E. Madison Street, Tallahassee, Florida 32399; Conference Call: 1(888)808-6959, Conference Code: 7532872126

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular recurring meeting to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/Events/index.html>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Christina Murphy at (850)245-7114. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **State Retirement Commission** announces a hearing to which all persons are invited.

DATE AND TIME: Monday, September 19, 2011, 8:30 a.m.

PLACE: Embassy Suites Tampa USF/Busch Gardens, 3705 Spectrum Boulevard, Tampa, Florida 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950, (850)487-2410.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 15 days before the workshop/meeting by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950, (850)487-2410. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950, (850)487-2410.

The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 21, 2011, 9:00 a.m.

PLACE: This is a telephonic meeting. Please contact: Casey Snipes at (850)488-7082, ext. 1001 or email: casey.snipes@fchr.myflorida.com prior to the meeting to obtain the call-in number

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be held to discuss the daily functions and activities of the Commission.

A copy of the agenda may be obtained by contacting: Casey Snipes at (850)488-7082, ext. 1001 or by visiting the FCHR website at: <http://fchr.state.fl.us>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Casey Snipes at (850)488-7082, ext. 1001 or email: casey.snipes@fchr.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Casey Snipes at (850)488-7082, ext. 1001 or email: casey.snipes@fchr.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Architecture and Interior Design** announces a public meeting to which all persons are invited.

DATE AND TIME: October 13, 2011, 9:00 a.m.

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, Florida 33602, (813)225-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business – items for discussion include disciplinary cases, application reviews, architecture profession, interior design profession, rules, and reports.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)717-1982.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)717-1982.

The **Board of Cosmetology** announces a public meeting to which all persons are invited.

DATES AND TIME: October 24-25, 2011, 9:00 a.m.

PLACE: Ocala Hilton, 3600 Southwest 36th Ave., Ocala, Florida 34474, 1(877)602-4023

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)717-1980.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)717-1980. If you are hearing

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

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

For more information, you may contact: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)717-1980.

The **Building Administrators and Inspectors Board** announces a public meeting to which all persons are invited.

DATES AND TIME: October 26, 27, 28, 2011, 9:00 a.m. each day

PLACE: Ocala Hilton, 3600 S.W. 36 Avenue, Ocala, FL 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings, Probable Cause Panel (portions may be closed to the public), and general board business.

A copy of the agenda may be obtained by contacting: Building Code Administrators & Inspectors Board, 1940 North Monroe St., Tallahassee, FL 32399-2211.

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

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

NOTICE OF RESCHEDULING – The Probable Cause Panel of the **Florida Real Estate Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: August 29, 2011, 2:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: THIS MEETING HAS BEEN RE-SCHEDULED FOR SEPTEMBER 19, 2011 AND WILL BE PROPERLY NOTICED IN THE F.A.W.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission at (407)481-5662.

For more information, you may contact: Deputy Clerk, Florida Real Estate Commission at (407)481-5662.

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

DATE AND TIME: September 19, 2011, 2:00 p.m. or soonest thereafter

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will meet 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. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Probable Cause Panel or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 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 at (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).

For more information, you may contact: Division of Real Estate at (407)481-5662.

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

DATES AND TIME: Tuesday, September 20, 2011; Wednesday, September 21, 2011, 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, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Chapter 61J2, Florida Administrative Code, rule amendments, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, and disciplinary actions.

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: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

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 at (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.

For more information, you may contact: Deputy Clerk, Division of Real Estate at (407)481-5662.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection**, Clean Boating Partnership announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, September 7, 2011; Thursday, September 8, 2011, 1:00 p.m. – 4:30 p.m.

PLACE: Capital Circle Office Center, Department of Revenue, Bldg. 2, Conference Room 1220, 2450 Shumard Oak Blvd., Tallahassee, FL 32311; Conference Call: 1(888)808-6959, Conference Code: 2452846

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting and teleconference is to review discussion items and recommendations concerning the Department of Environmental Protection's Clean Marina and Clean Vessel Act Programs.

A copy of the agenda may be obtained by contacting: Brenda Leonard, (850)245-2847, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., MS #30, Tallahassee, FL 32399, Brenda.Leonard@dep.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 48 hours before the workshop/meeting by contacting: Brenda Leonard at (850)245-2847. 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: Brenda Leonard at (850)245-2847.

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2011, 6:00 p.m. – 8:00 p.m. (CDT)

PLACE: George C. Cowgill Annex, City of Panama City Beach, City Hall Office, 104 South Arnold Road, Panama City Beach, FL 32413, (850)233-5100

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department has plans to enter into an Ecosystem Management Agreement (Section 403.0752, F.S.) with the St. Joe Company.

The intended EMA area encompasses 42,399 acres of St. Joe owned lands within the West Bay Sector Preservation Area in Bay County. This public meeting will be held in conjunction with the U.S. Army Corps of Engineers who will present their Regional General Permit (RGP) which in part covers the same area.

A copy of the agenda may be obtained by contacting: Andrew Joslyn, Department of Environmental Protection, 160 W. Government St., Pensacola, Florida 32502, (850)595-0671, andrew.joslyn@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Andrew Joslyn at the above information. 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: Andrew Joslyn, Department of Environmental Protection, 160 W. Government Street, Pensacola, FL 32502, (850)595-0671, andrew.joslyn@dep.state.fl.us.

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

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

PLACE: Seminole County Extension Services, Auditorium, 250 West County Home Road, Sanford, Florida 32773

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a general public meeting of interested stakeholders to discuss issues related to the Lakes Harney/Monroe Basin Management Action Plan (BMAP). This meeting will provide an opportunity for stakeholders to provide their comments and recommendations to the Department of Environmental Protection regarding development of the Lakes Harney/Monroe BMAP. The BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs). The primary topic of discussion during this meeting will be the ongoing process of BMAP development.

A copy of the agenda may be obtained by contacting: Samantha Budd, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3565, Tallahassee, Florida 32399-2400 or by e-mail: samantha.budd@dep.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 48 hours before the workshop/meeting by contacting: Samantha Budd at (850)245-8418. If you are

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

The Florida **Department of Environmental Protection**, Division of Recreation and Parks announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2011, 8:45 a.m. – 12:30 p.m.

PLACE: Lemon Bay Park, 570 Bay Park Blvd., Englewood, FL 34223

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Council Business for administering the Myakka River as a Wild and Scenic River.

A copy of the agenda may be obtained by contacting: Natalie Cole, Division of Recreation and Parks, District 4 Administration, 1843 S. Tamiami Tr., Osprey, FL 34229, (941)486-2052.

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: Natalie Cole, Division of Recreation and Parks, District 4 Administration, 1843 S. Tamiami Tr., Osprey, FL 34229, (941)486-2052. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The Florida **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, September 28, 2011, 1:00 p.m. – 4:00 p.m.

PLACE: Oakland Terrace Park, 1900 West 11th Street, Panama City, FL 32401

GENERAL SUBJECT MATTER TO BE CONSIDERED: Clean Marina workshop for new and existing marine and freshwater marinas, boatyards, and retailers. The Department will provide information on how to qualify to become designated as a “clean” facility, and on grant funding that may be available for pumpout equipment at some facilities.

A copy of the agenda may be obtained by contacting: Brenda Leonard, 3900 Commonwealth Blvd., MS #30, Tallahassee, FL 32399, (850)245-2847 or Brenda.Leonard@dep.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 48 hours before the workshop/meeting by

contacting: Brenda Leonard, 3900 Commonwealth Blvd., MS #30, Tallahassee, Florida 32399, (850)245-2847 or Brenda.Leonard@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Brenda Leonard at the address above.

DEPARTMENT OF HEALTH

The **Department of Health**, the Electrolysis Council, under the **Board of Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 5, 2011, 9:00 a.m. or soon thereafter

PLACE: Conference Call: 1(888)808-6959, After dialing the meet me number, when prompted, enter Conference Code: 4246812343 followed by the # sign in order to join the meeting
GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Department of Health, Electrolysis Council, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255, by calling the council office at (850)245-4373, ext. 2510, or by visiting our website: www.doh.state.fl.us/mqa.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Council Office at (850)245-4373. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Dentistry**, Anesthesia Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 12, 2011, 6:00 p.m.

PLACE: Conference Call: 1(888)808-6959, when prompted, enter Conference Code: 2453454

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Concerning Anesthesia Committee.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster at (850)245-4474.

The **Board of Dentistry**, Council on Dental Hygiene announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 13, 2011, 6:30 p.m.

PLACE: Conference Call: 1(888)808-6959 when prompted, enter Conference Code: 2453454

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues concerning dental hygiene and to conduct a general business meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster at (850)245-4474.

The **Board of Massage Therapy** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, September 12, 2011, 11:00 a.m. (EST) or shortly thereafter

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2454590

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Paula Mask at (850)245-4161. If you are hearing or

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

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

The **Board of Medicine**, Probable Cause Panel South announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 9, 2011, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 8180978700

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Karen Miller at (850)245-4640, ext. 8180 or email her at: Karen_Miller2@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 hours before the workshop/meeting by contacting: Karen Miller at (850)245-4640, ext. 8180 or email her at: Karen_Miller2@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine**, Probable Cause Panel North announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 23, 2011, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 8180978700

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Susan Chase at (850)245-4640, ext. 8145 or email her at: susan_chase@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Susan Chase at (850)245-4640, ext. 8145 or email her at: susan_chase@doh.state.fl.us. If you are hearing or

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

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

The **Board of Medicine**, Credentials Committee announces a public meeting to which all persons are invited.

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

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, FL 33609, Hotel phone #: (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site: www.flhealthsource.com for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Chandra Prine at chandra_prine@doh.state.fl.us or call (850)245-4135.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Chandra Prine at chandra_prine@doh.state.fl.us or call: (850)245-4135. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine** and the **Board of Osteopathic Medicine**, Ophthalmology Informed Consent Joint Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, 3:00 p.m.

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, FL 33609, Hotel phone #: (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the purpose of establishing a standard informed consent form that sets forth the recognized specific risks related to cataract surgery.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine** and the **Board of Osteopathic Medicine**, Ophthalmology Informed Consent Joint Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, 3:00 p.m.

