

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Cultural Affairs

RULE NO.: IT-1.039 RULE TITLE: Cultural Facilities Program

PURPOSE AND EFFECT: The purpose of this amendment is to establish in rule the most recent program calendar, including the application deadline; criteria related to eligibility, application submission, application review and scoring, and reporting requirements; and criteria related to compliance with and the recordation of restrictive covenants.

SUBJECT AREA TO BE ADDRESSED: Cultural Facilities Program eligibility, application procedures, matching funds, evaluation criteria, reporting requirements, and grant administration.

RULEMAKING AUTHORITY: 265.701(5) FS.
LAW IMPLEMENTED: 215.97, 265.701, 286.011, 286.012, 286.25 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: Monday, March 12, 2012, 9:30 a.m.
PLACE: Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399-0250

Pursuant to the provisions of 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: Donald R. Blancett, (850)245-6483. If you are 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: Donald R. Blancett, Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399-0250

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.101 RULE TITLE: Incentive Gain Time

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to strike redundant language.

SUBJECT AREA TO BE ADDRESSED: Educational achievement incentive gain time.

RULEMAKING AUTHORITY: 944.09, 944.275, 944.281 FS.
LAW IMPLEMENTED: 944.09, 944.275, 944.281 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: Laura Gallagher, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.101 Incentive Gain Time.

(1) through (6) No change.

(7) Educational achievement incentive gain time. Upon notification by the education supervisor or regional education program administrator of a recommendation by the Bureau of Institutional Programs, the department shall apply a one time award of 60 additional days of incentive gain time to an inmate who is otherwise eligible and who has successfully completed requirements for and is awarded a general education development certificate or vocational certificate. In order to be eligible for the gain time award, the general education development certificate or vocational certificate must be issued by the Florida Department of Education or the program issuing the certificate must be approved by the Bureau of Institutional Programs in advance of the inmate's enrollment. Inmates assigned to community facilities who earn a general education development certificate or vocational certificate in an on site educational program operated by an outside vendor or provider (state community college, vocational technical center or private institution) who is approved in advance by the Bureau of Institutional Programs ~~an outsider who is approved by~~ shall be recommended by the regional educational program administrator for incentive gain time for educational achievement. Under no circumstances may an inmate receive more than 60 days gain time for educational attainment pursuant to this section.

(8) No change.

Rulemaking Authority 944.09, 944.275, 944.281 FS. Law Implemented 944.09, 944.275, 944.281, 944.801(3)(i)5. FS. History—New 2-26-80, Amended 1-12-83, 1-31-85, 10-7-85, Formerly 33-11.065, Amended 4-28-87, 7-12-89, 7-17-90, 10-16-90, 10-14-91, 2-17-93, 4-17-94, 7-17-94, 4-21-96, 6-1-97, 10-7-97, 3-11-98, 5-12-98, 7-9-98, 9-17-98, Formerly 33-11.0065, Amended 7-15-09, 4-19-10, _____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.101
 RULE TITLE: Care of Inmates
 PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to amend inmate uniforms.
 SUBJECT AREA TO BE ADDRESSED: Inmate footwear.
 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: Laura Gallagher, 501 S. Calhoun Street, Tallahassee, Florida 32399
 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. The male Class A uniform shall require the following:

a. through g. No change.

h. Footwear (including authorized athletic shoes, state issued canvas or closed-cell resin shoes, work boots, or approved medically necessary footwear). Authorized athletic shoes may not, however, be worn for visitation.

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

a. through d. No change.

e. Footwear (including authorized athletic shoes, state issued canvas or closed-cell resin shoes, work boots, or approved medically necessary footwear). Authorized athletic shoes may not, however, be worn for visitation.

3. The Class B uniform shall be the same as the Class A uniform with the following modifications:

a. State issued outer shirt is not required,

b. Footwear (includes authorized athletic shoes, state issued canvas or closed-cell resin shoes, work boots, or approved medically necessary footwear).

4. The Class C uniform shall require the following:

a. through d. No change.

e. Foot wear (including authorized athletic shoes, state issued canvas or closed-cell resin shoes, work boots, or approved medically necessary footwear).

5. through (12) No change.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: 61G1-12.004
 RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the disciplinary guidelines to reflect changes in number of CPE hours required.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

RULEMAKING AUTHORITY: 455.2273 FS.

LAW IMPLEMENTED: 455.227(1), 455.2273 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: Anthony Spivey, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: 61G1-16.005
 RULE TITLE: Procedures for Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the procedures for signing and sealing electronically transmitted plans, specifications, reports or other documents.

SUBJECT AREA TO BE ADDRESSED: Procedures for Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents.

RULEMAKING AUTHORITY: 481.2055, 481.221(2), (3) FS.

LAW IMPLEMENTED: 481.221(2), (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: Anthony Spivey, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.:	RULE TITLE:
61G1-17.002	Professional Fees and Penalties for Interior Designers

PURPOSE AND EFFECT: The Board proposes the rule amendment to update language regarding examination and application fees.

SUBJECT AREA TO BE ADDRESSED: Professional Fees for Interior Designers.

RULEMAKING AUTHORITY: 455.213(2), 455.217(2), 455.219(3), 455.2281, 481.207, 481.2130, 481.229(5)(b) FS.

LAW IMPLEMENTED: 455.219(3), 455.2281, 455.271(6), 481.207, 481.219 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: Anthony Spivey, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NOS.:	RULE TITLES:
61G1-21.002	Organization and Administration
61G1-21.008	Definition of a Complete Application

PURPOSE AND EFFECT: The Board proposes the rule amendment to Rule 61G1-21.002, F.A.C., to clarify language concerning the requirement to monitor continuing professional education records. The rule amendment to Rule 61G1-21.008, F.A.C., is to remove inapplicable text.

SUBJECT AREA TO BE ADDRESSED: Organization and Administration; Definition of a Complete Application.

RULEMAKING AUTHORITY: 481.215(5), 481.2055 FS.

LAW IMPLEMENTED: 455.271(5), (6), 481.215(5), 481.217 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: Anthony Spivey, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.:	RULE TITLE:
61G1-24.003	Definition of a Complete Application

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove inapplicable text.

SUBJECT AREA TO BE ADDRESSED: Definition of a Complete Application.

RULEMAKING AUTHORITY: 481.2055 FS.

LAW IMPLEMENTED: 455.271(6), 481.217 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: Anthony Spivey, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF HEALTH

Board of Massage

RULE NO.: 64B7-28.001
 RULE TITLE: Biennial Renewal of Massage Therapist's License

PURPOSE AND EFFECT: The Board proposes this rule amendment to delete duplicative rule provisions and to reference the Department of Health biennial renewal schedule.

SUBJECT AREA TO BE ADDRESSED: Biennial Renewal of Massage Therapist's License.

RULEMAKING AUTHORITY: 456.013(7), 456.034, 480.035(7), 480.0415, 480.044 FS.

LAW IMPLEMENTED: 456.013(7), 456.034, 480.0415, 480.044(1)(f), (m) 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: Anthony Jusevitch, Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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 EDUCATION

State Board of Education

RULE NO.: 6A-1.09941
 RULE TITLE: State Uniform Transfer of High School Credits

PURPOSE AND EFFECT: The purpose of this rule amendment is be consistent with changes made to Section 1008.22(9)(b), Florida Statutes, by the 2010 Legislature. The amendment specifically requires that when a student transfers into a high school, the school principal shall determine whether the student must take an end-of-course (EOC) assessment in a course for which the student has credit that was earned from the previous school.

SUMMARY: This rule establishes uniform procedures relating to the acceptance of transfer work and credit for students entering Florida's public schools.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for SERC was triggered under Section 120.541(1), Florida Statutes, and 2) based on past experiences with rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1003.25(3), 1008.22(13) FS.
 LAW IMPLEMENTED: 1003.25(3), 1008.22(9) FS.

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

DATE AND TIME: March 27, 2012, 9:00 a.m.

PLACE: TERRA Environmental Research Institute, 11005 S.W. 84th Street, Miami, FL 33173

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mary Jane Tappen, Deputy Chancellor for Curriculum, Instruction and Student Services, Division of Public Schools, 325 West Gaines Street, Tallahassee, Florida, (850)245-0509

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.09941 State Uniform Transfer of High School Credits.

The purpose of this rule is to establish uniform procedures relating to the acceptance of transfer work and credit for students entering Florida's public schools. Effective July 1, 2012, The procedures shall be as follows:

(1) Credits and grades earned and offered for acceptance shall be based on official transcripts and shall be accepted at face value subject to validation if required by the receiving school's accreditation. If validation of the official transcript is deemed necessary, or if the student does not possess an official transcript or is a home education student, credits shall be validated through performance during the first grading period as outlined in subsection ~~(3)~~(2) of this rule.

(2) If a student transfers into a Florida high school from out of country, out of state, a private school, or a home school, and that student's transcript shows credit received in Algebra 1, or an equivalent course; Geometry, or an equivalent course; or Biology 1, or an equivalent course, the decision as to

whether the student must take Florida's statewide, standardized end-of-course (EOC) assessment in Algebra 1, Geometry, or Biology 1, respectively, shall be made by the school principal as follows:

(a) A transfer student will not take Florida's.

1. Algebra 1 EOC Assessment if the student passed a statewide, standardized EOC assessment in that course, if administered by the transferring school, or achieved a passing score on the high school statewide assessment in mathematics required by the state from which the student transferred for purposes of satisfying the requirements of the Elementary and Secondary Education Act, 20 U.S.C. ss. 6301, et seq., or if the student achieves an equivalent score on another assessment as identified pursuant to Section 1008.22(11), Florida Statutes.

2. Geometry EOC Assessment if the student passed a statewide, standardized EOC assessment in that course, if administered by the transferring school, or if the student achieves an equivalent score on another assessment as identified pursuant to Section 1008.22(11), Florida Statutes.

3. Biology 1 EOC Assessment if the student passed a statewide, standardized EOC assessment in that course, if administered by the transferring school, or if the student achieves an equivalent score on another assessment as identified pursuant to Section 1008.22(11), Florida Statutes.

(b) A transfer student will take Florida's EOC assessments in Algebra 1, Geometry, and Biology 1 under all other circumstances and must pass the EOC in order to earn credit in the course.

(3)(2) Validation of credits shall be based on performance in classes at the receiving school. A student transferring into a school shall be placed at the appropriate sequential course level and should have a minimum grade point average of 2.0 at the end of the first grading period. Students who do not meet this requirement shall have credits validated using the Alternative Validation Procedure, as outlined in subsection (4)(3) of this rule.

(4)(3) Alternative Validation Procedure. If validation based on performance as described above is not satisfactory, then any one of the following alternatives shall be used for validation purposes as determined by the teacher, principal, and parent:

(a) Portfolio evaluation by the superintendent or designee;

(b) Written recommendation by a Florida certified teacher selected by the parent and approved by the principal;

(c) Demonstrated performance in courses taken through dual enrollment or at other public or private accredited schools;

(d) Demonstrated proficiencies on nationally-normed standardized subject area assessments;

(e) Demonstrated proficiencies on the FCAT and on EOC assessment(s) for course(s) that require a passing score on an EOC assessment in order to award course credit; or

(f) Written review of the criteria utilized for a given subject provided by the former school.

Students must be provided at least ninety (90) days from date of transfer to prepare for assessments outlined in paragraphs (4)(3)(d) and (e) of this rule if required.

Rulemaking Specific Authority 1003.25(3), 1008.22(13) FS. Law Implemented 1003.25(3), 1008.22(9)(b) FS. History--New 8-28-00, Formerly 6-1.099, Amended 9-22-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Pam Stewart, Chancellor, Division of Public Schools

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 14, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 4, 2011

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:

RULE TITLE:

6A-1.09961

Graduation Requirements for Certain Students with Disabilities

PURPOSE AND EFFECT: The purpose of this amendment is to amend the rule that addresses special diploma requirements for certain students with disabilities to include minimum course credit requirements for both special diploma options one and two. Districts will be required to offer both diploma options. The effect will be a rule that establishes minimum state requirements thereby ensuring greater consistency across the state. Additionally, the proposed rule language revises terminology related to specific disabilities in accordance with amendments made to Section 1003.01, Florida Statutes, Definitions. Lastly, obsolete language with regard to minimum student performance standards has been removed from the rule.

SUMMARY: The requirements for graduation with a special diploma are proposed for revision beginning with the 2012-2013 school year. Language within the rule has been updated to correspond to the names of current disability categories. The proposed rule removes obsolete language regarding student performance standards that were based on specific disability categories. The proposed rule identifies specific course and credit requirements for any student with a disability who is eligible for a special diploma based on the statutory and rule requirements. The rule retains two pathways for graduation with a special diploma referenced as "option one" and "option two." Option one mirrors the course credit requirements for a standard diploma, with specific required courses and a minimum grade point average (GPA) requirement of 2.0. The second diploma option also includes course requirements and a minimum GPA of 2.0, but primarily focuses on preparation for employment and outlines a training plan in which the student will participate in on-the-job training and earn at or above minimum wage. Districts are required to

offer both options. The decision for a student to work toward a special diploma is made by the student's individual educational plan (IEP) team, and must be documented in the IEP. General education, career and technical, and exceptional student education courses may be used to meet the course requirements for options one and two.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for SERC was triggered under Section 120.541(1), Florida Statutes, and; 2) based on past experiences with graduation requirements and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1001.02(1), 1003.438 FS.

LAW IMPLEMENTED: 1001.02(1), 1003.438 FS.

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

DATE AND TIME: March 27, 2012, 9:00 a.m.

PLACE: TERRA Environmental Research Institute, 11005 S.W. 84 Street, Miami, FL 33173

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pam Stewart, Chancellor, Division of Public Schools, 325 W. Gaines Street, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of Rule 6A-1.09961 follows. See Florida Administrative Code for present text.)

6A-1.09961 Graduation Requirements for Certain Students with Disabilities.

(1) General requirements. Pursuant to Section 1003.438, Florida Statutes, each district school board shall prescribe special graduation requirements for certain students with disabilities. As defined in Section 1003.428, Florida Statutes, these students include a student who has been identified as a student with an intellectual disability; an autism spectrum disorder; a language impairment; an orthopedic impairment; an

other health impairment; a traumatic brain injury; an emotional or behavioral disability; a specific learning disability, including, but not limited to dyslexia, dyscalculia, or developmental aphasia; or a student who is deaf or hard-of-hearing, or dual sensory impaired. Such special graduation requirements shall include the minimum graduation requirements prescribed by the Commissioner. Any such student completing the special graduation requirements shall be awarded a special diploma in the form prescribed by Rule 6A-1.0995, F.A.C. The district school board shall make provisions for each student to access general, career and technical, and exceptional student education (ESE) courses as appropriate for meeting the graduation requirements of this rule. Students pursuing a special diploma who were enrolled in ninth grade prior to the 2012-2013 school year must meet the requirements identified in subsection (4) of this rule. The special diploma requirements identified in subsections (5) and (6) of this rule will apply to students entering the ninth grade beginning in the 2012-2013 school year.

(2) Special diploma options. District school boards shall award special diplomas to certain students with disabilities as defined in subsection (1) of this rule based on the following two options:

(a) Option one shall include course requirements related to academic and career and technical education in accordance with subsection (5) of this rule;

(b) Option two shall include procedures for determining mastery of employment and community competencies in accordance with subsection (6) of this rule.

(3) Diploma procedures. Each district school board shall offer both options prescribed in subsection (2) of this rule and develop procedures for ensuring that certain students with disabilities as defined in subsection (1) of this rule may select and move between the special diploma options and between courses of study leading to a standard diploma or special diploma, as appropriate.

(a) The individual educational plan (IEP) team shall document whether the student is pursuing a course of study leading toward a standard diploma or a special diploma in the IEP developed during the student's eighth grade year, or an IEP developed during the school year of the student's fourteenth birthday, whichever comes first, in accordance with subparagraph 6A-6.03028(3)(h)8., F.A.C. This decision shall be reviewed annually.

(b) Nothing contained in this rule shall be construed to limit or restrict a student with a disability solely to a special diploma. Parent(s) or guardian(s) shall be notified through the IEP process of the diploma options available.

(c) Special diploma requirements for options one and two shall be included in the district student progression plan adopted pursuant to Section 1008.25, Florida Statutes.

(4) Special diploma requirements for students entering ninth grade prior to the 2012-2013 school year.

(a) For students entering ninth grade prior to the 2012-2013 school year, a special diploma, option one may be awarded to a student who has met the following minimum requirements:

1. Demonstration of proficiency of the applicable student performance standards prescribed in Rule 6A-1.09401(1), F.A.C., as determined through the IEP process; and

2. Completion of the minimum number of course credits for a special diploma, option one as prescribed by the district school board.

(b) For students entering ninth grade prior to the 2012-2013 school year, a special diploma, option two may be awarded to a student who has met the following minimum requirements:

1. Demonstration of mastery of specific employment and community competencies as prescribed by the district school board; and

2. Completion of the minimum number of course credits for a special diploma, option two as prescribed by the district school board.

(5) Minimum graduation requirements for special diploma, option one. For certain students with disabilities as defined in subsection (1) of this rule, a special diploma, option one may be awarded to a student who has met the following minimum requirements:

(a) The student has earned a cumulative 2.0 grade point average (GPA);

(b) The student has earned a minimum of 24 credits in the following courses:

1. Thirteen (13) credits in core academic areas to include:

a. Four (4) credits in language arts;

b. Four (4) credits in mathematics;

c. Three (3) credits in science; and

d. Two (2) credits in social studies.

2. One-half (.5) credit in health; and one-half (.5) credit in physical education, or one (1) credit in physical education to include the integration of health;

3. Four (4) credits in career and technical education for students with disabilities or general career and technical education; and

4. Six (6) credits in electives.

(6) Minimum graduation requirements for special diploma, option two. For certain students with disabilities as defined in subsection (1) of this rule, a special diploma, option two may be awarded to a student who demonstrates mastery of specified employment and community competencies and is at least sixteen (16) years of age. Each district school board's requirements for demonstration of mastery of specified employment and community competencies shall ensure all of the following:

(a) The student has earned a 2.0 cumulative GPA;

(b) The student has earned a minimum of eight (8) credits in the following courses:

1. Four (4) credits in core academic areas, to include:

a. Two (2) credits in language arts; and

b. Two (2) credits in mathematics.

2. Four (4) credits in career and technical education for students with disabilities, general career and technical education, or ESE special skills courses that include an emphasis on community competencies.

(c) The student has mastered all the annual goals, and short-term objectives or benchmarks, if applicable, that were specified on the IEP related to employment and community competencies;

(d) The student has mastered the academic, employment, community, and technology competencies specified in the student's training plan. The training plan shall be developed and signed by the student, parent(s) or guardian(s), teacher, and employer prior to placement in employment and shall identify the following:

1. The expected employment and community competencies;

2. The criteria for determining and certifying mastery of the competencies;

3. The work schedule and the minimum number of hours to be worked per week; and

4. A description of the supervision to be provided by school district staff.

(e) The student is employed in a community-based job for the number of hours a week specified in the student's training plan, for the equivalent of one (1) semester or eighteen (18) weeks of successful employment and is earning at or above minimum wage in compliance with the requirements of the Fair Labor Standards Act.

Rulemaking Specific Authority 1001.02(1) ~~1001.03(1)~~, 1003.438 FS. Law Implemented ~~1003.02(1)(a)~~, 1003.438 FS. History--New 10-31-88, Amended 6-14-94, Formerly 6A-1.0996, Amended 10-11-99, Repromulgated 1-25-00, Formerly 6-1.0996, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pam Stewart, Chancellor, Division of Public Schools

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 14, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 12, 2011

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.0998
RULE TITLE: Standards for Indicating Progress
Toward the State Education Goals

PURPOSE AND EFFECT: The purpose is to repeal the rule as it was adopted in 1993 and refers to state education goals, Blueprint 2000, and the Florida Commission on Education Reform and Accountability. Blueprint 2000 and the Florida Commission on Education Reform and Accountability are obsolete.

SUMMARY: This rule is to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department’s experience in repealing rules that are obsolete and that the adverse impact of regulatory cost, if any, does not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.54(2)(a), Florida Statutes.

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: 229.592(5) FS.

LAW IMPLEMENTED: 229.591(3), 229.592, 229.594 FS.

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

DATE AND TIME: March 27, 2012, 9:00 a.m.

PLACE: TERRA Environmental Research Institute, 11005 S.W. 84th Street, Miami, FL 33173

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pam Stewart, Chancellor, Division of Public Schools, 325 W. Gaines Street, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.0998 Standards for Indicating Progress Toward the State Education Goals.

Rulemaking Specific Authority 229.592(5) FS. Law Implemented 229.591(3), 229.592, 229.594 FS. History–New 9-27-93, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pam Stewart, Chancellor, Division of Public Schools

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 14, 2012

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-5.030
RULE TITLE: Instructional Personnel and School Administrator Evaluation Systems

PURPOSE AND EFFECT: The purpose of this rule amendment is to implement changes to Section 1012.34, Florida Statutes, as prescribed in the Student Success Act (SB 736) of 2011 and to establish procedures for Department of Education review, approval and monitoring of school district systems for personnel evaluation under Section 1012.34, Florida Statutes.

SUMMARY: Section 1012.34, Florida Statutes, establishes requirements for instructional personnel and school administrator performance evaluations. This rule amendment will align the evaluations and associated professional development to support continuous improvement of effective instruction and student achievement.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for a SERC was triggered under Section 120.541(1), Florida Statutes, and 2) based upon past experiences surrounding evaluation systems, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1001.02, 1012.34 FS.

LAW IMPLEMENTED: 1001.42(18), 1006.281, 1012.12(1)(c), 1012.34, 1012.98 FS.

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

DATE AND TIME: March 27, 2012, 9:00 a.m.

PLACE: TERRA Environmental Research Institute, 11005 S.W. 84th Street, Miami, FL 33173

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kathy Hebda, Deputy Chancellor for Educator Quality, Florida Department of Education, 325 West Gaines Street, Suite 1502, Tallahassee, FL 32399-0400

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of Rule 6A-5.030 follows. See Florida Administrative Code for present text):

6A-5.030 Instructional Personnel and School Administrator Evaluation Assessment Systems.

Evaluation systems are to be designed and implemented to support continuous improvement of student learning growth by improving the quality of instructional, administrative, and supervisory services in the public schools of the state. This rule provides implementing procedures and criteria for the submission, review and approval of district evaluation systems, as well as monitoring of implementation and reporting on the impact of implementation of evaluation systems and associated professional development on student learning growth and instructional, administrative and supervisory services. This rule applies to all evaluation systems for instructional personnel and school administrators in the public school system.

(1) Submission Process.

(a) Evaluation systems shall be submitted to the Department's Division of Educator Quality for review and approval accompanied by the document entitled Review and Approval Checklist for Instructional Personnel and School Administrator Evaluation Systems, Form No. EQEVAL-2012 (<http://www.flrules.org/Gateway/reference.asp?No=Ref:01023>). The form and documentation required by the form shall be submitted electronically to EdQualityEvalSystems@fldoe.org. This form is incorporated by reference and can be obtained on the Department's website at www.fldoe.org/profdev/pa.asp.

(b) The time period for submission shall be posted on www.fldoe.org/profdev/pa.asp and shall allow a district a minimum of sixty (60) days notice to submit the evaluation system.

(c) Districts shall submit an evaluation system for review and approval when an existing evaluation system is amended to address changes in statute or rule, or when a previously approved system is substantially modified as defined in subsection (5) of this rule.

(d) When an evaluation system is modified less than substantially, the district shall inform the Division of Educator Quality within thirty (30) calendar days. The district will submit such modifications to EdQualityEvalSystems@fldoe.org.

(2) Content of Approved Evaluation Systems. In order to be approved by the Department, an evaluation system shall:

(a) Contain evidence of each of the elements as described in the Review and Approval Checklist for Instructional Personnel and School Administrator Evaluation Systems, Form No. EQEVAL-2012;

(b) Comply with the requirements for an evaluation system found in Section 1012.34, Florida Statutes; and

(c) Demonstrate that the evaluation system is designed to promote continuous improvement of student learning growth and faculty and leadership development through feedback processes. The system shall include procedures to ensure rater accuracy and reliability, training of employees on proficiency expectations, and monitoring of improvement results in student learning growth and instructional personnel and school leader proficiency on evaluation indicators.