PLACE: Meet Me #: 1(888)808-6959, Conference Code: 284 344 0330

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the purpose of establishing a standard informed consent form that sets forth the recognized specific risks related to cataract surgery.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine**, Rules/Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, immediately following the Anesthesiologist Assistants Joint Committee

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, FL 33609, Hotel phone #: (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine**, Electrology/Dietetics & Nutrition Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, immediately following the Expert Witness Committee

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, FL 33609, Hotel phone #: (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site: www.flhealthsource.com for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517. If you are hearing or

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

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

The **Board of Medicine**, Finance & Statistics Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, immediately following the Electrology/Dietetics & Nutrition Committee

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, FL 33609, Hotel phone #: (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: www.flhealthsource.com for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine**, Physician Assistants Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, immediately following the Ophthalmology Informed Consent Joint Committee

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, FL 33609, Hotel phone #: (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the council. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Cheryl Smiley at cheryl_smiley@doh.state.fl.us or call: (850)245-4131, ext. 3506.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Cheryl Smiley at cheryl_smiley@doh.state.fl.us or call: (850)245-4131, ext. 3506. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine**, Anesthesiologist Assistants Joint Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, immediately following the Physician Assistants Council

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, FL 33609, Hotel phone #: (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the joint committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: www.flhealthsource.com for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Cheryl Smiley at cheryl_smiley@doh.state.fl.us or call: (850)245-4131, ext. 3506.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Cheryl Smiley at cheryl_smiley@doh.state.fl.us or call: (850)245-4131, ext. 3506. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine**, Surgical Care/Quality Assurance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, immediately following the Rules/Legislative Committee

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, FL 33609, Hotel phone #: (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site: www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine.

A copy of the agenda may be obtained by contacting: George Johnson at george_johnson@doh.state.fl.us or call: (850)245-4134.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: George Johnson at george_johnson@doh.state.fl.us or call: (850)245-4134. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine**, Expert Witness Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, immediately following the Surgical Care/Quality Assurance Committee

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, FL 33609, Hotel phone #: (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: www.flhealthsource.com for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The Florida **Board of Medicine** announces a public meeting to which all persons are invited.

DATES AND TIME: Friday & Saturday, September 30-October 1, 2011, 8:00 a.m.

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, FL 33609, Hotel phone #: (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: www.flhealthsource.com for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine**, Probable Cause Panel South announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 14, 2011, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 8180978700

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Karen Miller at (850)245-4640, ext. 8180 or email her at: Karen_Miller2@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Karen Miller at (850)245-4640, ext. 8180 or email her at: Karen_Miller2@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Medicine**, Probable Cause Panel North announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 28, 2011, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 8180978700

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Susan Chase at (850)245-4640, ext. 8145 or email her at: susan_chase@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Susan Chase at (850)245-4640, ext. 8145 or email her at: susan_chase@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The Florida **Board of Nursing**, South Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 15, 2011, 10:00 a.m. – 1:00 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Code: 2458182

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

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

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

The **Board of Nursing Home Administrators** announces a telephone conference call to which all persons are invited.

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

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9849329103; Department of Health, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or access the web site at: www.doh.state.fl.us/mqa/nurshome/index.html.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sherra W. Causey at (850)245-4444, ext. 3617. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Board of Nursing Home Administrators** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, September 23, 2011, 9:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9849329103; Department of Health, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or access the web site: www.doh.state.fl.us/mqa/nurshome/index.html.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sherra W. Causey at (850)245-4444, ext. 3617. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Office of Trauma** – GOAL 5: Trauma Centers Planning Team announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 13, 2011, 3:00 p.m. – 4:30 p.m. (Eastern Time) (2:00 p.m. – 3:30 p.m. Central Time)

PLACE: Conference Call: 1(888)808-6959, Code: 2354440

GENERAL SUBJECT MATTER TO BE CONSIDERED: Trauma Centers Planning Team Members will review action steps included in the 2011-2012 Goal 5 Action Plan for suggested revisions and provide progress reports on Goal 5 related ongoing projects and activities.

Web ex instructions, the agenda and handouts will be posted on the Office of Trauma website seven days prior to the teleconference. The web site link is www.fl-trauma.system.com. Click on the “Florida Trauma System Plan Advisory Council” link and scroll down to the Planning Team Schedule.

A copy of the agenda may be obtained by contacting: Bonnie Newsom at (850)245-4440, ext. 2780 or via e-mail: Bonnie_Newsom@DOH.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Bonnie Newsom at (850)245-4440, ext. 2780 or via e-mail: Bonnie_Newsom@DOH.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janet Collins at (850)245-4440, ext. 2775, Janet_Collins@DOH.state.fl.us.

The **Florida PDMP Foundation, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: September 12, 2011, 10:00 a.m. – 12:00 Noon (ET)

PLACE: Betty Easley Conference Center, Room 180, 4075 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The General Business of The Florida PDMP Foundation, Inc.

A copy of the agenda may be obtained by contacting: www.flpmpfoundation.com. The public agenda will be available two days prior to the meeting date on this website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the meeting by contacting: Prescription Drug Monitoring Program at (850)245-4797. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Florida PDMP Foundation, Inc., C/O Florida Prescription Drug Monitoring Program, 4052 Bald Cypress Way, #C-16, Tallahassee, FL 32399 or (850)245-4797.

DEPARTMENT OF CHILDREN AND FAMILIES

The **Department of Children and Families** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 12, 2011, 3:00 p.m.

PLACE: 11351 Ulmerton Road, Suite 418D, Largo, FL 33778

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ongoing Pinellas Community Alliance business.

A copy of the agenda may be obtained by contacting: Stephanie Allen, (727)518-3242.

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: Stephanie Allen, (727)518-3242. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Children and Families** announces a public meeting to which all persons are invited.

DATES AND TIME: September 27-29, 2011, 9:00 a.m. – 5:00 p.m.

PLACE: 1317 Winewood Blvd., Bldg. 6, Conference Room A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To Become the Community-Based Managing Entity for Substance Abuse and Mental Health Services; ITN #07D11GC1 Southeast Region; ITN #07D11GC2 Central Region; ITN #07D11GC3 Northeast Region – 2nd Week of Individual Negotiation Meetings. The purpose of these meetings will be to negotiate with the shortlisted Respondents for the delivery of services outlined in the solicitation document.

For more information, you may contact: Michele Staffieri, Procurement Manager, (850)717-4354, Michele_staffieri@dcf.state.fl.us.

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

DATE AND TIME: Wednesday, September 14, 2011, 1:30 p.m. – 3:30 p.m.

PLACE: Department of Children and Families, 5920 Arlington Expressway, Jacksonville, FL 32211

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)726-1540 or Taddese Fessehayat 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)726-1540 or Taddese Fessehayat 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)726-1540 or Taddese Fessehayat at (407)317-7335.

The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2011, 3:45 p.m.

PLACE: Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399-0700

GENERAL SUBJECT MATTER TO BE CONSIDERED: The opening of replies in response to the Invitation to Negotiate for Community-Based Refugee Services Lead Agency in Orange, Osceola, and Seminole Counties (ITN #07K11BS1), as provided for in Section 2.6 of the ITN published on the Vendor Bid System (VBS) on July 13, 2011.

A copy of the agenda may be obtained by contacting: Anna Bethea at Anna_Bethea@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 5 days before the workshop/meeting by contacting: Anna Bethea at Anna_Bethea@dcf.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: September 15, 2011, 2:00 p.m.

PLACE: Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, Florida 32399-0700; Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The initial meeting of Department Evaluators for the Invitation to Negotiate for Community-Based Refugee Services Lead Agency in Orange, Osceola, and Seminole Counties (ITN #07K11BS1), as provided for in Section 2.6 of the ITN published on the Vendor Bid System (VBS) on July 13, 2011.

A copy of the agenda may be obtained by contacting: Anna Bethea at Anna_Bethea@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 5 days before the workshop/meeting by contacting: Anna Bethea at Anna_Bethea@dcf.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Agency For Persons with Disabilities** announces a workshop to which all persons are invited.

DATE AND TIME: September 19, 2011, 9:00 a.m. – 11:00 a.m.

PLACE: Agency for Persons with Disabilities, 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399-0950; Conference Call: 1(888)808-6959, Code: 414-6058

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop will address the rule revision that delineates the requirements for the licensure of foster care facilities, group home facilities, residential habilitation centers, and comprehensive transitional education programs.

A copy of the agenda may be obtained by contacting: Miranda Johnson, Operations Review Specialist, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Tallahassee, Florida 32399-0950, (850)414-9132, email: miranda_johnson@apd.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Miranda Johnson, Operations Review Specialist, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Tallahassee, Florida 32399-0950, (850)414-9132, email: miranda_johnson@apd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Miranda Johnson, Operations Review Specialist, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Tallahassee, Florida 32399-0950, (850)414-9132, email: miranda_johnson@apd.state.fl.us.

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Wildlife Foundation of Florida** announces a public meeting to which all persons are invited.

DATES AND TIMES: September 19, 2011, 10:00 a.m. – 5:00 p.m.; September 20, 2011, 8:00 a.m. – 12:01 p.m.

PLACE: Mosquito Lagoon Marine Enhancement Center, Conference Room, New Smyrna Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors of the Wildlife Foundation of Florida will conduct administrative business of the Foundation including the Director update, Marketing update and Financial update.

A copy of the agenda may be obtained by contacting: Mr. Will Bradford, P. O. Box 11010, Tallahassee, Florida 32302, (850)921-1144.

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).

For more information, you may contact: Mr. Will Bradford, Post Office Box 11010, Tallahassee, Florida 32302, (850)921-1144.

DEPARTMENT OF FINANCIAL SERVICES

The **Florida Disability Presumption Task Force**, a statutorily created task force, announces a meeting of the Task Force to which all persons are invited.

DATE AND TIME: Friday, September 30, 2011, 9:00 a.m.

PLACE: 1801 Hermitage Boulevard, First Floor, Conference Room, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the initial meeting of the Task Force. The purpose of the meeting is for task force members to discuss the best process for collecting and reporting information and members' recommendations, and any resources for preparing the report that may be available from members. The members will also discuss a timeline to accomplish its tasks and complete a report, the agenda for future meetings, the scheduling of future meetings, and any other topics of concern to members.