(3) Initial Review Process.

(a) The Department shall review the documentation submitted by the district pursuant to paragraph (1)(a) of this rule to determine whether the district has submitted a complete evaluation system that can be considered for approval.

(b) The Department shall provide each school district a written notice that identifies omitted elements that must be submitted before review of the complete evaluation system can begin.

(c) The Department shall provide written notice to the district within fourteen (14) days of receipt of a completed application, that the application is complete. This notice shall be provided electronically to the address noted on the Review and Approval Checklist for Instructional Personnel and School Administrator Evaluation Systems, Form No. EQEVAL-2012.

(4) Approval Process. The Department shall provide written notification of the approval status to the school district superintendent within ninety (90) days of the date the written notice provided in paragraph (3)(c) of this rule is provided to the district. The approval status designations and the effect of these designations are as follows:

(a) Approved. An approved system meets all criteria found in subsection (2) of this rule. A district may implement the evaluation system(s) after receiving notification of Department approval.

(b) Conditionally Approved. Evaluation systems shall be designated conditionally approved if the school district's evaluation system meets the requirements of elements I through VII of the Review and Approval Checklist for Instructional Personnel and School Administrator Evaluation Systems, but fails to satisfy one or more of the other requirements for the evaluation systems found on the Review and Approval Checklist, Section 1012.34, Florida Statutes, or paragraph (2)(b) of this rule. The school district's system designated as conditionally approved shall be revised so that it is in full compliance with all requirements for evaluation

systems, and resubmitted to the Department for review and approval. Notice of conditional approval shall contain the time period when the revised evaluation system shall be submitted and shall allow a district a minimum of fourteen (14) calendar days to submit. Upon receiving notice of conditional approval, the district may implement all approved portions of the evaluation system.

(c) Denied. A school district evaluation system shall be denied if the school district's evaluation system does not meet the requirements of subsection (2) of this rule. A school district's system designated as conditionally approved shall be denied, if the requirements for evaluation systems are not met within sixty (60) days of the Department's written notice granting the conditionally approved status. A district may seek an extension of time if the district demonstrates that unforeseeable or uncontrollable circumstances caused a delay. The Commissioner may grant an extension of thirty (30) days. A district may not implement a denied evaluation system until the system is approved or conditionally approved.

(d) Approval Rescinded. A district's evaluation system approval status may be rescinded based upon monitoring conducted under paragraph (6)(c) of this rule. A system requiring modifications to implementation of elements I through VII of the Review and Approval Checklist for Instructional Personnel and School Administrator Evaluation Systems, Form No. EOEVAL-2012, shall result in an approval status of denied. A system requiring modifications to implementation of elements VIII through XII of the Review and Approval Checklist for Instructional Personnel and School Administrator Evaluation Systems, Form No. EOEVAL-2012, shall result in an approval status of conditionally approved.

(5) Modifications to an Approved Evaluation System. Modifications to an approved evaluation system may be made pursuant to the following:

(a) An evaluation system is "substantially modified" when:

1. A different research framework is adopted as the basis for the system;

2. Scoring and weighting methods are changed;

3. Rubrics defining performance levels or proficiency level expectations are changed;

4. Evaluation measures or metrics are added or deleted from the system;

5. Processes for observation or feedback are changed;

6. There are changes in processes for informing employees of performance expectations expressed in the evaluation system or in training and maintaining evaluators' proficiency in use of the system; or

7. There are changes in the personnel who may contribute evidence to be used in evaluations.

(b) A substantially modified evaluation system shall be submitted to the Department for approval using Form EOEVAL-2012 and shall not be implemented prior to Department approval.

(c) An evaluation system that has been modified less than substantially shall be submitted to the Department in writing. These modifications shall not be implemented prior to receipt of written notice from the Department confirming that the evaluation system has not been substantially modified. The Department shall provide the district written notice within twenty-one (21) days of the Department's receipt of the modified system.

(6) Implementation Monitoring: Districts and the Department shall implement quality control monitoring that identifies the impact of evaluation systems on quality improvements in instructional, administrative, and supervisory services.

(a) The use of data from quality control monitoring shall be used by districts to review and revise organizational policies, infrastructure, practices, procedures, and resource allocations to promote effective implementation and to remove barriers to success. The district monitoring elements shall include:

1. The effectiveness of evaluation system on improvement of student learning growth and faculty and leadership development;

2. The impact of professional development on instructional personnel and school administrators' proficiency;

3. Procedures to establish, monitor, and sustain inter-rater accuracy and reliability;

4. Procedures to establish, monitor, and sustain the accuracy of evaluators' feedback;

5. Frequency and effectiveness of feedback on proficiency on the indicators;

6. Implementation of evaluation system(s) at school and district levels;

7. Use of evaluation data to inform individual, school, and district improvement planning consistent with the requirements of Section 1001.42(18), Florida Statutes;

8. Use of evaluation data to identify professional development priorities consistent with the requirements of Section 1012.98, Florida Statutes, and Rule 6A-5.071, F.A.C.;

9. Implementation of assessments that are used to measure student growth and performance for evaluation purposes; and

10. Alignment of evaluation indicators with contemporary research-based practices associated with improving student learning growth and the quality of instructional, administrative, and supervisory services;

(b) The Department's monitoring elements are found in sub-subparagraphs (6)(b)1.a. through g. of this rule:

1. Coordination of Data Analysis. In order to assist the Department in monitoring implementation of district evaluation systems and their impact on student learning growth and the quality of instructional, administrative, and supervisory services, a district shall submit the following information thirty (30) days prior to the district’s scheduled review of its district evaluation systems pursuant to subparagraph (6)(b)2. of this rule:

a. Professional development provided on high effect size instructional and leadership strategies;

b. Data collection processes used to gather evidence of impact of professional development on high effect size instructional and leadership strategies;

c. Evidence of alignment of professional development and the district’s evaluation indicators;

d. Data elements included in the district’s Local Instructional Improvement System (LIIS) pursuant to Section 1006.281, Florida Statutes, that align professional development proficiencies with evaluation indicators;

e. Data collection processes used to gather evidence on the quality of school level implementation of state approved initiatives related to student learning growth on Common Core and Next Generation Sunshine State Standards as incorporated by reference in Rule 6A-1.09401, F.A.C.;

f. District data collection processes that track the impact of evaluation system implementation on student learning growth and instructional and administrative proficiency on evaluation indicators; and

g. District use of impact data to modify and improve instructional and administrative evaluation systems.

2. Five Year Continuous Improvement Cycle.

a. The Department shall publish a schedule for review of district evaluation systems for instructional personnel and school administrators in five-year cycles on the Department’s website at www.fldoe.org/profdev/pa.asp. The cycle of review shall commence in the 2014-15 school year.

b. Such reviews shall include the results of annual quality control monitoring and systemic change actions taken based on those results, the issues in subparagraph (6)(b)1. of this rule, and the implementation status of the requirements for evaluation systems specified in subsection (2) of this rule.

c. Such reviews shall include a joint Department and district assessment of the alignment of district evaluation practices for instructional personnel and school administrators on student growth, faculty and leadership development, and professional development on the core standards and expectations.

d. Where a review identifies barriers to implementation of the evaluation system, the district shall develop an action plan to eliminate or mitigate any identified barriers.

e. The reviews shall result in continued approval of a district’s evaluation system or modifications to the system based on the monitoring criteria.

(7) Reporting.

(a) All evaluation systems approved pursuant to this rule shall be posted online by the submitting organization on a district website within thirty (30) days of approval of the evaluation system. The current URL of the district’s posted documentation shall be provided to the Department by submitting the URL to EdQualityEvalSystems@fldoe.org, and it will be included on the Department’s website, www.fldoe.org/profdev/pa.asp. The district website posting shall provide access to the approved evaluation criteria, including rating rubrics, cut scores, and weighting formulas, evaluation system indicators, feedback processes and forms, and summative evaluation performance levels.

(b) The District’s annual report on the status of evaluation system implementation required by Section 1012.34(1)(a), Florida Statutes, shall address the monitoring results listed in subsection (6) of this rule.

Rulemaking Authority 1001.02, 1012.34, ~~229.053, 231.29~~ FS. Law Implemented 1001.42(18), 1006.281, 1012.12(1)(c), 1012.34, 1012.98, ~~230.23(5)(e), 231.29~~ FS. History–New 6-19-0, Formerly 6B-4.010, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Pam Stewart, Chancellor, Division of Public Schools

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 15, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 23, 2011

DEPARTMENT OF THE LOTTERY

RULE NOS.:	RULE TITLES:
53-12.001	Statement of Policy
53-12.002	Definitions
53-12.003	Class Specifications
53-12.004	Job Descriptions
53-12.005	Personnel Administration Unit

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to repeal rules determined to be no longer necessary.

SUMMARY: As a result of the comprehensive rule review required by Executive Order 11-01, the Lottery has conducted a complete overhaul of its personnel program and has determined that the Lottery’s personnel program shall be set forth by policy rather than by rule except for those personnel rules specifically mandated by statute. The above rules are a part of the body of Lottery personnel rules determined to be no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the information expressly relied upon and described herein: Repealing these unnecessary rules will not have an adverse impact or impose regulatory costs.

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

RULEMAKING AUTHORITY: 24.105(9)(j) FS.

LAW IMPLEMENTED: 24.105(19)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32301, schmidtd@flalottery.com

THE FULL TEXT OF THE PROPOSED RULES IS:

53-12.001 Statement of Policy.

~~Rulemaking Specific~~ Authority 24.105(9)(j) FS. Law Implemented 24.105(19)(d) FS. History–New 2-25-93, Repealed.

53-12.002 Definitions.

~~Rulemaking Specific~~ Authority 24.105(9)(j) FS. Law Implemented 24.105(19)(d) FS. History–New 2-25-93, Repealed.

53-12.003 Class Specifications.

~~Rulemaking Specific~~ Authority 24.105(9)(j) FS. Law Implemented 24.105(19)(d) FS. History–New 2-25-93, Repealed.

53-12.004 Job Descriptions.

~~Rulemaking Specific~~ Authority 24.105(9)(j) FS. Law Implemented 24.105(19)(d) FS. History–New 2-25-93, Repealed.

53-12.005 Personnel Administration Unit.

~~Rulemaking Specific~~ Authority 24.105(9)(j) FS. Law Implemented 24.105(19)(d) FS. History–New 2-25-93, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Glenda Thornton, General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia O’Connell, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

DEPARTMENT OF THE LOTTERY

RULE NOS.:	RULE TITLES:
53-13.002	Increases to Base Rate of Pay
53-13.003	Salary Additives
53-13.004	Reduction in Pay
53-13.005	Downward Salary Range Adjustments

53-13.006	Computation of Hourly Rate
53-13.007	Overlap in Position
53-13.010	Processing of Pay Changes
53-13.011	Budgetary Limitations

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to repeal rules determined to be no longer necessary.

SUMMARY: As a result of the comprehensive rule review required by Executive Order 11-01, the Lottery has conducted a complete overhaul of its personnel program and has determined that the Lottery’s personnel program shall be set forth by policy rather than by rule except for those personnel rules specifically mandated by statute. The above rules are a part of the body of Lottery personnel rules determined to be no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the information expressly relied upon and described herein: Repealing these unnecessary rules will not have an adverse impact or impose regulatory costs.

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

RULEMAKING AUTHORITY: 24.105(9)(j) FS.

LAW IMPLEMENTED: 24.105(19)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32301, schmidtd@flalottery.com

THE FULL TEXT OF THE PROPOSED RULES IS:

53-13.002 Increases to Base Rate of Pay.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-13.003 Salary Additives.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-13.004 Reduction in Pay.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-13.005 Downward Salary Range Adjustments.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-13.006 Computation of Hourly Rate.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-13.007 Overlap in Position.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-13.010 Processing of Pay Changes.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-13.011 Budgetary Limitations.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Glenda Thornton, General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia O’Connell, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

DEPARTMENT OF THE LOTTERY

RULE NOS.:	RULE TITLES:
53-14.001	Recruitment
53-14.002	Position Vacancy Announcement
53-14.003	Accepting Employment Applications
53-14.004	Eligibility Determination
53-14.005	Selection
53-14.006	Documentation
53-14.007	Employee Security Checks
53-14.009	Benefits
53-14.010	Employee Records

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to repeal rules determined to be no longer necessary.

SUMMARY: As a result of the comprehensive rule review required by Executive Order 11-01, the Lottery has conducted a complete overhaul of its personnel program and has determined that the Lottery’s personnel program shall be set forth by policy rather than by rule except for those personnel rules specifically mandated by statute. The above rules are a part of the body of Lottery personnel rules determined to be no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the information expressly relied upon and described herein: Repealing these unnecessary rules will not have an adverse impact or impose regulatory costs.

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

RULEMAKING AUTHORITY: 24.105(9)(j) FS.

LAW IMPLEMENTED: 24.105(19)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32301, schmidtd@flalottery.com

THE FULL TEXT OF THE PROPOSED RULES IS:

53-14.001 Recruitment.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-14.002 Position Vacancy Announcement.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-14.003 Accepting Employment Applications.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-14.004 Eligibility Determination.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-14.005 Selection.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed _____.

53-14.006 Documentation.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed _____.

53-14.007 Employee Security Checks.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed _____.

53-14.009 Benefits.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Amended 4-1-02, Repealed _____.

53-14.010 Employee Records.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Glenda Thornton, General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia O’Connell, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

DEPARTMENT OF THE LOTTERY

RULE NOS.:	RULE TITLES:
53-15.001	Anniversary Dates
53-15.002	Original Appointments
53-15.003	Separations

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to repeal rules determined to be no longer necessary.

SUMMARY: As a result of the comprehensive rule review required by Executive Order 11-01, the Lottery has conducted a complete overhaul of its personnel program and has determined that the Lottery’s personnel program shall be set forth by policy rather than by rule except for those personnel rules specifically mandated by statute. The above rules are a part of the body of Lottery personnel rules determined to be no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the information expressly relied upon and described herein: Repealing these unnecessary rules will not have an adverse impact or impose regulatory costs.

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

RULEMAKING AUTHORITY: 24.105(9)(j) FS.
LAW IMPLEMENTED: 24.105(19)(d) FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32301, schmidtd@flalottery.com

THE FULL TEXT OF THE PROPOSED RULES IS:

53-15.001 Anniversary Date.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed _____.

53-15.002 Original Appointments.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed _____.

53-15.003 Separations.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Glenda Thornton, General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia O’Connell, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

DEPARTMENT OF THE LOTTERY

RULE NOS.:	RULE TITLES:
53-16.001	Recordkeeping
53-16.002	Continuous and Creditable Service
53-16.003	Hours of Work

- 53-16.005 Holidays and Other Authorized Activities
- 53-16.006 Annual Leave for Administrative and Support Employees
- 53-16.007 Sick Leave
- 53-16.008 Disability Leave
- 53-16.009 Administrative Leave
- 53-16.010 Military Leave
- 53-16.011 Leave of Absence Without Pay

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to repeal rules determined to be no longer necessary.

SUMMARY: As a result of the comprehensive rule review required by Executive Order 11-01, the Lottery has conducted a complete overhaul of its personnel program and has determined that the Lottery’s personnel program shall be set forth by policy rather than by rule except for those personnel rules specifically mandated by statute. The above rules are a part of the body of Lottery personnel rules determined to be no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the information expressly relied upon and described herein: Repealing these unnecessary rules will not have an adverse impact or impose regulatory costs.

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

RULEMAKING AUTHORITY: 24.105(9)(j) FS.

LAW IMPLEMENTED: 24.105(19)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32301, schmidtd@flalottery.com

THE FULL TEXT OF THE PROPOSED RULES IS:

53-16.001 Recordkeeping.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-16.002 Continuous and Creditable Service.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-16.003 Hours of Work.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Amended 8-15-93, Repealed.

53-16.005 Holiday and Other Authorized Activities.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Amended, 7-4-93, 10-13-93, 9-16-99, Repealed.

53-16.006 Annual Leave for Administrative and Support Employees.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-16.007 Sick Leave.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repromulgated 4-1-02, Repealed.

53-16.008 Disability Leave.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-16.009 Administrative Leave.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Amended 8-15-93, 10-21-99, 4-1-02, 4-21-03, Repealed.

53-16.010 Military Leave.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-16.011 Leave of Absence Without Pay.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Amended 8-15-93, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Glenda Thornton, General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia O’Connell, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

DEPARTMENT OF THE LOTTERY

RULE NOS.: RULE TITLES:
53-18.001 Disciplinary Actions
53-18.002 Grievances

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to repeal rules determined to be no longer necessary.

SUMMARY: As a result of the comprehensive rule review required by Executive Order 11-01, the Lottery has conducted a complete overhaul of its personnel program and has determined that the Lottery’s personnel program shall be set forth by policy rather than by rule except for those personnel rules specifically mandated by statute. The above rules are a part of the body of Lottery personnel rules determined to be no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the information expressly relied upon and described herein: Repealing these unnecessary rules will not have an adverse impact or impose regulatory costs.

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

RULEMAKING AUTHORITY: 24.105(9)(j) FS.

LAW IMPLEMENTED: 24.105(19)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32301, schmidtd@flalottery.com

THE FULL TEXT OF THE PROPOSED RULES IS:

53-18.001 Disciplinary Actions

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed_____.

53-18.002 Grievances.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Glenda Thornton, General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia O’Connell, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

DEPARTMENT OF THE LOTTERY

RULE NOS.: RULE TITLES:
53-19.001 Scope and Purpose
53-19.002 Statement of Policy
53-19.003 Procedures
53-19.004 Authorized Political Activities
53-19.005 Dual Employment

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to repeal rules determined to be no longer necessary.

SUMMARY: As a result of the comprehensive rule review required by Executive Order 11-01, the Lottery has conducted a complete overhaul of its personnel program and has determined that the Lottery’s personnel program shall be set forth by policy rather than by rule except for those personnel rules specifically mandated by statute. The above rules are a part of the body of Lottery personnel rules determined to be no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the information expressly relied upon and described herein: Repealing these unnecessary rules will not have an adverse impact or impose regulatory costs.

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

RULEMAKING AUTHORITY: 24.105(9)(j) FS.

LAW IMPLEMENTED: 24.105(19)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32301, schmidtd@flalottery.com

THE FULL TEXT OF THE PROPOSED RULES IS:

53-19.001 Scope and Purpose

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-19.002 Statement of Policy

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-19.003 Procedures

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Amended 1-6-00, Repealed.

53-19.004 Authorized Political Activities

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-19.005 Dual Employment

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Glenda Thornton, General Counsel
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia O’Connell, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

DEPARTMENT OF THE LOTTERY

RULE NOS.:	RULE TITLES:
53-20.001	General Provisions
53-20.002	Classification and Pay Plan
53-20.003	Recruitment
53-20.004	Appointment
53-20.005	Attendance and Leave
53-20.006	Benefits

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to repeal rules determined to be no longer necessary.

SUMMARY: As a result of the comprehensive rule review required by Executive Order 11-01, the Lottery has conducted a complete overhaul of its personnel program and has determined that the Lottery’s personnel program shall be set forth by policy rather than by rule except for those personnel rules specifically mandated by statute. The above rules are a part of the body of Lottery personnel rules determined to be no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the information expressly relied upon and described herein: Repealing these unnecessary rules will not have an adverse impact or impose regulatory costs.

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

RULEMAKING AUTHORITY: 24.105(9)(j) FS.
 LAW IMPLEMENTED: 24.105(19)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32301, schmidtd@flalottery.com

THE FULL TEXT OF THE PROPOSED RULES IS:

53-20.001 General Provisions.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Amended 3-12-00, 12-3-01, Repealed.

53-20.002 Classification and Pay Plan.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Amended 3-12-00, Repealed.

53-20.003 Recruitment.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Amended 3-12-00, Repealed.

53-20.004 Appointment.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-20.005 Attendance and Leave.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Superseded by 53ER04-65, Amended 4-6-05, Repealed.

53-20.006 Benefits.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Glenda Thornton, General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia O’Connell, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

DEPARTMENT OF THE LOTTERY

RULE NOS.: RULE TITLES:
53-21.001 Scope and Purpose
53-21.002 General Provisions
53-21.003 Compensation Procedures

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to repeal rules determined to be no longer necessary.

SUMMARY: As a result of the comprehensive rule review required by Executive Order 11-01, the Lottery has conducted a complete overhaul of its personnel program and has determined that the Lottery’s personnel program shall be set forth by policy rather than by rule except for those personnel rules specifically mandated by statute. The above rules are a part of the body of Lottery personnel rules determined to be no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the information expressly relied upon and described herein: Repealing these unnecessary rules will not have an adverse impact or impose regulatory costs.

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

RULEMAKING AUTHORITY: 24.105(9)(j) FS.

LAW IMPLEMENTED: 24.105(19)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32301, schmidtd@flalottery.com

THE FULL TEXT OF THE PROPOSED RULES IS:

53-21.001 Scope and Purpose.

~~Rulemaking Specific~~ Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-21.002 General Provisions.

~~Rulemaking Specific~~ Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-21.003 Compensation Procedures.

~~Rulemaking Specific~~ Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Glenda Thornton, General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia O’Connell, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

DEPARTMENT OF THE LOTTERY

RULE NOS.: RULE TITLES:
53-25.001 Scope and Purpose
53-25.002 Definitions
53-25.003 Administration
53-25.004 Employee Assistance Coordinator’s Responsibilities
53-25.005 District Coordinator’s Responsibilities
53-25.006 Employee Rights and Confidentiality Management and Supervisory Responsibilities
53-25.007 Employee Responsibilities
53-25.008 Voluntary Submission to the Employee Assistance Program
53-25.009 Work Status During Rehabilitation
53-25.010 Diagnostic Evaluation

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to repeal rules determined to be no longer necessary.

SUMMARY: As a result of the comprehensive rule review required by Executive Order 11-01, the Lottery has conducted a complete overhaul of its personnel program and has determined that the Lottery’s personnel program shall be set forth by policy rather than by rule except for those personnel rules specifically mandated by statute. The above rules are a part of the body of Lottery personnel rules determined to be no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the information expressly relied upon and described herein: Repealing these unnecessary rules will not have an adverse impact or impose regulatory costs.

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

RULEMAKING AUTHORITY: 24.105(9)(j) FS.

LAW IMPLEMENTED: 24.105(19)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32301, schmidtd@flalottery.com

THE FULL TEXT OF THE PROPOSED RULES IS:

53-25.001 Scope and Purpose.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-25.002 Definitions.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-25.003 Administration.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-25.004 Employee Assistance Coordinator’s Responsibilities.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-25.005 District Coordinator’s Responsibilities.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-25.006 Employee Rights and Confidentiality.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-25.007 Management and Supervisory Responsibilities.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-25.008 Employee Responsibilities.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-25.009 Voluntary Submission to the Employee Assistance Program.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-25.010 Work Status During Rehabilitation.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

53-25.011 Diagnostic Evaluation.

Rulemaking Specific Authority 24.105(9)(j) FS. Law Implemented 24.015(19)(d) FS. History–New 2-25-93, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Glenda Thornton, General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia O’Connell, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.071

RULE TITLE: Durable Medical Equipment and Medical Supply Services Provider Fee Schedules

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.071, F.A.C., is to incorporate by reference the Florida Medicaid Durable Medical Equipment and Supply Services Provider Fee Schedules, November 2011. The amendment updates fee schedules so as to coincide with Federal coding changes.

SUMMARY: The amendment updates Durable Medical Equipment (DME) procedure codes, descriptions, and limitations for medical suppliers who provide services to Medicaid recipients.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine

the need for a SERC. Based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not 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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: Monday, March 19, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308-5407

Pursuant to the provisions of 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: Dan Gabric at the Bureau of Medicaid Services, (850)412-4209. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dan Gabric, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4209, e-mail: dan.gabric@ahca.myflorida.com. To download a draft copy of this rule, if available, go to <http://ahca.myflorida.com/Medicaid/review/index.shtml>

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.071 Durable Medical Equipment and Medical Supply Services Provider Fee Schedules.