CONTACT: Wanda Brazell, Administrative Assistant III, Florida Department of Financial Services, Division of Risk Management, 1801 Hermitage Boulevard, Tallahassee, Florida 32308, (850)413-4702.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting should advise the Department at least five (5) calendar days before the meeting by contacting: Wanda Brazell at (850)413-4702.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: September 13, 2011, 4:00 p.m.

PLACE: Ballroom D, Tampa Convention Center, 333 South Franklin Street, Tampa, FL 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: Citizens Property Insurance Corporation ("Citizens") has requested rate increases for the Coastal Accounts, formally known as the High Risk Accounts (HRA), and the Personal Lines Accounts (PLA). These accounts include, but are not limited to: homeowners and dwelling/fire lines of business. The effective date of the proposed rate increases for the Coastal Account filings is February 1, 2012, for new and renewal business. The effective date of the proposed rate increases for the PLA Account is January 1, 2012, for new and

renewal business. The requested rate increases are not uniform. An agenda listing the rate filings subject to this hearing will be posted on the Office's website: <http://www.flor.com>.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from the insurers as well as interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to the Office of Insurance Regulation at ratehearings@flor.com; the subject line of your e-mail should read "Citizens."

A copy of the agenda may be obtained by contacting: Ken Tinkham, Esquire, (850)413-4292 or Cindy Walden, (850)413-2616.

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 Walden, (850)413-2616. 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: Ken Tinkham, Esquire, (850)413-4292 or Cindy Walden, (850)413-2616.

BOARD OF GOVERNORS

The Budget and Finance Committee, the Facilities Committee and the Strategic Planning Committee of the **Board of Governors**, State University System of Florida announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2011, 1:00 p.m. – 5:00 p.m.

PLACE: Ballroom, Graham Center, Florida International University, Miami, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2011-12 State University System Operating Budgets; 2012-13 Legislative Budget Request for Universities and the Board General Office; Discussion, Public Education Capital Outlay and Recommendations from the SUS Council for Administration and Financial Affairs; 2012-13 SUS Fixed Capital Outlay Legislative Budget Request; Proposals for new and expanded programs in dental education, FAMU, UCF and UF; and other related issues.

A copy of the agenda may be obtained by contacting: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Office of Access and Equity, DOE, (850)245-9532.

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: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

The Academic and Student Affairs Committee and the Strategic Planning Committee of the **Board of Governors**, State University System of Florida announces a public meeting to which all persons are invited.

DATE AND TIME: September 15, 2011, 8:30 a.m. – 12:00 Noon

PLACE: Ballroom, Graham Center, Florida International University, Miami, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Removal of Limited Access Status, B.S., Geomatics, UF; Requests to exceed 120 credit hours, Exceptional Student Education, Elementary Education, UWF; Request to exceed 120 credit hours and request for Limited Access Status, B.S., Biomedical Engineering, UF; Notice of Intent to Amend Board Regulation 6.018, Disabilities; Update, Adult Degree Completion Initiative; Update, Veteran Students; Update, Council for Student Affairs; Update, Florida Student Association; Organizing the State University System for Success; Notice of Intent to Amend Board Regulations 8.002, Continuing Education, 8.004, Academic Program Coordination, and 8.009, Educational Sites; Continuing Discussion, 2012-2025 Strategic Plan for the State University System, Vision and Goals; Strategic Actions: Immediate and Longer-Term Plans; Structuring the System to Increase Student Access; Presentation, USF Polytechnic Campus; and other related issues.

A copy of the agenda may be obtained by contacting: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Office of Access and Equity, DOE, (850)245-9532. 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: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

The **Board of Governors**, State University System of Florida announces a public meeting to which all persons are invited.

DATE AND TIME: September 15, 2011, 12:00 Noon – 5:00 p.m.

PLACE: Ballroom, Graham Center, Florida International University, Miami, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2011-12 State University System (SUS) Operating Budgets; 2012-13 Legislative Budget Request for Universities and for Board General Office; Final Action, Board Regulation 7.001, Tuition and Associated Fees; Final Action, Board Regulation 7.003, Fees, Fines and Penalties; Consideration, Recommendations for funding Public Education Capital Outlay; 2012-13 SUS Fixed Capital Outlay Legislative Budget Request; Removal of Limited Access Status, B.S., Geomatics, UF; Requests to exceed 120 credit hours, Exceptional Student Education, Elementary Education, UWF; Request to exceed 120 credit hours and request for Limited Access Status, B.S., Biomedical Engineering, UF; Notice of Intent to Amend Board Regulation 6.018, Disabilities; Approval, Ph.D., Security Studies, UCF; Final Action, Board Regulation, 6.010, Student Affairs Administration; Final Action, Board Regulation 6.017, Criteria for Awarding the Baccalaureate Degree; Final Action, Board Regulation 9.017, Faculty Practice Plans; Notice of Intent to Amend Board Regulations 8.002, Continuing Education; 8.004, Academic Program Coordination; and 8.009, Educational Sites; Continuing discussion, 2012-2025 Strategic Plan for the SUS; Vision and Goals, and Immediate and Longer-Term Plans; Structuring SUS to Increase Student Access; Presentations, Institute for Human and Machine Cognition; Moffitt Cancer Center; and other related issues.

A copy of the agenda may be obtained by contacting: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Office of Access and Equity, DOE, (850)245-9532. 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: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

WEST CENTRAL FLORIDA AREA AGENCY ON AGING, INC.

The **West Central Florida Area Agency on Aging** announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, September 22, 2011, 10:00 a.m. – 12:00 Noon

PLACE: Florida Hospital Heartland Medical Center, 4200 Sun North Lake Blvd., Sebring, FL 33872

GENERAL SUBJECT MATTER TO BE CONSIDERED: The West Central Florida Area Agency on Aging is holding a Public Hearing for persons residing in Polk, Hardee and Highlands Counties. Attendees will be able to voice their opinions on what older adults need now and in the future, be invited to comment on how local services will be funded in 2012, and get information about resources for persons 60+, their caregivers and families.

The event is free and open to the public, but space is limited and reservations are required. To make a reservation, contact: Paula Nelson at (813)676-5583.

A copy of the agenda may be obtained by contacting: Paula Nelson at (813)676-5583 or nelsonp@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Paula Nelson at (813)676-5583. 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: Paula Nelson at (813)676-5583 or via email: nelsonp@elderaffairs.org.

The **West Central Florida Area Agency on Aging** announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, September 29, 2011, 2:00 p.m. – 4:00 p.m.

PLACE: Freedom Village Bradenton, 6406 – 21st Avenue, West, Bradenton, FL 34209

GENERAL SUBJECT MATTER TO BE CONSIDERED: The West Central Florida Area Agency on Aging is holding a Public Hearing for persons residing in Hillsborough and Manatee Counties. Attendees will be able to voice their opinions on what older adults need now and in the future, be

invited to comment on how local services will be funded in 2012, and get information about resources for persons 60+, their caregivers and families.

The event is free and open to the public, but space is limited and reservations are required. To make a reservation, contact: Paula Nelson at (813)676-5583.

A copy of the agenda may be obtained by contacting: Paula Nelson at (813)676-5583.

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: Paula Nelson at (813)676-5583 or email: nelsonp@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Paula Nelson at (813)676-5583 or via email: nelsonp@elderaffairs.org.

ENVIRONMENTAL PROTECTION AGENCY

The **U.S. Environmental Protection Agency** announces a hearing to which all persons are invited.

DATE AND TIME: October 4, 2011, 3:00 p.m. – 7:00 p.m.

PLACE: Bay County Public Library, Northwest Regional Library System, 898 West 11th Street, Panama City, FL 32412-0625

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Notice:

U.S. Environmental Protection Agency
Outer Continental Shelf Air Permit OCS-EPA-R4007
for Eni US Operating Co., Inc.

Public Comment Period: September 2, 2011 – October 3, 2011
The United States Environmental Protection Agency (EPA) is seeking public comment on a draft Clean Air Act (CAA) Outer Continental Shelf (OCS) air permit for Eni US Operating Company Incorporated (Eni), 1201 Louisiana, Suite 3500 Houston, Texas 77002. The draft permit will regulate air pollutant emissions from the Pathfinder drillship that Eni proposes to operate within lease block, Lloyd Ridge 411, on the OCS in the Gulf of Mexico. The drill site is located at latitude 27° 35' and longitude 87° 12', or approximately 154 miles southeast of the mouth of the Mississippi River and 189 miles south of the nearest Florida coast. The operation will last less than 150 days over two years.

The EPA Region 4 is the agency responsible for implementing and enforcing CAA requirements for OCS sources in the Gulf of Mexico east of 87°30' (87.5). Pursuant to section 328 of the CAA, 42 U.S.C. § 7627, and the air quality regulations applicable to OCS sources set forth in Title 40, Code of Federal Regulations (CFR), part 55, an OCS source is required to obtain an air quality permit before beginning construction and an operating permit within 12 months of becoming an OCS

source. Eni has opted to apply for an operating permit concurrently with the preconstruction air quality permit. The EPA has completed review of Eni's air permit application and supplemental material, including their request for exemption under 40 CFR §55.7, and is soliciting comments on our proposal to issue Permit No. OCS-EPA-R4007 to Eni for their exploratory drilling project subject to the terms and conditions described in the permit.

The EPA has prepared a draft permit for public comment, as well as a preliminary determination/statement of basis document that explains the derivation of the permit conditions. These documents are available on the EPA Region 4's website: <http://www.epa.gov/region4/air/permits/OCSPermits/OCSpermits.html>.

To request a copy of these documents or to be added to our Eni permit mailing list, please contact: Ms. Rosa Yarbrough, Permit Support Specialist at (404)562-9643 or R4OCSpermits@epa.gov. For questions on the draft permit, please contact: Ms. Eva Land at (404)562-9103 or land.eva@epa.gov.

Send comments on the draft permit and requests for a public hearing to: Eva Land, EPA Region 4, APTMD, 61 Forsyth Street, S.W., Atlanta, GA 30303, Fax: (404)562-9066, Email: R4OCSpermits@epa.gov. Public Comments must be received by email or postmarked by October 3, 2011. Public Hearing requests must be received by the EPA by email or mail by September 19, 2011.