Medicaid durable medical equipment and medical supply providers and their billing agents who submit claims on their behalf must be in compliance with the provisions of the Florida Medicaid Durable Medical Equipment and Medical Supply Services Provider Fee Schedule for All Medicaid Recipients, November 2011 ~~November 2010~~, and the Florida Medicaid Durable Medical Equipment and Medical Supply Services Provider Fee Schedule for Recipients Under Age 21, November 2011 ~~November 2010~~, which are incorporated by reference. The fee schedules are available from the Medicaid fiscal agent's Web site at mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Fee Schedules. Paper copies may be obtained from the

Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New 5-7-07, Amended 5-8-08, 9-28-11,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dan Gabric

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 30, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 23, 2011

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid**

RULE NO.: 59G-13.032
RULE TITLE: Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards

PURPOSE AND EFFECT: The purpose is to adopt Rule 59G-13.032, F.A.C., that will incorporate by reference the Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011.

SUMMARY: The rule will require providers enrolled in the Medicaid program to be in compliance with the aforementioned incorporated materials.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

Based on information from the SERC, 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.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Also, based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not 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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: Monday, March 19, 2012, 1:00 p.m. – 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308-5407

Pursuant to the provisions of 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: Dan Gabric at the Bureau of Medicaid Services, (850)412-4209. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dan Gabric, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4209, e-mail: dan.gabric@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.032 Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards.

(1) This rule applies to all aged and disabled adult waiver services providers enrolled in the Medicaid program.

(2) All aged and disabled adult waiver services providers enrolled in the Medicaid program must be in compliance with the Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011, which are incorporated by reference. The Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards are available from the Medicaid fiscal agent's Web site at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dan Gabric

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 3, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 3, 2011

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-13.052

RULE TITLE:

Assisted Living Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards

PURPOSE AND EFFECT: The purpose is to adopt Rule 59G-13.052, F.A.C., that will incorporate by reference the Assisted Living Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011.

SUMMARY: The rule will require providers enrolled in the Medicaid program to be in compliance with the aforementioned incorporated materials.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

Based on information from the SERC, 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.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Also, based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not 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: 409.919 FS.
LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: Monday, March 19, 2012, 1:00 p.m. – 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308-5407

Pursuant to the provisions of 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: Dan Gabric at the Bureau of Medicaid Services, (850)412-4209. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dan Gabric, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4209, e-mail: dan.gabric@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.052 Assisted Living Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards.

(1) This rule applies to all Assisted Living waiver services providers enrolled in the Medicaid program.

(2) All Assisted Living waiver services providers enrolled in the Medicaid program must be in compliance with the Assisted Living Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011, which are incorporated by reference. The Assisted Living Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards are available from the Medicaid fiscal agent’s Web site at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dan Gabric

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 3, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 3, 2011

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-13.086
RULE TITLE: Developmental Disabilities Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards

PURPOSE AND EFFECT: The purpose is to adopt Rule 59G-13.086, F.A.C., that will incorporate by reference the Developmental Disabilities Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011.

SUMMARY: The rule will require providers enrolled in the Medicaid program to be in compliance with the aforementioned incorporated materials.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

Based on information from the SERC, 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.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Also, based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not 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: 409.919 FS.
LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: Monday, March 19, 2012, 1:00 p.m. – 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308-5407

Pursuant to the provisions of 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: Dan Gabric at the Bureau of Medicaid Services, (850)412-4209. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dan Gabric, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4209, e-mail: dan.gabric@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.086 Developmental Disabilities Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards.

(1) This rule applies to all Developmental Disabilities waiver services providers enrolled in the Medicaid program.

(2) All Developmental Disabilities waiver services providers enrolled in the Medicaid program must be in compliance with the Developmental Disabilities Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011, which are incorporated by reference. The Developmental Disabilities Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards are available from the Medicaid fiscal agent's Web site at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dan Gabric

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 3, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 3, 2011

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:
59G-13.102

RULE TITLE:
Familial Dysautonomia Waiver
Disposable Incontinence Medical
Supplies Fee Schedule and
Minimum Quality Standards

PURPOSE AND EFFECT: The purpose is to adopt Rule 59G-13.102 that will incorporate by reference the Familial Dysautonomia Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011.

SUMMARY: The rule will require providers enrolled in the Medicaid program to be in compliance with the aforementioned incorporated materials.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

Based on information from the SERC, 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.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Also, based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not 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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: Monday, March 19, 2012, 1:00 p.m. – 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308-5407

Pursuant to the provisions of 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: Dan Gabric at the Bureau of Medicaid Services, (850)412-4209. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dan Gabric, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4209, e-mail: dan.gabric@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.102 Familial Dysautonomia Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards.

(1) This rule applies to all Familial Dysautonomia waiver services providers enrolled in the Medicaid program.

(2) All Familial Dysautonomia waiver services providers enrolled in the Medicaid program must be in compliance with the Familial Dysautonomia Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011, which are incorporated by reference. The Familial Dysautonomia Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards are available from the Medicaid fiscal agent's Web site at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dan Gabric

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 3, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 3, 2011

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-13.112
RULE TITLE: Project AIDS Care Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards

PURPOSE AND EFFECT: The purpose is to adopt Rule 59G-13.112, F.A.C., that will incorporate by reference the Project AIDS Care Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011.

SUMMARY: The rule will require providers enrolled in the Medicaid program to be in compliance with the aforementioned incorporated materials.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

Based on information from the SERC, 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.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Also, based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not 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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: Monday, March 19, 2012, 1:00 p.m. – 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308-5407

Pursuant to the provisions of 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: Dan Gabric at the Bureau of Medicaid Services, (850)412-4209. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dan Gabric, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4209, e-mail: dan.gabric@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.112 Project AIDS Care Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards.

(1) This rule applies to all Project AIDS Care waiver services providers enrolled in the Medicaid program.

(2) All Project AIDS Care waiver services providers enrolled in the Medicaid program must be in compliance with the Project AIDS Care Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011, which are incorporated by reference. The Project AIDS Care Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards are available from the Medicaid fiscal agent's Web site at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dan Gabric
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 3, 2011
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 3, 2011

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-13.132	Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards

PURPOSE AND EFFECT: The purpose is to adopt Rule 59G-13.132, F.A.C., that will incorporate by reference the Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011.

SUMMARY: The rule will require providers enrolled in the Medicaid program to be in compliance with the aforementioned incorporated materials.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

Based on information from the SERC, 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.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Also, based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not 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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: Monday, March 19, 2012, 1:00 p.m. – 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308-5407

Pursuant to the provisions of 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: Dan Gabric at the Bureau of Medicaid Services, (850)412-4209. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dan Gabric, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4209, e-mail: dan.gabric@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.132 Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards.

(1) This rule applies to all Traumatic Brain and Spinal Cord Injury waiver services providers enrolled in the Medicaid program.

(2) All Traumatic Brain and Spinal Cord Injury waiver services providers enrolled in the Medicaid program must be in compliance with the Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies Fee Schedule, December 2011, and Minimum Quality Standards, December 2011, which are incorporated by reference. The Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards are available from the Medicaid fiscal agent's Web site at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dan Gabric

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 3, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 3, 2011

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: 60S-4.020 RULE TITLE: Retiree Health Insurance Subsidy

PURPOSE AND EFFECT: To incorporate by reference three Division forms.

SUMMARY: The amendments incorporate by reference three Division forms for purposes of applying for the Retiree Health Insurance Subsidy.

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.

No State of Estimated Regulatory Cost was prepared. The agency has determined that this rule shall not have an effect on small businesses as defined by Section 288.703, Florida Statutes, nor on small counties or small cities as defined by Section 120.52, Florida Statutes.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Not required because there are no adverse impacts on economic growth, business competitiveness or regulatory costs of more than \$1M in the aggregate within five years of implementation.

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: 112.363(7), 121.031(1) FS.

LAW IMPLEMENTED: 112.363 FS.

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

DATE AND TIME: March 16, 2012, 10:00 a.m., ET

PLACE: Division of Retirement of the Department of Management Services, Director's Conference Room, Suite 208, 1317 Winewood Blvd., Bldg. 8, Tallahassee, Florida 32399-1560

Pursuant to the provisions of 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: Richard Clifford, Senior Benefits Analyst, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-4.020 Retiree Health Insurance Subsidy.

(1) No change.

(2) Eligible retired members or beneficiaries must make application to the Division for the Health Insurance Subsidy and certify their health insurance coverage for the retiree or beneficiary must be certified in accordance with procedures established by the Division in order to receive the

Health Insurance Subsidy. FRS Pension Plan retirees or beneficiaries shall make application and certify their health insurance coverage to the Division on Form HIS-1 (Rev. 07/05), Florida Retirement System Pension Plan Health Insurance Subsidy Certification Form, herein adopted by reference, which is mailed to the FRS Pension Retiree's address of record when placed on retired payroll and may also be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Retired Payroll Section Toll Free at 1(888)377-7687, if calling from outside the Tallahassee calling area or locally at (850)488-4742, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. FRS Investment Plan retirees or beneficiaries shall make application to the Division for the Health Insurance Subsidy on Form HIS-IP (Rev. 07/04), Florida Retirement System (FRS) Application for Health Insurance Subsidy for Investment Plan Members, herein adopted by reference, and shall certify their health insurance coverage to the Division on Form HIS-IP-2 (Rev 07/04), Florida Retirement System (FRS) Health Insurance Subsidy Certification for Investment Plan Members, herein adopted by reference. Both these forms may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. If the Division receives such application and certification of health insurance coverage within 6 months after retirement FRS benefits commence, the Retiree Health Insurance Subsidy ~~may~~ shall be paid retroactive up to the effective retirement date. ~~If~~ However, if the Division receives the certification of insurance coverage 6 or more months after retirement benefits commence, the member will be eligible to receive retroactive payments for a maximum of 6 months only. Retroactive Retiree Health Insurance Subsidy benefits can only be paid for the months of certified health insurance coverage.

(3) No change.

Rulemaking Specific Authority 112.363(7), 121.031(1) FS. Law Implemented 112.363 FS. History--New 5-18-88, Amended 11-14-91, Formerly 22B-4.020, Amended 3-18-93, 2-24-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sarabeth Snuggs, Director, Division of Retirement
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John P. Miles, Secretary, Department of Management Services
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2011
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 21, 2011

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: 61A-1.013
 RULE TITLE: License Classification

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

SUMMARY: The elimination of Rule 61A-1.013, F.A.C., identified during the comprehensive review as duplicative of Chapters 210, 561, 564, and 565, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Division of Alcoholic Beverages and Tobacco conducted an analysis of the proposed rule's potential economic impact and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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: 561.11 FS.

LAW IMPLEMENTED: 210, 561.14, 561.43, 563.02, 564.02, 565.02, 565.03 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: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULE IS:

61A-1.013 License Classification.

Rulemaking Specific Authority 561.11 FS. Law Implemented 210, 561.14, 561.43, 563.02, 564.02, 565.02, 565.03 FS. History--New 3-1-76, Formerly 7A-1.13, 7A-1.013, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 26, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NOS.:	RULE TITLES:
61A-2.018	License Application Report(s)
61A-2.019	Approved Forms

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

SUMMARY: The elimination of Rules 61A-2.018 and 61A-2.019, F.A.C., which were identified during the comprehensive review as unnecessary and not statutorily mandated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Division of Alcoholic Beverages and Tobacco conducted an analysis of the proposed rules' potential economic impact and determined that they did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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: 120.52(1)(b), 561.11 FS.

LAW IMPLEMENTED: 120.53, 561.14, 561.15, 561.17, 561.21, 561.25, 561.29 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULES IS:

61A-2.018 License Application Report(s).

Rulemaking Specific Authority 120.53(1)(b), 561.11 FS. Law Implemented 120.53(1)(b), 561.14, 561.17 FS. History--New 3-1-76, Formerly 7A-2.18, 7A-2.018, Repealed.

61A-2.019 Approved Forms.

Rulemaking Specific Authority 120.53(1)(b) FS. Law Implemented 120.53 FS. History--New 11-19-81, Formerly 7A-2.19, 7A-2.019, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 26, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.:	RULE TITLE:
61A-3.033	Delinquency, Payment of

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

SUMMARY: The elimination of Rule 61A-3.033, F.A.C., which was identified during the comprehensive review as not statutorily mandated and unnecessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described

herein: The Division of Alcoholic Beverages and Tobacco conducted an analysis of the proposed rule’s potential economic impact and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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: 561.11 FS.

LAW IMPLEMENTED: 561.29, 561.42(3) 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: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULE IS:

61A-3.033 Delinquency, Payment of.

Rulemaking Specific Authority 561.11 FS. Law Implemented 561.42(3) FS. History--Formerly 12-19-74, Formerly 7A-3.33, 7A-3.033, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 26, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NOS.:	RULE TITLES:
61A-4.003	Delinquent Accounts, Reporting
61A-4.030	Deliveries to Vendors
61A-4.046	Alcoholic Beverages, Samples, Withdrawals
61A-4.0461	Discounts, Alcoholic Beverages
61A-4.061	Malt Beverages; Exclusive Sales Territories
61A-4.063	Alcoholic Beverage Surcharge Implemented for Consumption-on-Premises Vendors

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

SUMMARY: The elimination of Rule 61A-4.003, F.A.C., as it is not mandated by statute, and is duplicative of Rule 61A-3.035, F.A.C.; Rules 61A-4.030, 61A-4.046, 61A-4.0461, 61A-4.061, F.A.C. which are not mandated by statute and are unnecessary; and Rule 61A-4.063, F.A.C., which implements a repealed statute, Section 561.501, Florida Statutes, making the rule unnecessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Division of Alcoholic Beverages and Tobacco conducted an analysis of the proposed rules’ potential economic impact and determined that they did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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: 561.11 FS.

LAW IMPLEMENTED: 561.01(10), 561.14, 561.42, 561.501, 561.56, 561.57, 563.021, 565.03 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULES IS:

61A-4.003 Delinquent Accounts, Reporting.

Rulemaking Specific Authority 561.11 FS. Law Implemented 561.01(10), 561.42(3),(4),(5) FS. Florida Beverage Corporation, Inc. et al. v. Wynne, 306 So. 2d 200 (Fla. 1st DCA 1975). History--Repromulgated 12-19-74, Amended 3-1-76, 11-28-76, 1-28-80, Formerly 7A-4.03, 7A-4.003, Repealed.

61A-4.030 Deliveries to Vendors.

Rulemaking Specific Authority 561.11 FS. Law Implemented 561.14(1), 561.56, 561.57, 565.03(1) FS. History—Repromulgated 12-19-74, Amended 3-1-76, Formerly 7A-4.30, 7A-4.030, Repealed _____.

61A-4.046 Alcoholic Beverages, Samples, Withdrawals.

Rulemaking Specific Authority 561.11 FS. Law Implemented 561.42 FS. History—Repromulgated 12-19-74, Amended 3-1-76, 11-20-85, Formerly 7A-4.46, 7A-4.046, Repealed _____.

61A-4.0461 Discounts, Alcoholic Beverages.

Rulemaking Specific Authority 561.11 FS. Law Implemented 561.01(10), 561.42(1),(6) FS. History—New 3-1-76, Formerly 7A-4.461, Amended 1-9-91, Formerly 7A-4.0461, Repealed _____.

61A-4.061 Malt Beverages; Exclusive Sales Territories.

Rulemaking Specific Authority 561.11 FS. Law Implemented 563.021 FS. History—New 10-31-89, Formerly 7A-4.061, Amended 8-25-93, Repealed _____.

61A-4.063 Alcoholic Beverage Surcharge Implemented for Consumption-on-Premises Vendors.

Rulemaking Specific Authority 561.11 FS. Law Implemented 561.501 FS. History—New 1-15-91, Amended 11-4-91, 12-22-92, Formerly 7A-4.063, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 26, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NOS.:	RULE TITLES:
61A-5.001	Obtaining of Forms
61A-5.011	Completed Application for the Grant of a New Quota Liquor License
61A-5.700	Application for Alcoholic Beverage License
61A-5.710	Personal Questionnaire
61A-5.761	List of License Application Requirements

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

SUMMARY: The elimination of Rules 61A-5.001, 61A-5.011, 61A-5.700, 61A-5.710, 61A-5.761, Florida Administrative Code, are not mandated by statute and are not necessary. The subject matter in Rule 61A-5.001, F.A.C., is duplicative of revisions being made to Rule 61A-3.035, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Division of Alcoholic Beverages and Tobacco conducted an analysis of the proposed rules’ potential economic impact and determined that they did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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: 561.08, 561.11 FS., Chapter 92-285, Laws of Florida.

LAW IMPLEMENTED: 561.01, 561.08, 561.11, 561.15, 561.17, 561.18, 561.181, 561.19, 561.20, 561.22, 561.25, 561.32, 561.033, 561.331 FS., Chapter 92-285, Laws of Florida.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULES IS:

61A-5.001 Obtaining of Forms.

Rulemaking Specific Authority 561.11 FS. Law Implemented 561.08, 561.11 FS. History—New 2-16-89, Formerly 7A-5.001, Repealed _____.

61A-5.011 Completed Application for the Grant of a New Quota Liquor License.

Rulemaking Specific Authority 561.11 FS. Law Implemented 561.08, 561.11, 561.18, 561.19, 561.20 FS. History–New 2-16-89, Formerly 7A-5.011, Repealed.

61A-5.700 Application for Alcoholic Beverage License.

Rulemaking Specific Authority 561.11, 561.08 FS. Law Implemented 561.08, 561.11, 561.17, 561.181, 561.19, 561.32, 561.33, 561.331 FS. History–New 2-16-89, Formerly 7A-5.700, Repealed.

61A-5.710 Personal Questionnaire.

Rulemaking Specific Authority 561.08, 561.11 FS. Law Implemented 561.08, 561.11, 561.15, 561.17, 561.18, 561.22, 561.25, 561.42 FS. History–New 2-16-89, Formerly 7A-5.710, Repealed.

61A-5.761 List of License Application Requirements.

Rulemaking Specific Authority 561.08, 561.11 FS. Law Implemented 561.08, 561.11 FS. History–New 2-16-89, Formerly 7A-5.761, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 16, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: 61A-7.005
 RULE TITLE: Triennial Renewal Requirements

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

SUMMARY: The elimination of Rule 61A-7.005, F.A.C., identified during the comprehensive review as not statutorily mandated and unnecessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Division of Alcoholic Beverages and Tobacco conducted an analysis of the proposed rule’s potential economic impact and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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: 386.2125, 561.695 FS.

LAW IMPLEMENTED: 386.203, 561.695 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: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULE IS:

61A-7.005 Triennial Renewal Requirements.

Rulemaking Specific Authority 386.2125, 561.695(9) FS. Law Implemented 386.203(11), 561.695(6) FS. History–New 6-14-05, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 16, 2011

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NOS.:	RULE TITLES:
61A-10.012	Manufacturers’ and Importers’ Representatives, Reports and Responsibilities
61A-10.053	Records Maintenance
61A-10.083	Application for Retail Dealer Permit, Cigarette and Tobacco Products

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

SUMMARY: The elimination of Rules 61A-10.012, 61A-10.053, 61A-10.083, F.A.C., which were identified during the comprehensive review as duplicative of Rules 61-10.009, 61A-10.0091, 61A-5.056, Florida Administrative Code, and Section 210.60, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Division of Alcoholic Beverages and Tobacco conducted an analysis of the proposed rules' potential economic impact and determined that they did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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: 210.10, 210.75, 569.009 FS.
LAW IMPLEMENTED: 210.01, 210.085, 210.09, 210.60, 569.002, 569.003 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULES IS:

61A-10.012 Manufacturers' and Importers' Representatives, Reports and Responsibilities.

Rulemaking Specific Authority 210.10 FS. Law Implemented 210.01, 210.085, 210.09 FS. History—Repromulgated 12-19-74, Formerly 7A-10.12, Amended 1-24-91, 8-28-91, Formerly 7A-10.012, Amended 9-2-08, Repealed.

61A-10.053 Records Maintenance.

Rulemaking Specific Authority 210.75 FS. Law Implemented 210.60 FS. History—New 9-2-08, Repealed.

61A-10.083 Application for Retail Dealer Permit, Cigarette and Tobacco Products.

Rulemaking Specific Authority 569.009 FS. Law Implemented 569.002, 569.003 FS. History—New 9-2-08, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: R. Kathleen Brown-Blake, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 26, 2012

DEPARTMENT OF HEALTH

Board of Massage

RULE NO.	RULE TITLE:
64B7-25.006	Expiration of Incomplete Applications

PURPOSE AND EFFECT: The Board proposes the repeal of Rule 64B7-25.006, F.A.C., because Section 456.013(1)(a), F.S., provides for the expiration of an incomplete application after one year and the rule duplicates the statute.

SUMMARY: This rule is being repealed because Section 456.013(1)(a), F.S., provides for the expiration of an incomplete application after one year and the rule duplicates the statute.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 480.035(7) FS.

LAW IMPLEMENTED: 456.013, 480.041 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: Anthony Jusevitch., Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B7-25.006 Expiration of Incomplete Application.

Rulemaking Specific Authority 480.035(7) FS. Law Implemented 456.013, 480.041 FS. History–New 6-22-99, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Massage Therapy
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Massage Therapy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 27, 2012

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-11.001
RULE TITLE: Examination

PURPOSE AND EFFECT: The proposed rule amendments are intended to incorporate the revised re-examination application in the appropriate rule.

SUMMARY: The proposed rule amendments incorporate the revised re-examination application in the appropriate rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.017(1)(b), (c), 490.004(4) FS.

LAW IMPLEMENTED: 456.017(1)(b), (c), (d), (6), 490.005, 490.006(1)(b), 490.007(1) 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: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-11.001 Examination.

(1) through (3) No change.

(4)(a) A candidate for licensure by examination who fails to pass one part of the examination shall only be required to retake and pass that part of the examination which was failed. The application for re-examination of the Florida laws and rules examination shall be made on the Re-Examination Application/Laws and Rules Exam form DH-MQA 1221 (revised 10/11 ~~10/09~~), hereby adopted and incorporated by reference. The application for re-examination of the EPPP shall be made on the Re-Examination Application/National Exam form DH-MQA 1222 (revised 10/09), hereby adopted and incorporated by reference. Upon notice from the Department’s Testing Services Unit of an applicant’s unsuccessful scores(s), the Board Office will send the appropriate re-examination form(s) to the affected applicant.

(b) No change.

Rulemaking Authority 456.017(1)(b), (c), 490.004(4) FS. Law Implemented 456.017(1)(b), (c), (d), (6), 490.005, 490.006(1)(b), 490.007(1) FS. History–New 4-4-82, Amended 7-11-84, Formerly 21U-11.03, Amended 2-19-86, 12-30-86, 3-10-87, 11-21-88, 3-5-90, 1-16-92, Formerly 21U-11.003, Amended 6-14-94, Formerly 61F13-11.003, Amended 1-7-96, 6-26-97, Formerly 59AA-11.001, Amended 2-21-99, 5-1-00, 1-10-01, 8-5-01, 4-26-04, 5-10-05, 2-24-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Psychology
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Psychology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 14, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: January 27, 2012

DEPARTMENT OF HEALTH

Board of Psychology

RULE NOS.:	RULE TITLES:
64B19-12.002	Application and Examination Fee for Licensure by Examination; Review Fee
64B19-12.003	Reexamination Fee

PURPOSE AND EFFECT: The proposed rule amendments are intended to reduce the fee for the laws and rules examination and reexamination from \$150 to \$85.

SUMMARY: The proposed rule amendments reduce the fee for the laws and rules examination and reexamination from \$150 to \$85.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 456.013(2), 456.017(2), 490.004(4), 490.005(1)(a) FS.

LAW IMPLEMENTED: 456.013(2), 456.017, 490.005(1)(a) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULES IS:

64B19-12.002 Application and Examination Fee for Licensure by Examination; Review Fee.

(1) through (2) No change.