Project Emissions: The maximum potential annual emissions in tons per year (TPY) from the Pathfinder drilling rig and its support vessels are summarized in the following table. Eni's exploration drilling program is a major source under the applicable Prevention of Significant Deterioration (PSD) permitting requirements, because emissions of carbon monoxide (CO), oxides of nitrogen (NOx), volatile organic carbon (VOC), particulate matter (PM), particulate matter with an aerodynamic diameter less than 2.5 microns (PM2.5), particulate matter with an aerodynamic diameter less than 10 microns (PM10), and greenhouse gas (GHG), measured as carbon dioxide equivalents (CO2e), emissions exceed the major source applicability thresholds, shown below. Hence, Eni is required to apply Best Available Control Technology for CO, VOC, PM, PM10, PM2.5, and GHG.

Pollutant Potential to Emit, TPY Significant Emission Rate, TPY PSD Review Required	
CO	482.25 100 Yes
NOx1	2,055.37 40 Yes
VOC1	74.35 40 Yes
PM	61.92 25 Yes
PM10	36.73 15 Yes
PM2.5	35.71 10 Yes
SO2	0.91 40 No
GHG (CO2e)	98,953 75,000 Yes
1VOC and NOx are the measured precursors for the criteria pollutant ozone and NOx is also a precursor for PM2.5.	

Class I Area Air Quality Impacts: Eni has requested an air quality permit for a maximum of 150 days exploratory drilling activity in the Lloyd Ridge 411 lease block in the Gulf of Mexico. Due to the limited duration, this project qualifies as a temporary source under the applicable PSD regulations. The impact related criteria that must be met for a temporary source include a demonstration that the project emissions will not impact any PSD Class I area. The nearest PSD Class I area to Lloyd Ridge lease block 411 is Breton National Wildlife Refuge located on the southeast coast of Louisiana. Lease block 411 is approximately 280 km from Breton PSD Class I area. The applicant performed an impact assessment to demonstrate that the proposed project's impact to the PSD Class I increment would not be significant. This analysis is available in the application and is discussed in the EPA's preliminary determination and statement of basis.

Public Comments: Any interested person may submit written comments on the draft permit during the public comment period. If you believe any condition of the permit is inappropriate, you must raise all reasonably ascertainable issues and submit all reasonably available arguments supporting your position by the end of the comment period. Any documents supporting your comments must be included in full and may not be incorporated by reference unless they are already part of the record for this permit or consist of state or federal statutes or regulations, the EPA documents of general applicability, or other generally available reference materials.

Comments should focus on the draft air quality permit, the permit terms, and the air quality aspects of the project. The objective of the OCS air quality program is to control air pollution from OCS sources to attain and maintain ambient air quality standards and to prevent significant adverse environmental impact from air pollution by a new or modified OCS source. If you have more general concerns regarding things such as leasing, non-air quality impacts, drilling safety, discharge, etc., these should be addressed during the leasing and permitting proceedings of the Bureau of Ocean Energy Management Regulation, and Enforcement, which is the lead permitting agency for this project.

All timely comments will be considered in making the final decision, included in the record, and responded to by the EPA. The EPA may group similar comments together in our response, and will not respond to individual commenters directly.

All comments on the draft permit must be received by email or postmarked by October 3, 2011. An extension of the 30-day comment period may be granted if the request for an extension adequately demonstrates why additional time is required to prepare comments. Comments must be sent or delivered in writing to the address above. All comments will be included in the public docket without change and may be made available to the public, including any personal information provided, unless the comment includes Confidential Business Information or

other information whose disclosure is restricted by statute. Information that you consider Confidential Business Information or otherwise protected should be clearly identified as such and should not be submitted through email. If you send email directly to the EPA, your email address will be captured automatically and included as part of the public comment. Please note that an email or postal address must be provided with your comments if you wish to receive direct notification of the EPA's final decision regarding the permit and responses to comments submitted during the public comment period.

Public Hearing: The EPA has discretion to hold a Public Hearing if we determine there is a significant amount of public interest in the draft permit. Requests for a Public Hearing must be received by the EPA by email or mail by September 19, 2011, and state the nature of the issues proposed to be raised in the hearing. You may submit oral or written comments on the draft permit at the public hearing. You do not need to attend the public hearing to submit written comments. You may send written comments to the above address, postmarked by October 3, 2011. If there is significant public interest, a public hearing will be held on October 4, 2011, 3:00 p.m. – 7:00 p.m., at the following location:

Bay County Public Library
Northwest Regional Library System
898 West 11th Street
Panama City, FL 32412-0625
(850)522-2119.

If a public hearing is held, the public comment period shall automatically be extended to the close of the public hearing. If no request for a public hearing is received by September 19, 2011, or the EPA determines that there is not significant interest, the hearing will be cancelled. An announcement of cancellation will be posted on the EPA's website: <http://www.epa.gov/region4/air/permits/OCSPermits/OCSpermits.html> or you may call the EPA at the contact number above to determine if the public hearing has been cancelled.

Permit Documents: The EPA's draft permit, the EPA's preliminary determination and statement of basis, Eni's application and supporting documentation, and comments received from the public, other government agencies, and the applicant during the public comment period become part of the administrative record for the permit. All data submitted by the applicant is available as part of the administrative record. The administrative record is available to the public and is available at the following locations (please call in advance for available viewing times):

Bay County Public Library
Northwest Regional Library System
898 West 11th Street
Panama City, FL 32412-0625
(850)522-2119

EPA Region 4 Office
61 Forsyth Street, S.W.
Atlanta, GA 30303
Phone: (404)562-9043

The administrative record is also available on the EPA's website: <http://www.epa.gov/region4/air/permits/OCSPermits/OCSPermits.html>.

Final Determination: A final decision to issue a permit, or to deny the application for the permit, shall be made after all comments have been considered. Notice of the final decision shall be sent to each person who has submitted written comments or requested notice of the final permit decision, provided the EPA has adequate contact information.

For more information, you may contact: Rosa Yarbrough, (404)562-9643.

MOFFITT CANCER CENTER

The **Moffitt Cancer Center** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 8, 2011, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Pass Code: 5088661795

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cancer Control Research Advisory Council (CCRAB) Sub-Committee-Florida Community Health Worker Coalition General Membership Conference Call Recap of actionable items determined by Coalition's subcommittees: Policy, Networking/Sustainability, Curriculum, and Research.

A copy of the agenda may be obtained by contacting: Kimberley.buccini@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 1 day before the workshop/meeting by contacting: Kimberley.buccini@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: Kimberley.buccini@moffitt.org.

NORTHWOOD SHARED RESOURCE CENTER

The **Northwood Shared Resource Center**, Administration Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 8, 2011, 1:30 p.m.

PLACE: Department of State, 1949 North Monroe Street, Suite 79, Room 115, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: SOP's.

A copy of the agenda may be obtained by contacting: monica_cash@nsrc.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 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. 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 **Northwood Shared Resource Center**, Finance Committee announces a public meeting to which all persons are invited.

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

PLACE: Agency for Person's with Disabilities, 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Matters and SOP's.

A copy of the agenda may be obtained by contacting: monica_cash@nsrc.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 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. 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 **Northwood Shared Resource Center**, Board of Trustees announces a public meeting to which all persons are invited.

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

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Professions Board Room, 1st Floor, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting.

A copy of the agenda may be obtained by contacting: monica_cash@nsrc.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 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. 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 **Northwood Shared Resource Center**, Finance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 23, 2011, 10:30 a.m.
 PLACE: Agency for Person's with Disabilities, 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Matters and SOP's.
 A copy of the agenda may be obtained by contacting: monica_cash@nsrc.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 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. 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 **Northwood Shared Resource Center**, Administration Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 23, 2011, 1:30 p.m.
 PLACE: Department of State, 1949 North Monroe Street, Suite 79, Room 115, Tallahassee, Florida 32399
 GENERAL SUBJECT MATTER TO BE CONSIDERED: SOP's.
 A copy of the agenda may be obtained by contacting: monica_cash@nsrc.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 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. 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).

SOUTHWOOD SHARED RESOURCE CENTER

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 12, 2011, 1:30 p.m. – 4:00 p.m. or until Board business is concluded
 PLACE: Turlington Building, Room 1721, 325 W. Gaines Street, Tallahassee, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the SSRC Board of Trustees.
 A copy of the agenda may be obtained by contacting: Rick Mitchell, (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Rick Mitchell, (850)488-9895 or email:

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

For more information, you may contact: Rick Mitchell, (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL, INC.

The **Florida Developmental Disabilities Council, Inc.** announces a public meeting to which all persons are invited.

DATES AND TIMES: September 7, 2011, 7:00 p.m., New Member Briefing; September 8, 2011, 8:00 a.m., Committee Meetings; September 9, 2011, 8:30 a.m., Full Council Meeting
 PLACE: Hilton Tampa Airport Westshore, 2225 Lois Avenue, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FDDC Committees will meet on September 8, 2011 to discuss general committee business.

The FDDC Full Council will meet on September 9, 2011 to approve business conducted by committees on September 8, 2011 and to discuss general Council business.

A copy of the agenda may be obtained by contacting: Vanda Bowman, 124 Marriott Dr., Suite 203, Tallahassee, FL 32301 or by calling 1(800)580-7801 or (850)488-4180.

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: Vanda Bowman, 124 Marriott Dr., Suite 203, Tallahassee, FL 32301 or by calling 1(800)580-7801 or (850)488-4180. 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 you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA INDEPENDENT LIVING COUNCIL, INC.

The **Florida Independent Living Council, Inc.** announces a public meeting to which all persons are invited.

DATES AND TIME: September 21-22, 2011, 9:00 a.m.
 PLACE: Key West Marriott Beachside Hotel, 3841 North Roosevelt Boulevard, Key West, Florida 33040
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the council.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days

prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1416 N. Adams Street, Tallahassee, Florida 32303, (850)488-5624 or Toll Free: 1(877)822-1993.

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

MONROE COUNTY LOCAL COORDINATING BOARD FOR THE TRANSPORTATION DISADVANTAGED

The Health Council of South Florida, **Monroe County Local Coordinating Board for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 16, 2011, 11:00 a.m.

PLACE: Marathon Government Center, 2798 Overseas Highway, Marathon, FL 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Monroe County Local Coordinating Board for the Transportation Disadvantaged.

A copy of the agenda may be obtained by contacting: Shelley-Anne Glasgow-Wilson, Health Council of South Florida via email: sglasgow@healthcouncil.org or phone: (305)592-1452.

POLK TRANSPORTATION PLANNING ORGANIZATION

The **Polk Transportation Planning Organization** announces a public meeting to which all persons are invited.

DATE AND TIME: September 12, 2011, 1:30 p.m.

PLACE: Neil Combee Administration Building, Board Room, 330 W. Church Street, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: Transportation Disadvantaged Local Coordination Board Meeting.

A copy of the agenda may be obtained by contacting: Diane Slaybaugh, Senior Transportation Planner, (863)534-6495 or may be downloaded at www.polktpo.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 4 days before the workshop/meeting by contacting: Public Information Office, 330 W. Church St., Bartow, FL 33830, (863)534-6090. 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: Diane Slaybaugh, Senior Transportation Planner, Polk TPO, (863)534-6495.

FLORIDA LEAGUE OF CITIES

The **Florida League of Cities** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 22, 2011, 10:00 a.m.

PLACE: The Shores Resort, 2637 South Atlantic Avenue, Daytona Beach Shores, Florida, 1(866)997-9529

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- 10:00 a.m. FMLC Meeting
- 11:00 a.m. FMPTF Meeting
- 12:00 Noon Joint Luncheon FMPTF/FMIvT/FMLC
- 1:00 p.m. FMPTF/FMIvT Joint Meeting
- 2:00 p.m. FMIvT Meeting

A copy of the agenda may be obtained by contacting: Linda Bridges, lbridges@flcities.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Linda Bridges, lbridges@flcities.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: Linda Bridges, lbridges@flcities.com.

ENTERPRISE FLORIDA, INC.

The **Enterprise Florida, Inc.**, Florida Development Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 15, 2011, 9:30 a.m.

PLACE: Enterprise Florida Office – Orlando, 800 North Magnolia Avenue, Suite 1100, Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

A copy of the agenda may be obtained by contacting: Jay Robinson at (407)956-5607 or jrobinson@eflorida.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 1 day before the workshop/meeting by contacting: Jay Robinson at (407)956-5607 or jrobinson@eflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jay Robinson at (407)956-5607 or jrobinson@eflorida.com.

FLORIDA INSURANCE GUARANTY ASSOCIATION

The Board of Directors of the **Florida Insurance Guaranty Association** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 6, 2011, 10:00 a.m.

PLACE: Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet to approve a proposed addendum to the Claims Administration Agreement and revisions on the Investment Policy.

A copy of the agenda may be obtained by contacting: Cathy Irvin at (850)386-9200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Cathy Irvin at (850)386-9200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA STATE COURTS SYSTEM

The **Florida State Courts System** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 14, 2011, 2:00 p.m.

PLACE: Supreme Court Building, OSCA Executive Conference Room, 500 South Duval Street, Tallahassee, Florida 32399-1900

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of the State Courts Administrator will present an overview of the State Courts System's 2012-2013 legislative budget request followed by a time for public questions and comments.

Any person wishing to testify is asked to contact Ms. Dorothy Wilson, Manager of Budget Services, by September 7, 2011, 5:00 p.m., at the address above. Written comments may be submitted to the hearing officer at the proceeding or mailed to the Office of the State Courts Administrator at the above address.

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: Ms. Dorothy Wilson, Manager of Budget Services, by phone (850)488-3735 or in person at: The Supreme Court Building. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The **FWCJUA, Operations Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 15, 2011, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact: Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include committee & operations overview; preliminary 2012 Business Plan & Forecast; service provider audit results; IT audit selection process; disaster recovery matters; and document management.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

QUEST CORPORATION OF AMERICA, INC.

The Florida **Department of Transportation**, District Five announces a public meeting to which all persons are invited.

DATE AND TIME: September 22, 2011, US 27/US 441 Open House, 5:00 p.m. – 7:00 p.m.

PLACE: FDOT Leesburg Operations, 1405 Thomas Avenue, Leesburg, Florida 34748

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to allow interested parties to review information and ask questions regarding planned roadway improvements to US 27/US 441 in Lake County. The project extends 3.3 miles on US 27/US 441, from Martin Luther King Boulevard to Lake Ella Road. The improvements consist of widening the roadway to six-lanes, drainage, and new sidewalks. Project documents; including maps, drawings, and other pertinent information for this project will be available to view. FDOT staff and others associated with the project are also available to answer questions.

A copy of the agenda may be obtained by contacting: Karen Kersey, Public Involvement Coordinator at (352)427-4054.

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: Florida Department of Transportation, District Five, Leesburg Operations, 1405 Thomas Avenue, Leesburg,

FL 34748 or call: Karen Kersey, Public Involvement Coordinator at (352)427-4054. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Karen Kersey, Public Involvement Coordinator at (352)427-4054.

OMNI COMMUNICATIONS

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

DATE AND TIME: September 22, 2011, 5:00 p.m. – 7:00 p.m.

PLACE: The Grand Foyer at Van Wezel Performing Arts Center, 777 N. Tamiami Trail, Sarasota, FL 34236

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FDOT is hosting an alternatives public workshop for the Project Development and Environment (PD&E) Study being conducted for US 41 from 10th Street to 14th Street. The purpose of this workshop is to afford the public the opportunity to express their views concerning the proposed alternatives. The workshop will be an informal open house. There will be a video presentation and a 3-D visualization of the proposed improvements that will run continuously during the open house along with display boards to present examples of the different alternatives. There will be no formal presentation and participants are welcome to attend anytime between 5:00 p.m. and 7:00 p.m. Department staff will be available to discuss the project, receive public input and to answer your questions. The study is part of an overall plan to enhance mobility within downtown Sarasota, Florida. Improvements under consideration include: roundabouts with islands for pedestrian refuge at US 41’s intersections of 10th and 14th Street, enhanced pedestrian walkways, enhanced bicycle and transit facilities, enhanced landscaping, a speed limit reduction and narrower travel lanes.

A copy of the agenda may be obtained by contacting: FDOT Project Manager, Nicole Harris at (863)519-2373, by e-mail: nicole.harris@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Robin Parrish at (863)519-2675. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The FDOT Project Manager, Nicole Harris at (863)519-2373, by e-mail: nicole.harris@dot.state.fl.us or by writing: Florida Department of Transportation, P. O. Box 1249, Bartow, FL 33831.

For additional information, you may also visit the project Web site at: www.us41roundabouts.com.

INFINITE SOURCE COMMUNICATIONS GROUP, LLC

NOTICE OF CANCELLATION – The Florida **Department of Transportation**, District Six announces a public meeting to which all persons are invited.

DATE AND TIME: CANCELLED: Wednesday, September 14, 2011, 6:00 p.m. – 8:00 p.m.

PLACE: New Birth Baptist Church, 2300 N.W. 135 Street, Miami, FL 33167

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation announces the cancellation of the public information meeting. A new meeting date will be published at a later date.

For more information, you may contact: Public Information Specialist, Jeannette Lazo at (305)470-5349, email: Jeannette_Lazo@urscorp.com.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Construction Industry Licensing Board hereby gives notice that on August 11, 2011, it received a Petition for Declaratory Statement filed by Ehren O’Donnell, ATT Sports, Inc. The Petitioner does not state in his request which statute the Petitioner seeks the Board to interpret. However, Petitioner requests the Board to determine whether or not there is a license required for paving asphalt/concrete sub-base for installing synthetic running tracks.

Comments on this petition should be filed with: Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399, within 14 days of publication of this notice.

For a copy of the petition, contact: G. W. Harrell, Executive Director, Construction Industry Licensing Board, at above address or telephone (850)487-1395.

Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules

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

Helen Peek vs. Florida Parole Commission; Case No.: 11-4166RX; Rule No.: 23-21.0155

Albert Figueroa vs. Department of Corrections; Case No.: 11-3852RP; Rule No.: 33-601.731

Jaylin Figueroa vs. Department of Corrections; Case No.: 11-3853RP; Rule No.: 33-601.731

Martin L. Glick vs. Department of Corrections; Case No.: 11-3854RP; Rule No.: 33-601.731

Douglas Gardens of Broward, Inc. vs. Agency for Health Care Administration; Case No.: 11-3405RX; Rule No.: 59C-1.0355

C.V., M.D., L. M. and M. L. vs. Agency for Health Care Administration; Case No.: 11-3972RP; Rule No.: 59G-4.130

Disability Rights Florida vs. Agency for Health Care Administration; Case No.: 11-3984RP; Rule No.: 59G-4.130

Milton Jones Development Corporation vs. Florida Housing Finance Corporation; Case No.: 11-3962RP; Rule Nos.: 67-21.003, 67-48.004

Allapattah Housing Partners, LLC, Tower Road Gardens, LTD, and City River Apartments vs. Florida Housing Finance Corporation; Case No.: 11-3971RP; Rule No.: 67-48.002

Combs Oil Company vs. Department of Financial Services, Division of State Fire Marshal; Case No.: 11-3627RP; Rule No.: 69A-60.005(2)

Sonia Extebarrieta, d/b/a U.S. Research, Inc. vs. Department of Financial Services, Bureau of Unclaimed Property; Case No.: 11-3410RU

Brian M. Helm vs. Department of Business and Professional Regulation; Case No.: 11-3716RU

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

Douglas Gardens of Broward, Inc. vs. Agency for Health Care Administration; Case No.: 11-3405RX; Rule No.: 59C-1.0355; Voluntarily Dismissed

Eva Etienne vs. Department of Children and Family Services; Case Nos.: 10-5141RX, 10-9516RP, 10-10105RP; Rule No.: 65A-1.400(1)(d); Dismissed

Harid Conservatory of Music, Inc. vs. Department of Education; Case No.: 11-2225RU; Invalid

Noven Pharmaceuticals, Inc. vs. Department of Health; Case No.: 11-2665; Noven Pharmaceuticals, Inc. vs. Department of Health, Drug, Devices, and Cosmetics Program; Case No.: 11-2790RU; Voluntarily Dismissed

Brian M. Helm vs. Department of Business and Professional Regulation; Case No.: 11-3716RU; Dismissed

The Advocacy Center for Persons with Disabilities, R. H., J. A. C., A. W., and D. T. and C. V. and M. D., (Intervenors) vs. Agency for Health Care Administration; Case No.: 10-1189RU; Dismissed

Emmett and Linda Hildreth vs. Florida Fish and Wildlife Conservation Commission and Department of Environmental Protection (Intervenor); Case No.: 09-3739RU; Withdrawal

Emmett and Linda Hildreth vs. Florida Fish and Wildlife Conservation Commission and Department of Environmental Protection (Intervenor); Case No.: 08-3130RU; Withdrawal

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION

Notice of Bid

The University of Florida, Purchasing Services will receive sealed bids for the following: ITB12MB-113, Walker Hall CHW Plant – Chiller 4 Replacement, estimated budget \$1,659,000, to be opened October 3, 2011 at 2:00 p.m. in 101 Elmore Hall, Radio Road, Gainesville, FL.