(3) In addition to the application fee specified above, each applicant for certification for examination shall submit a laws and rules examination fee of ~~\$150.00~~ \$85.00.

(4) No change.

(5) An applicant who wishes to review the applicant's own Florida laws and rules examination shall remit a fee of ~~\$150.00~~ \$85.00.

Rulemaking Authority 456.013(2), 490.004(4), 490.005(1)(a) FS. Law Implemented 456.013(2), 456.017, 490.005(1)(a) FS. History--New 2-22-82, Amended 7-2-84, Formerly 21U-12.02, Amended 11-21-88, 8-12-90, 1-16-92, Formerly 21U-12.002, Amended 10-12-93, 6-14-94, Formerly 61F13-12.002, Amended 1-7-96, 6-26-97, Formerly 59AA-12.002, Amended 12-3-98, 6-28-00, 8-8-01, 2-12-04, 10-31-05, 1-28-07, 2-18-10, 5-23-10, _____.

64B19-12.003 Reexamination Fee.

The reexamination fee for only the Florida laws and rules examination is ~~\$150.00~~ \$85.00. Additional fees will be required by the examination vendor.

Rulemaking Authority 456.017(2), 490.004(4) FS. Law Implemented 456.017(1)(c), (2) FS. History--New 2-22-82, Amended 7-11-84, Formerly 21U-12.03, Amended 7-18-88, 8-12-90, 1-16-92, Formerly 21U-12.003, Amended 10-12-93, Formerly 61F13-12.003, Amended 1-7-96, Formerly 59AA-12.003, Amended 12-3-98, 1-10-01, 8-8-01, 2-12-04, 10-31-05, 4-8-07, 2-18-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Psychology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 14, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 27, 2012

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.:	RULE TITLE:
65A-1.712	SSI-Related Medicaid Resource Eligibility Criteria

PURPOSE AND EFFECT: The proposed rule amends language to the areas of SSI-Related Medicaid Program resource eligibility criteria including transfer to annuities, home equity, penalty period and compensation for property. Included in this proposed rule amendment are wording changes and technical changes of a non-substantive nature to improve the overall content of the rule.

SUMMARY: The proposed rule amends language to the areas of SSI-Related Medicaid Program resource eligibility criteria.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department considered the factors in Section 120.541, F.S. The proposed rule is not expected to exceed the criteria in paragraph 120.541(2)(a), F.S., therefore legislative ratification is not required under subsection 120.541(3), F.S.

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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.903, 409.904, 409.906, 409.919 FS.

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

DATE AND TIME: March 21, 2012, 1:30 p.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Cindy Keil. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cindy Keil, Economic Self-Sufficiency Program, (850)717-4113, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700, cindy_keil@dcf.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

65A-1.712 SSI-Related Medicaid Resource Eligibility Criteria.

(1) Resource Limits. If an individual's total resources are equal to or below the prescribed resource limits at any time during the month the individual is eligible on the factor of resources for that month. The resource limit is the SSI limit specified in Rule 65A-1.716, F.A.C., with the following exceptions:

(a) For Medicaid for the Aged or Disabled Demonstration Waiver (MEDS-AD), ~~Demonstration Waiver~~ an individual whose income is equal to or below 88 percent of the federal poverty level must not have resources exceeding the current Medically Needy resource limit specified in Rule 65A-1.716, F.A.C.

(b) For Qualified Medicare Beneficiary (QMB), an individual cannot have resources exceeding three times the SSI resource limit with increases based on the Consumer Price Index ~~the Medically Needy resource limit~~.

(c) For Working Disabled (WD), an individual cannot have resources exceeding the Medically Needy resource limit.

(d) For Special Low Income Medicare Beneficiary (SLMB), an individual cannot have resources exceeding three times the SSI resource limit with increases based on the Consumer Price Index ~~the Medically Needy resource limit~~.

(e) For Medically Needy, an individual or couple cannot have resources exceeding the applicable Medically Needy resource limit level set forth in subsection 65A-1.716(3), F.A.C.

(f) For the Home and Community Based ~~Waiver~~ Services (HCBS) Waiver Program, an individual cannot have countable resources that exceed \$2,000. If the individual's income falls within the MEDS-AD Demonstration Waiver limit, the individual can have resources up to \$5,000.

(2) Exclusions. The Department follows SSI policy prescribed in 20 C.F.R. § 416.1210 ~~(2011) (2009) and 20 C.F.R. §416.1218 (2009)~~, incorporated by reference, in determining ~~what is counted as a resource~~ exclusions, with the following exceptions in paragraphs (a) through (f) below, as mandated by federal Medicaid policies, or additional exclusions, as adopted by the Department under 42 U.S.C. § 1396a(r)(2) ~~(2010) (2006)~~, incorporated by reference. ~~SSI policy requires resources in a blocked account to be countable resources. This applies regardless of whether the individual or their representative is required to petition the court to withdraw funds for the individual's care. A blocked account is one in which state law protects an individual's funds by specifically requiring that the funds be made available for the care and maintenance of the individual.~~

(a) Resources of a comatose applicant (or recipient) are excluded not considered as available when there is no known legal guardian or other individual who can access and expend the resource(s).

(b) through (d) No change.

~~(e) One automobile is excluded, regardless of value.~~

~~(e)(f)~~ No change.

~~(f)(g)~~ An individual who is a beneficiary under a qualified state Long-Term Care Insurance Partnership Policy is given a resource disregard equal to the amount of the insurance benefit payments made to or on behalf of the individual for long term care services when determining if the individual's countable resources are within the program limits to qualify for Medicaid

Institutional Care Program (ICP) nursing home care, HCBS Home and Community Based Waiver Services Program, the Program of All Inclusive Care for the Elderly (PACE), or hospice benefits.

(3) Transfer of Resources and Income. According to 42 U.S.C. § 1396p(c) (2010) (2006), ~~incorporated by reference~~, if an individual, the spouse, or their legal representative, disposes of resources or income for less than fair market value on or after the look back date, the Department must presume that the disposal of resources or income was to become Medicaid eligible and impose a period of ineligibility for ICP nursing facility care services, Institutional Hospice or HCBS Waiver Programs services. The Department will mail a notice to individuals who report a transfer for less than fair market value (Form CF-ES 2264, 02/2007, Notice of Determination of Assets (Or Income) Transfer, incorporated herein by reference), advising of the opportunity to rebut the presumption and of the opportunity to request and support a claim of undue hardship per subparagraph (c)5. below. If the Department determines the individual is eligible for Medicaid on all other factors of eligibility except the transfer, the individual will be approved for general Medicaid services (not ICP, Institutional Hospice or HCBS Waiver Programs long-term care services) and advised of their penalty period (Form 2358, 02/2007, Medicaid Transfer Disposition Notice, incorporated herein by reference). Transfers of resources or income made prior to January 1, 2010 (first day of month following effective date) are subject to a 36 month look back period, except in the case of a trust treated as a transfer in which case the look back period is 60 months. Transfers of resources or income made on or after January 1, 2010 (first day of month following effective date) are subject to a 60 month look back period.

(a) The Department follows the policy for transfer of resources assets mandated by 42 U.S.C. §§ 1396p (2010) (2006) and 1396r-5 (2010) (2006), ~~incorporated by reference~~. Transfer policies apply to the transfer of income and resources.

(b) No change.

1. Individuals and their spouses must disclose their ownership interest in any annuity, including annuities that are not subject to the transfer of resources assets provision, and if purchased on or after November 1, 2007 (and within the look back period) must name the state as a remainder beneficiary (for applicants at the time of approval or for recipients at time of annual review) in the first position for no more than the total amount of medical assistance paid on behalf of the institutionalized individual or in the second position after the community spouse and/or minor or disabled child unless the spouse, child or their representative disposes of the remainder for less than fair market value.

2. A purchase of an annuity (and other transactions that change the course of an annuity payment or treatment of income or principal) made on or after November 1, 2007 (and

within the look back period) will be considered a transfer of resources assets for less than fair market value unless the annuity meets all of the following criteria for applicants at the time of approval and recipients at the time of annual review: (a) the State of Florida, Agency for Health Care Administration, state is named as the primary beneficiary (or secondary as appropriate pursuant to subparagraph (b)1. above); (b) the annuity is irrevocable and non-assignable; (c) the annuity pays principal and interest in equal amounts during the term of the annuity, with no balloon or deferred payments; and (d) the annuity is actuarially sound based on standards published by the Office of the Chief Actuary of the Social Security Administration called the Period of Life Table as set forth in Rule 65A-1.716, F.A.C. (Life Expectancy Tables). If the annuity meets all of the above criteria, funds in the annuity are excluded as a resource and the periodic payments are counted as income in the eligibility determination and calculation of patient responsibility. Annuities purchased for the community spouse after November 1, 2007 must name the state as primary (or secondary) beneficiary pursuant to subparagraph (b)1. above and must be actuarially sound based on the community spouse's age and the life expectancy tables.

a. Certain transactions, such as additions of principal to an existing annuity or electing to annuitize an existing annuity that occurs on or after November 1, 2007 make an annuity (including an annuity purchased before November 1, 2007) subject to the transfer of resources provisions unless the criteria of (a)2. through (d)2. above are met.

b. Annuities purchased on or after November 1, 2007 (and within the look back period), by or on behalf of the community spouse, must name the State of Florida, Agency for Health Care Administration, as primary (or secondary) beneficiary pursuant to subparagraph (b)1. above and must be actuarially sound based on the community spouse's age and the life expectancy tables. Annuities purchased by or on behalf of the community spouse after approval of ICP, Institutional Hospice or HCBS Waiver Programs for the applicant spouse are not evaluated for transfer of resources provisions.

3. Individual Retirement Accounts (IRAs) or annuities (as described in Section 408 of the Internal Revenue Code) (2010) (2008), ~~incorporated by reference~~) established by an employee or employer are not considered under the transfer of resources assets provision and are not required to name the state as the primary remainder beneficiary in accordance with subparagraph (b)1. above.

(c) No penalty or period of ineligibility shall be imposed against an individual for transfers described in 42 U.S.C. § 1396p(c)(2) (2010) (2006), ~~incorporated by reference~~.

1. through 5. No change.

(d) Except for allowable transfers described in 42 U.S.C. § 1396p(c)(2) (2010), in all other instances the Department must presume the transfer occurred to become Medicaid eligible unless the individual can prove otherwise.

1. through 2. No change.

3. Promissory notes, loans and mortgages purchased on or signed after November 1, 2007 (and within the look back period) will be considered transfers of resources for less than fair market value assets without fair compensation to become Medicaid eligible unless the promissory notes, loans or mortgages meet all of the following criteria: (a) the repayment term is actuarially sound in accordance with the Life Expectancy Tables as referenced in paragraph (b)2. above; (b) payments must be made in equal amounts during the term of the loan, with no deferral and no balloon payments being possible; and (c) debt forgiveness is not allowed. If these criteria are not met, for purposes of transfer of resources assets, the value of the promissory notes, loans or mortgages will be the outstanding balance due as of the date of application for ICP, Institutional Hospice or HCBS Waiver Programs long-term care services.

4. A life estate interest purchased in another individual's home on or after November 1, 2007 (and within the look back period) is considered a transfer of resources assets for less than fair market value. If the individual has not lived in the home for at least one year after the date of the purchase, the full amount of the purchase price paid for the life estate will be considered an uncompensated transfer without considering the value of the life estate. If the individual who purchased the life estate has resided in the home for at least one continuous year after the date of the purchase, the value of the life estate will be considered compensation and will be calculated by multiplying the current market value of the property at the time of the purchase by the life estate factor that corresponds to the individual's age at the time of the purchase. The life estate tables are incorporated by reference from the Social Security Administration's online Program Operations Manual System (SI 01140.120) (04/99), can be incorporated by reference, as found in Appendix A-17 of the Department's online manual located at <http://www.dcf.state.fl.us/programs/access/esspolicymanual.shtml> ~~www.dcf.state.fl.us/ess/~~ (June 2009). Brief absences from the life estate property such as stays in a rehabilitation facility or vacations may not disrupt the client's residency in the home. The facts of each absence will be evaluated to determine if the home continued to be the individual's principal place of residence such as whether the person's mail was delivered and received there or whether they paid the property taxes.