Scope of Work: Remove existing 1,000-ton water-cooled Chiller 4 and associated piping, pumps and power requirements. Provide new 2,000-ton, high efficiency, water-cooled Chiller 4 and associated piping, pumps and power requirements as indicated in the Contract Documents. See Bid documents at website below.

Mandatory pre-bid meeting and site visit will be held: September 12, 2011, 9:30 a.m. – 11:00 a.m., PPD Mainstreet, Radio Road, Gainesville, FL. Doors will be locked promptly at 9:30 a.m.

Questions should be directed to: Mercedes Bongiovanni, mbongio@ufl.edu or (352)392-1331, ext. 210. For more information visit: www.purchasing.ufl.edu.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact: Purchasing, purchasing@ufl.edu or (352)392-1331 within three (3) days of the event.

REGIONAL PLANNING COUNCILS

Request for Information for the “Charlotte Harbor National Estuary Program Optical Model Spectral Validation and Water Clarity Reporting Tool Refinement Project”

The Charlotte Harbor National Estuary Program (CHNEP) is part of the U.S. Environmental Protection Agency National Estuary Program. This cooperative program was established by Congress in 1987 under the Clean Water Act with the goal of recognizing estuaries of “national significance” by bringing partners with diverse interests and concerns together to protect these estuaries. There are 28 National Estuary Programs within

this program. The CHNEP was established in 1995. The local host of the CHNEP is the Southwest Florida Regional Planning Council.

OBJECTIVE: The CHNEP is seeking information on how interested contractors could provide a spectrally-explicit optical model that can be used with ambient water quality data and the CHNEP Water Clarity Reporting Tool to assess and convey progress towards achieving CHNEP water clarity and seagrass protection and restoration goals. This is not a Request for Proposal. No contract will be awarded from this announcement. Information gathered through this RFI process will be used by CHNEP to determine the most appropriate steps needed to develop a project Scope of Work, select the proper vendor, and enter into contractual arrangements with the vendor. The project is CHNEP FY 12 Workplan project and implements the goals of the Program’s Comprehensive Conservation and Management Plan (CCMP).

INVITATION TO APPLY: The CHNEP must receive the Request for Information Responses by 5:00 p.m. (Local Time), Friday, September 30, 2011. The CHNEP reserves the right to reject any or all responses. The Program hereby solicits Requests for Information for the CHNEP Optical Model Spectral Validation and Water Clarity Reporting Tool Refinement Project. Any resident, organization, business, government agency, school, college or university may submit a Request for Information Response. More than one response may be submitted for each entity but each response must be submitted separately and must follow the instructions and requirements.

HOW TO APPLY: Detailed instructions and background information is found in the “Request for Information for the CHNEP Optical Model Spectral Validation and Water Clarity Reporting Tool Refinement Project” document available on the website at www.CHNEP.org. Direct all inquiries regarding this Request for Information to: Ms. Judy Ott, CHNEP Program Scientist, jott@swfpc.org, (239)338-2556, ext. 230, Toll-free: 1(866)835-5785, ext. 230, Charlotte Harbor National Estuary Program, 1926 Victoria Ave., Fort Myers, FL 33901-3414.

METROPOLITAN PLANNING ORGANIZATIONS

Request for Qualifications Professional Environmental
Consulting Service

EPA Brownfields Assessment Program

The Sarasota/Manatee Metropolitan Planning Organization (MPO) has received a \$1,000,000 Brownfields Coalition Assessment Grant from the U.S. Environmental Protection Agency (EPA) and is requesting Statements of Qualifications from an experienced environmental consultants/consultant teams to assist with the management and/or execution of this grant for a contract period of approximately three years. The MPO supports diversity in its employees and consultants and therefore encourages qualified minority and disadvantaged firms to apply.

All submittals shall become property of the MPO and the information therein will be subject to release pursuant to the public records laws of the State of Florida.

Project Overview

Brownfields are defined as real property, the expansion, redevelopment, or reuse of which may be complicated by the presence or potential presence of a hazardous substance, pollutant, or contaminant. The MPO has received a grant for hazardous-substance and petroleum contamination assessments. The MPO will be the Lead Coalition Partner and will manage the grant on behalf of the other US 41 Tamiami Trail Brownfields Coalition Partners including Manatee and Sarasota counties, and the cities of Palmetto, Bradenton, Sarasota, Venice, and North Port. Grant funds will be used to identify and inventory brownfields sites, conduct Phase I and Phase II Environmental Site Assessments (ESAs), plan for remediation and reuse of assessed sites, perform outreach activities to involve the communities in the decision-making process, provide programmatic support and develop a public health monitoring plan.

Scope of Work

The MPO is seeking a qualified consultant(s)/consultant team(s) with the ability to manage, provide, oversee, and/or perform the following services in accordance with the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) 104(k):

1. Assist with all grant activities to ensure compliance with EPA and Florida Department of Environmental Protection (FDEP) requirements while achieving the MPO's objectives.
2. Serve as technical liaison between the MPO, the Manatee County and Sarasota County Health Departments, the EPA and the FDEP.
3. Negotiate assessment requirements on the MPO's behalf with EPA and FDEP.
4. Communicate progress regularly to the MPO, EPA and FDEP.
5. Participate in public involvement activities as directed by the MPO.
6. Assist in the development of an inventory of potential brownfield properties within the designated target areas.
7. Prepare Property Profile Forms for sites designated for assessment activity.
8. Perform and complete Phase I and Phase II ESAs at designated sites.
9. Provide management and technical oversight as needed.
10. Prepare a Quality Management Plan (QMP) as required.
11. Prepare Quality Assurance Project Plans (QAPP) according to EPA and FDEP requirements for sites that require Phase II ESAs.
12. Prepare an Environmental Health and Safety Plan (HASP) when a Phase II ESA will be performed.
13. Assist with preparing and negotiating Brownfield Site Rehabilitation Agreements (BSRA) as needed.
14. Conduct or oversee site-specific risk assessments as needed for designated sites where Phase II ESAs have been completed.
15. Develop integrated cleanup and redevelopment plans as needed for designated sites using risk-based corrective action.
16. Prepare monthly reports documenting activities and prepare quarterly reports to be submitted to EPA and reports as required by FDEP.
17. Prepare all necessary reporting forms to be submitted to the EPA on behalf of the MPO.
18. Complete and distribute a final closeout report summarizing all grant activities.

Schedule

The project start date is October 1, 2011. Estimated time for the completion of the project is 3 years.

Project Deliverables

The selected consultant(s)/consultant team(s) will deliver the following reports/plans to the MPO in conjunction with the scope of work:

1. Monthly and Quarterly Reports.
2. Entry of information into the Federal Stimulus Online Tracking System.
3. Entry of information into EPA Assessment, Cleanup and Redevelopment Exchange System (ACRES).
4. Site Inventory.
5. Property Profile Forms for each site assessed.
6. Generic QAPP.
7. Site-specific QAPP Addendum for each property where a Phase II ESA will be performed.
8. QMP if required by EPA or DEP.
9. Environmental HASP where a Phase II ESA will be performed.
10. Risk Assessment Reports.
11. Cleanup and Redevelopment Plans.
12. Close-out Report.

Consultant Selection

The MPO will select a consultant(s)/consultant team(s) based on individual(s) or firm(s) capabilities; past like or similar project experience; key staff assigned to the project; and knowledge of the geographic areas represented by the coalition partners. All selected consultants, team member firms and subcontractors must be registered to do business in the State of Florida.

The selected consultant(s)/consultant team(s) will have extensive experience managing EPA Brownfields Assessment projects and other EPA Grants and Programs within EPA Region 4 and the State of Florida as well as familiarity with the FDEP rules, regulations and procedures.

Selected consultant(s)/consultant team(s) will demonstrate a good working knowledge and experience with meeting ASTM International Phase I and Phase II ESA requirements and with EPA and FDEP requirements and regulations.

Preferred Qualifications

1. At least five (5) years of experience working on EPA Brownfields Projects within EPA Region 4 in Florida at hazardous-substance and petroleum sites including experience with conducting Phase I/Phase II ESAs, preparation of Quality Management Plans, Quality Assurance Project Plans, Work Plans, Health and Safety Plans, facilitating community involvement, and preparing Remedial/Corrective Action Plans.
2. Personnel with at least five (5) years of experience working in or with city or local governments addressing economic redevelopment issues.
3. Five (5) years of environmental consulting experience working in the State of Florida.
4. One professionally registered geologist and/or one professionally registered engineer in the State of Florida.

Responses to this Request for Qualifications shall include the following:

1. Consultant/Consultant Team’s Qualifications and Capabilities:
Describe the qualifications and capabilities of the consultant as they relate to the management of EPA grants, brownfields projects, grant applications, grants management, FDEP’s Brownfields Redevelopment Programs, Enterprise Florida, Inc.’s Brownfields Programs and the demonstrated ability to provide technical oversight of multiple subcontractors.
2. Past Project Experience:
Include summaries of relevant brownfields projects completed in Florida. Summarize the scope of work, and provide client contact information for verification of performance.
3. Key Staff Assigned to the Project:
Identify specific personnel that will be assigned to the following key roles for the project: Project Manager and Lead Technical Staff members. Personnel identified in the proposal must be the principal staff that will work on the project and represent the majority of hours billed to the project. Consultants/Consultant Teams must provide organizational chart and resumes for the Project Manager and the Lead Technical Staff members. Resumes shall not exceed three (3) pages in length. Project staff must meet all local, state, and federal requirements to perform work. Certified or licensed professionals (e.g., Professional Geologist, Professional Engineer, etc.) must be used to perform work as required.

Point Scoring

Responses will be evaluated based on the following criteria. The maximum possible score for each section follows.

1. Company background and general statement of your firm’s capabilities (10 points).
2. Your firm’s qualifications for performing the work (25 points).
3. Qualifications of your staff and key personnel who will be performing the work (include resumes of the key personnel proposed for the project) (20 points).
4. Specialized experience with EPA Brownfields Assessment projects in Florida (include at least 5 project examples) (25 points).
5. Location of the firm (10 points).
6. Knowledge and experience working in the project area (10 points).

Total Maximum Possible Score – 100 points

Submittal Information

No questions may be directed to, or contacts made with the members of the MPO Board or Staff, or members of coalition partners concerning this project until a consultant(s)/consultant team(s) is selected. Violation of this prohibition may result in the disqualification of the consultant(s)/consultant team(s) from further consideration. The MPO is not obligated to enter into any contract on the basis of any submittal in response to this RFQ. The MPO reserves the right to request additional information from any firm(s) submitting under this RFQ if the MPO deems such information necessary to further evaluate the qualifications. The MPO reserves the right to interview any consultant(s)/consultant team(s) submitting under this RFQ or to request a formal presentation by one or more firms. Consultant(s)/consultant team(s) shall be responsible for all costs associated with the submittal.

Any questions concerning the RFQ should be directed in writing to: Mr. Michael Maholtz, Brownfields Project Director, Sarasota/Manatee Metropolitan Planning Organization at the address indicated below, or by e-mail: mike@mymmpo.org by 4:00 p.m., September 14, 2011. Responses, if any, will be posted on the MPO’s website: www.mymmpo.org.

The MPO reserves the right, in its sole discretion, to reject all submissions, reissue a subsequent RFQ, terminate, restructure or amend this procurement process at any time. This RFQ is not a bid request, nor a request for a full proposal. Evaluation criteria contained herein shall be used in evaluating qualifications. The MPO may contact any consultant(s)/consultant team(s) after receiving its submittal to seek clarification of any portion thereof.

This RFQ shall be construed in accordance with the laws of the State of Florida. Selected consultants/consultant teams agree to subject themselves to the jurisdiction and venue of the Circuit Courts in Manatee and Sarasota Counties, Florida as to all matters and disputes that may arise under this RFQ.

Responses to this RFQ must include ten (10) bound copies and must be clearly marked on the outside: Consultant for Brownfields Assessment Project.

The selection of the Consultant will be based upon a review and scoring of the Statement of Qualifications by a selection committee and approval by the MPO Board.

The Statement of Qualifications should not exceed fifty (50) pages. Font must not be less than 12 points. Please attach a cover letter including the company name, contact person and title, address, telephone and fax numbers, and email address.

The deadline for submissions is 4:00 p.m., September 16, 2011. Qualifications received after this date and time will not be considered. Qualification packages should be directed to:

Sarasota Manatee MPO Consultant for Brownfields Assessment Project, Attn.: Michael Maholtz, Brownfields Project Director, 7632 – 15th Street East, Sarasota, FL 34243.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF INVITATION TO BID

BID NO. BDC 11-11/12

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from certified or registered contractors licensed to work in the jurisdiction for the project listed below:

PROJECT NAME: Sebastian Inlet State Park-New Concession Building

SCOPE OF WORK: The Contractor shall furnish all labor, material, equipment and supervision to construct a new, two story concession building. The work will also include all associated demolition, site work and utilities.

Pursuant to Executive Order 07-126 and Section 255.252(3), F.S., the Department requires the proposed project shall be designed and constructed in accordance with green building standards where applicable.

PROJECT BUDGET: \$800,000.00

PARK LOCATION: Sebastian Inlet, 9700 South A1A, Melbourne Beach, Florida in Brevard County

PROJECT MANAGER: Hubert Baxter, Architect, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, Fax: (850)488-3665.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

INSTRUCTIONS: Any firm desiring a Project Manual for this project may obtain a copy by writing to the address or calling the telephone number below. A Compact Disk (CD) containing the plans and specifications will be available on September 2, 2011, at Sebastian Inlet State Park, 9700 South A1A, Melbourne Beach, Florida 32951, Attention: Terence Coulliette, Park Manager, (321)984-4852, Fax: (321)984-4854.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 3:30 p.m. (ET), Tuesday, October 4, 2011 to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m. (ET), Tuesday, October 11, 2011, unless extended by the Department for good cause.

NOTICE OF RIGHTS: Notice of Intent to Protest the Bid Specifications must be filed with (received by) the: Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS #35, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Rule 28-110, F.A.C., within ten days after the 72-hour period ends, as

prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

**Section XII
Miscellaneous**

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE ON BATCHED APPLICATION DECISIONS

The Agency for Health Care Administration made the following decisions on Certificate of Need applications for Other Beds and Programs batching cycle with an application due date of May 18, 2011:

- County: Citrus Service District: 3C
CON # 10120 Decision Date: 8/19/2011 Decision: A
Facility/Project: Hernando-Pasco Hospice, Inc.
Applicant: Hernando-Pasco Hospice, Inc.
Project Description: Establish an eight-bed inpatient hospice facility
Approved Cost: \$3,684,456.00
- County: Pasco Service District: 5A
CON # 10121 Decision Date: 8/19/2011 Decision: D
Facility/Project: Hernando-Pasco Hospice, Inc.
Applicant: Hernando-Pasco Hospice, Inc.
Project Description: Establish a seven-bed inpatient hospice facility
Approved Cost: \$0
- County: Polk Service District: 6B
CON # 10122 Decision Date: 8/19/2011 Decision: D
Facility/Project: Cornerstone Hospice & Palliative Care, Inc.
Applicant: Cornerstone Hospice & Palliative Care, Inc.
Project Description: Establish a 12-bed inpatient hospice facility
Approved Cost: \$0
- County: Polk Service District: 6B
CON # 10123 Decision Date: 8/19/2011 Decision: A
Facility/Project: Good Shepherd Hospice, Inc.
Applicant: Good Shepherd Hospice, Inc.
Project Description: Establish a 12-bed inpatient hospice facility
Approved Cost: \$9,029,311.00
- County: Palm Beach Service District: 9-4
CON # 10124 Decision Date: 8/19/2011 Decision: A
Facility/Project: M.T. Health Center, LLC
Applicant: M.T. Health Center, LLC

Project Description: Add 30 community nursing home beds by delicensure of 30 community nursing home beds at Jupiter Medical Center Pavilion

Approved Cost: \$5,310,200.00

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

PILOTAGE RATE REVIEW COMMITTEE

IN RE: APPLICATION FOR PILOTAGE RATE INCREASE IN THE PORT OF PENSACOLA

The Committee, therefore, determines that as of August 19, 2011, the rates of pilotage at the Port of Pensacola shall be INCREASED to the following:

1. Per unit rate ¹ [1] of \$2.00 per unit, 200 unit minimum;
 2. Draft charge, 16 ft. minimum, \$25.00 per draft ft.;
 3. Docking/Undocking rates: less than 400 feet – \$125, 400 feet or greater – \$175;
 4. Long Shifts/Port Docks/Navy Base Anchorage: Full Pilotage Fee;
 5. Anchoring/Leaving Anchorage: \$100
- ¹ [1] The pilotage rates in Pensacola consists of a draft charge and a unit price fee structure which, in lieu of a gross tonnage charge, uses a box formula to determine a “ship unit”. A ship unit equals the length of the vessel multiplied by the width, divided by 100. (length x width ÷ 100 = ship unit).
6. Detention: \$50.00 per half hour, after the first half hour \$100.00;
 7. Cancelled sailing after dispatch: \$100;
 8. Vessel late on ETA at sea buoy: \$50.00 per half hour, after the first half hour \$100.00;
 9. Pilot carried to sea – \$300 plus expenses;
 10. Shift at docks, Unit charge only.

Done and Ordered this 19th day of August, 2011.

Jorge Viso, CHAIR PILOTAGE RATE REVIEW COMMITTEE

NOTICE OF HEARING RIGHTS

You may seek review of this Order, pursuant to Sections 120.569 and 120.57, Florida Statutes, by filing a petition with the Executive Director of the Board at Department of Business and Professional Regulation, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399, within 21 days of receipt of this Order. If you dispute any material fact upon which the Board’s decision is based, you may request a hearing before an administrative law judge pursuant to Section

120.57(1), Florida Statutes; your petition must contain the information required by Rule 28-106.201, Florida Administrative Code, including a statement of the material facts which are in dispute. If you do not dispute any material fact, you may request a hearing before the Board pursuant to Section 120.57(2), Florida Statutes; your petition must include the information required by Rule 28-106.301, Florida Administrative Code.

Pursuant to Section 120.573, Florida Statutes, you are hereby notified that mediation pursuant to that section is not available.

Unless a proper WRITTEN request for a hearing is received on or before the above-stated deadline or if a request for hearing is made, but the request is subsequently withdrawn, the Pilotage Rate Review Board will act in accordance with the provisions of Rule 61E13-2.011, Florida Administrative Code, and this Order shall become final on September 9, 2011.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of Intergovernmental Programs

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at: <http://appprod.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

Cancellation of Notice of Availability of CPI Funds

The COASTAL PARTNERSHIP INITIATIVE Request for Applications FY 2012-2013, published in the F.A.W. on August 26, 2011, has been cancelled.

DEPARTMENT OF HEALTH

Notice of Emergency Action

On August 18, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Robert B. Sperrazza, M.D., License #ME 94438. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 18, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Marylee Delate, R.N., License #RN 1728992. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 18, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Yuleixis C. Gonzalez Hernandez, CNA, License #CNA 195342. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 18, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Lisa M. Ingram, C.N.A., License #CNA 152593. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 18, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Amanda Meshell Register, L.P.N., License #PN 5152882. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 18, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Kathleen Ann Savich, L.P.N., License #PN 1338191. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P. O. Box 8050		General Counsel's Office
Tallahassee, Florida		The Fletcher Building
32314-8050		Suite 118
Phone (850)410-9800		101 East Gaines Street,
Fax: (850)410-9548		Tallahassee, Florida
		32399-0379
		Phone: (850)410-9889

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., August 19, 2011):

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: First State Bank of The Florida Keys Holding Company (First State Bank Of The Florida Keys), Key West, Florida
Proposed Purchaser: Terry Mark Jones, April J. Jones, Luis Enrique Cobo and Ana A. Cobo, Key West, Florida
Received: August 22, 2011

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN August 15, 2011
 and August 19, 2011

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF STATE
Division of Elections

1S-2.0001	8/18/11	9/7/11	37/28	
1S-2.0091	8/18/11	9/7/11	37/28	
1S-2.050	8/18/11	9/7/11	37/28	

DEPARTMENT OF CORRECTIONS

33-601.713	8/19/11	9/8/11	37/21	
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LAND AND WATER ADJUDICATORY COMMISSION
Kendall Creek Community Development District

42FFF-1.002	8/17/11	9/6/11/	37/23	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF FINANCIAL SERVICES
Division of Workers' Compensation

69L-34.001	8/17/11	9/6/11	37/21	
69L-34.002	8/17/11	9/6/11	37/21	
69L-34.003	8/17/11	9/6/11	37/21	
69L-34.004	8/17/11	9/6/11	37/21	
69L-34.005	8/17/11	9/6/11	37/21	
69L-34.006	8/17/11	9/6/11	37/21	

**LIST OF RULES AWAITING LEGISLATIVE
 APPROVAL PURSUANT TO (CHAPTER 2010-279,
 LAWS OF FLORIDA)**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

5F-11.002	7/7/11	*****	37/14	
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**Section XIV
List of Rules Affected**

				Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.				5J-4.005	36/47		
w – Signifies Withdrawal of Proposed Rule(s)				5J-4.014	36/47		
c – Rule Challenge Filed				5J-6.003	36/50		
v – Rule Declared Valid				5J-6.005	36/50		
x – Rule Declared Invalid				5J-6.013	36/50		
d – Rule Challenge Dismissed				5J-7.004	36/47		
dw – Dismissed Upon Withdrawal				5J-7.005	36/47		
				5J-7.006	36/47		
				5J-7.007	36/47		
				5J-7.008	36/47		
				5J-8.003	36/47		
				5J-9.002	36/47		
				5J-9.006	36/47		
				5J-10.002	36/47		
				5J-10.006	36/47		
Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	5J-12.002	36/47		
				5J-13.002	36/47		
				5J-13.003	36/47		
				5J-14.003	36/47		
				5J-15.001	36/47		
				5J-15.002	36/47		
				5J-17.016	36/47		
				5J-17.029	36/47		
				5J-17.030	36/47		
				5J-17.0321	36/47		
				5J-17.0322	36/47		
				5J-17.034	36/47		
				5J-17.035	36/47		
				5J-17.036	36/47		
				5J-17.038	36/47		
				5J-17.0381	36/47		
				5J-17.039	36/47		
				5J-17.041	36/47		
				5J-17.044	36/47		
				5J-17.047	36/47		
				5J-17.080	36/47		
				5J-17.082	36/47		
				5J-17.085	36/47		
				5J-17.102	36/47		
				5J-17.200	36/47		
				5J-17.203	36/47		
				5J-17.204	36/47		
				5J-17.206	36/47		
				5J-17.208	36/47		
				5J-17.210	36/47		
				5L-1.007	37/16	37/27	37/34
				5L-1.008	37/16	37/27	37/34
				5M-3.001	37/15		37/32
				5M-3.002	37/15	37/25	37/32
				5M-3.003	37/15		37/32
				5M-3.004	37/15		37/32
				5M-3.005	37/15		37/32
				5M-3.006	37/15		37/32
				5M-3.007	37/15		37/32
				5M-3.008	37/15		37/32
				5M-3.009	37/15		37/32
1SER11-1			37/22				
1SER11-2			37/33				
1S-2.0001	37/28		37/35				
1S-2.002	37/27						
1S-2.0091	37/28		37/35				
1S-2.017	37/23		37/30				
1S-2.041	35/44	37/22	37/29				
		37/23					
1S-2.042	37/28	37/33					
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2A-7.0022	37/31						
2A-8.005	37/19		37/28				
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5BER11-2			37/21				
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5B-66.002	37/28						
5B-66.003	37/28						
5B-66.004	37/28						
5B-66.005	37/28						
5B-66.006	37/28						
5F-11.002	37/14						
5H-1.006	37/10	37/25	37/32				
5H-1.007	37/10	37/25	37/32				
5H-1.008	37/10	37/25	37/32				
5H-1.009	37/10	37/25	37/32				
5H-2.003	37/29						
5H-2.004	37/29						
5H-5.001	37/31						
5H-5.004	37/31						
5J-4.004	36/47						

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6A-1.09441	37/15	37/26	37/33	9J-8.017	37/32		
6A-2.0040	37/15			9J-8.018	37/32		
6A-4.0163	37/33			9J-8.019	37/32		
6A-4.0233	37/33			9J-8.020	37/32		
6A-6.0251	37/33			9J-8.021	37/32		
6A-6.0571	37/15	37/28		9J-9.003	37/32		
6A-6.0573	37/33	37/34		9J-9.004	37/32		
6A-6.0785	37/33			9J-9.005	37/32		
6A-6.0902	37/20	37/35		9J-9.006	37/32		
6A-6.09021	37/20			9J-11.001	37/32		
6A-6.09022	37/20	37/35		9J-11.004	37/32		
6A-6.0903	37/20	37/35		9J-11.006	37/32		
6A-6.09031	37/20			9J-11.007	37/32		
6A-6.0907	35/5	35/12		9J-11.008	37/32		
		35/16		9J-11.009	37/32		
	35/18c			9J-11.010	37/32		
6A-7.0710	37/20		37/34w	9J-11.011	37/32		
6A-10.0342	37/33			9J-11.012	37/32		
6A-10.045	37/21		37/29	9J-11.0131	37/32		
6A-14.031	37/33			9J-11.015	37/32		
6B-11.009	36/44			9J-11.018	37/32		
6C11-5.004	Newspaper		37/31	9J-11.022	37/32		
6C11-8.017	Newspaper		37/31	9J-14.029	37/32		
				9J-14.030	37/32		
COMMUNITY AFFAIRS				9J-14.031	37/32		
9-11.001	37/32			9J-14.032	37/32		
9-11.002	37/32			9J-14.033	37/32		
9-11.003	37/32			9J-14.035	37/32		
9-11.005	37/32			9J-14.036	37/32		
9-11.006	37/32			9J-14.037	37/32		
9-11.007	37/32			9J-14.038	37/32		
9-11.008	37/32			9J-14.039	37/32		
9-11.009	37/32			9J-14.040	37/32		
9-11.010	37/32			9J-17.005	37/32		
9-11.011	37/32			9J-17.006	37/32		
9-11.012	37/32			9J-17.007	37/32		
9-11.013	37/32			9J-17.008	37/32		
9-11.015	37/32			9J-19.002	37/32		
9-13.003	37/32			9J-19.003	37/32		
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9B-29.001	37/32			9J-19.005	37/32		
9B-29.002	37/32			9J-19.006	37/32		
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9B-56.003	37/32			9J-19.009	37/32		
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9B-76.001	37/32			9J-19.011	37/32		
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9J-8.0041	37/32			9J-22.031	37/32		
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				9J-32.003	37/32		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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25-4.041	37/33			25-24.910	37/33		
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25-4.071	37/33			25-24.925	37/33		
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25-4.073	37/33			CORRECTIONS			
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25-4.081	37/33			33-601.220	37/35		
25-4.084	37/33			33-601.223	37/35		
25-4.085	37/33			33-601.225	37/35		
25-4.088	37/33			33-601.226	37/35		
25-4.089	37/33			33-601.314	37/25		
25-4.090	37/33			33-601.713	37/21		37/35
25-4.091	37/33			33-601.716	37/35		
25-4.092	37/33			33-601.718	37/35		
25-4.093	37/33			33-601.721	37/25	37/35	
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25-4.210	37/33			34-8.008	37/27		37/28w
25-24.455	37/33				37/32		
25-24.465	37/33			34-8.009	37/27		37/28w
25-24.470	37/33				37/32		
25-24.474	37/33			34-8.202	37/27		37/28w
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25-24.480	37/33			34-8.208	37/27		37/28w
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25-24.516	37/33			WATER MANAGEMENT DISTRICTS			
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40C-2.900	37/33			58C-1.003	37/32		
40C-400.1013	36/39	36/50		58C-1.005	37/32		
40D-1.021	35/50			58D-1.001	37/32		
40D-2.091	22/48			58H-1.001	37/32		
40D-2.301	22/48			58H-1.004	37/32		
40D-4.091	22/48			58L-1.005	37/32		
40D-9.290	37/21			58M-2.005	37/32		
40D-9.320	37/21			58T-1.201	37/32		
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42S-1.003	37/26			59A-1.004	36/21	36/47	
42WW-1.001	37/26			59A-7.034	37/25	37/34	
42WW-1.002	37/26			59A-8.0086	37/25		
42WW-1.003	37/26			59A-8.0185	37/25		
				59A-26.001	35/29		
				59A-26.002	35/29		
				59A-26.003	35/29		
				59A-26.004	35/29		
				59A-26.005	35/29		
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				59A-26.0075	35/29		
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				59A-26.009	35/29		
				59A-26.010	35/29		
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				59G-5.010	36/18	36/26	
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53ER11-34			37/28				
53ER11-35			37/28				
53ER11-36			37/28				
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58A-1.006	37/32						
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60AA-1.005	37/33			61-35.02721	35/45	36/27	
60AA-102.101	37/33					36/44	
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60BB-3.013	37/26					36/44	
60BB-3.015	37/26			61-35.02723	35/45	36/27	
60BB-3.0254	37/26					36/44	
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60BB-10.003	37/25			61D-5.004	36/52		
60BB-10.004	37/25			61D-5.005	36/52		
60BB-10.005	37/25			61D-5.006	36/52		
60BB-10.006	37/25			61D-6.008	36/36		
60BB-10.007	37/25			61D-14.003	36/42		
60BB-10.008	37/25			61D-14.006	36/42		37/32
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60FF1-5.003	37/25		37/33	61D-14.019	36/42		
60FF1-5.006	37/19		37/28	61D-14.022	36/42	37/26	37/32
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60X-2.0015	37/33			61D-14.032	36/42	37/26	37/32
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64B5-14.009	37/28			64F-12.012	35/42		37/30w
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64B8-9.0134	37/7		37/34w	64J-3.001	36/39		
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	36/13c						

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