5. Compensation for a resource may be received in the form of cash, real or personal property or other valuable consideration provided. Compensation is the gross amount paid or to be paid for the resource based on the agreement at the time of transfer, or contract for sale, if earlier. Compensation received in the form of real or personal property is valued according to its fair market value (FMV). Fair market value is defined as the price for which a resource can reasonably be expected to sell on the open market. If

compensation for the resource is in the form of jointly owned real or personal property, the value of the compensation received is the FMV of the fractional interest in the real or personal property transferred or received. Expenses attributed to the sale of a resource do not reduce the value of the compensation.

(e) through (f) No change.

(g) For transfers prior to November 1, 2007 (and within the look back period), periods of ineligibility are calculated beginning with the month in which the transfer occurred and shall be equal to the actual computed period of ineligibility, rounded down to the nearest whole number. For transfers made on or after November 1, 2007 (and within the look back period), periods of ineligibility begin with the later of the following dates: (1) the day the individual is eligible (pursuant to Rules 65A-1.711 through 65A-1.713, F.A.C.) for Medicaid medical assistance under the state plan and would otherwise be receiving institutional level care services in a nursing home facility, an institution with a level of care equivalent to that of a nursing facility, or home or community based services furnished under a waiver based on an approved application for such care but for the application of the penalty period; or (2) the first day of the month in which the individual transfers the asset; or (3) the first day following the end of an existing penalty period. The Department shall not round down, or otherwise disregard, any fractional period of ineligibility of the penalty period but will calculate the period down to the day. There is no limit on the period of ineligibility. Once the penalty period is imposed, it will continue although the individual may no longer meet all factors of eligibility and may no longer qualify for Medicaid long-term care benefits.

1. No change.

a. For transfers prior to November 1, 2007 (and within the look back period), where resources or income have been transferred in amounts or frequency or both that would make the calculated penalty periods overlap, the value of all transferred resources or income is added together and divided by the average cost of private nursing home care.

b. For transfers prior to November 1, 2007 (and within the look back period), where multiple transfers are made in such a way that the penalty periods for each would not overlap, each transfer is treated as a separate event with its own penalty period.

c. For transfers on or after November 1, 2007 (and within the look back period), the uncompensated value of all transfers will be added together to arrive at one total value with a penalty period assigned.

2. If an institutionalized individual is ineligible for ICP, Institutional Hospice or an HCBS Waiver Program medical assistance due to a transfer of resources or income by the community spouse, and the community spouse becomes potentially eligible for ICP, HCBS, or Institutional Hospice services, any remaining penalty period must be apportioned

between the spouses. The Department shall apportion penalty periods by dividing any new or remaining penalty periods by ~~two~~ 2 and attribute the quotient to each spouse. Any excess months may be attributed to the spouse that caused the penalty or according to the wishes of the couple or their representative.

3. Individuals who are ineligible due solely to the uncompensated value of a transferred resource or income are ineligible for ~~ICP nursing home, Institutional Hospice or HCBS Waiver services~~ payment, but are eligible for other Medicaid benefits.

(4) Spousal Impoverishment. The Department follows 42 U.S.C. § 1396r-5 (2010) for resource allocation and income attribution and protection when an institutionalized individual, including a hospice recipient residing in a nursing facility, has a community spouse. Spousal impoverishment policies are not applied to individuals applying for, or receiving ~~services under HCBS Waiver Programs~~ services, except for individuals in the Long-Term Care Community Diversion Program, the Assisted Living Facility ~~Waiver~~ or the Cystic Fibrosis ~~Waiver~~.

(a) through (f) No change.

(g) The institutionalized spouse shall not be determined ineligible based on a community spouse's resources if all of the following conditions are found to exist:

1. The institutionalized individual is not eligible for Medicaid ~~Institutional Care Program~~ services because of the community spouse's resources and the community spouse refuses to use the resources for the institutionalized spouse; and

2. through 4. No change.

(5) Other Resource Policies.

(a) Individuals shall not be eligible for ~~ICP, Institutional Hospice or HCBS Waiver Programs on or long term care services~~ after November 1, 2007, if the individual's equity interest in the individual's home exceeds ~~\$525,000~~ \$500,000.

1. The individual's equity interest is based on the current market value of the home (including all contiguous property), minus any encumbrances such as a mortgage or other associated loans. ~~Long term care services include Medicaid services authorized under the Institutional Care Program, institutional hospice, home and community based waiver services and the Program of All Inclusive Care for the Elderly (PACE).~~

2. Unless evidence to the contrary is on file or is received, accept the individual or designated representative's statement as to equity value of a home that is less than \$500,000. For equity value of \$500,000 or more, the individual or designated representative must provide verification of current market value and indebtedness. Verification of the current market value must be obtained from a knowledgeable source commonly involved in the housing industry in the geographic locale, such as a real estate broker, mortgage broker, property appraiser, or builder. The verification must include the current

market value, the name of the person providing the estimate, and the contact information of the business or agency for whom the person providing the estimate works.

~~3.2-~~ Paragraph (5)(a) ~~above~~ does not apply if the individual's spouse, individual's child under age 21 or the individual's blind or disabled child (based on the federal definitions of "blindness" in 20 C.F.R. §§ 416.981-416.986 (2011) (2009), ~~incorporated by reference~~, and "disability" in 20 C.F.R. §§ 416.905-416.906 (2011) (2009), ~~incorporated by reference~~ of any age ~~is~~ are residing in the institutionalized individual's home.

~~4.3-~~ The home equity provision may be waived when denial of ~~ICP, Institutional Hospice or HCBS Waiver Programs long term care services~~ would result in demonstrated hardship to the institutionalized individual.

~~5.4-~~ The Department will mail a notice to individuals whose home equity interest exceeds ~~\$525,000~~ \$500,000 (Form CF-ES 2354, 02/2007, Notice of Excess Home Equity Interest, incorporated herein by reference), advising of the opportunity to have the home equity interest policy waived.

(b) An individual's entrance fee in a continuing care retirement community or life care community shall be considered a resource, as set forth in SEC. 1917(g) of the Social Security Act (2011) (2007), ~~which is incorporated herein by reference.~~

(c) The Department follows SSI policy prescribed in SSA's Program Operations Manual System, SI 01120.010 and SI 01140.215 with regard to block accounts. SSI policy requires resources in a blocked account to be countable resources. This applies regardless of whether the individual or their representative is required to petition the court to withdraw funds for the individual's care. A blocked account is one in which state law protects an individual's funds by specifically requiring that the funds be made available for the care and maintenance of the individual.

(6) Copies of ~~the forms and~~ materials incorporated by reference in this rule are available from the Economic Self-Sufficiency ACCESS Florida Headquarters Office at 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700. Forms are also available on the Department's web-site at <http://www.dcf.state.fl.us/dcfforms/Search/DCFFormSearch.aspx>.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.903, 409.904, 409.906, 409.919 FS. History—New 10-8-97, Amended 1-27-99, 4-1-03, 9-28-04, 8-10-06 (1)(a), (f), 8-10-06 (1)(f), 8-10-06 (3)(g)1., 11-1-07, 12-24-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Jeri Flora
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: David E. Wilkins
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 26, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 3, 2010

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Substance Abuse Program

RULE NO.: 65D-30.008
 RULE TITLE: Standards for Day or Night Treatment with Host Homes

PURPOSE AND EFFECT: Rule 65D-30.008, F.A.C., is being repealed because the Department has determined that there is no need for this licensing designation.

SUMMARY: Chapter 65D-30, F.A.C. is repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein:

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: 397.321(5), 397.311(18)(d), (e), 397.321(1), 397.419 FS.

LAW IMPLEMENTED: Chapter 397, Parts I, II, and III, as amended by Chapter 2009-132, Laws of Florida.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Elyse Linn, (850)717-4423 or Elyse_Linn@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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Elyse Linn, Operations and Review Specialist, Department of Children and Families, 1317 Winewood Boulevard, Building 6, Room 331, Tallahassee, Florida 32399-0700

THE FULL TEXT OF THE PROPOSED RULE IS:

65D-30.008 Standards for Day or Night Treatment with Host Homes.

~~Rulemaking Specific~~ Authority 397.321(5) FS. Law Implemented 397.311(18)(d), (e), 397.321(1), 397.419 FS. History--New 5-25-00, Amended 4-3-03, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elyse Linn, Substance Abuse and Mental Health Program Office, Department of Children and Families, 1317 Winewood Blvd., Building 6, Room 331, Tallahassee, FL 32399-0700, (850)717-4423

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: David Wilkins, Secretary, Department of Children and Families

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 17, 2011

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Mental Health Program

RULE NO.: 65E-14.012
 RULE TITLE: Contract Suspension and Termination

PURPOSE AND EFFECT: The purpose is to repeal unnecessary language concerning contract closeout and revise contract termination language from the community substance abuse and mental health services financial rules that conflicts with the Department's Standard Contract, under Sections 394.74 and 397.03, F.S.

SUMMARY: The proposed rule amends the chapter on community substance abuse and mental health services financial rules to repeal unnecessary language concerning contract closeout and revise contract termination language.

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: 394.74, 397.03 FS.

LAW IMPLEMENTED: 394.74, 397.03 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: Frank Dichio, Substance Abuse and Mental Health Program Office, 1317 Winewood Boulevard, Building 6, Room 231, Tallahassee, FL 32399-0700, frank_dichio@dcf.state.fl.us, (850)717-4345

THE FULL TEXT OF THE PROPOSED RULE IS:

65E-14.012 Contract ~~Closeout~~, Suspension, and Termination.

~~(1) Closeout.~~

~~(a) Each contract shall be closed out as promptly as is feasible after expiration or termination.~~

~~(b) In closing out department contracts, the following shall be observed:~~

~~1. Upon request, the department shall pay the contractor within 120 days for any allowable reimbursable costs not covered by previous payments up to the limits of the amounts specified in the contract.~~

~~2. The contractor shall, within 120 days, refund any unearned state funds advanced to the contractor.~~

~~3. The contractor shall submit, within 120 days of the date of expiration, all financial, performance, and other reports required by the terms of the contract. The department may extend the due date for any report upon receiving a justified request from the contractor and may waive any report which is not needed.~~

~~4. If a contract is closed out without audit, the department retains the right up to five years to disallow and recover an appropriate amount, after fully considering any recommended disallowances resulting from an audit which may be conducted later.~~

~~5. The closeout of a contract does not affect the contractor's responsibilities with respect to property under Rule 65E-14.010, F.A.C., or with respect to any program income for which the contractor is still accountable.~~

~~(e) Amounts payable to the State. For each contract, the following sum shall constitute a debt or debts owed by the contractor to the State, and shall be recovered from the contractor or its successor or assignees by setoff or other action as provided by law: any contracted funds paid to the contractor by the State in excess of the amount to which the contractor is determined to be entitled under the terms of the contract.~~

~~(d) Violation of terms. When a contractor has materially failed to comply with the terms of a contract, the department may suspend the contract in accordance with subsection (2), below, terminate the contract for cause, as provided in subsection (3), below, or take such remedies as may be legally available and appropriate in the circumstances.~~

~~(1)(2) Suspension.~~

~~(a) When a contractor has materially failed to comply with the terms of a contract, the department may, upon written notice to the contractor, suspend the contract in whole or in~~

part. The notice of suspension will state the reasons for the suspension, any corrective action required of the contractor, and the effective date. The suspension may be made effective at once if a delayed effective date would be unreasonable considering the department's responsibilities to protect the State's interest. Suspensions shall remain in effect until the contractor has taken corrective action satisfactory to the department or given evidence satisfactory to the department that such corrective action will be taken, or until the department terminates the contract.

(b) New obligations incurred by the contractor during the suspension period will not be allowed unless the department expressly authorizes them in the notice of suspension, or an amendment to it. Necessary and otherwise allowable costs which the contractor could not reasonably avoid during the suspension period will be allowed if they result from obligations properly incurred by the contractor before the effective date of the suspension and not in anticipation of suspension or termination. At the discretion of the department, third-party in-kind contributions applicable to the suspension period may be allowed in satisfaction of matching requirements.

(c) Appropriate adjustment to payments under the suspended contract will be made either by withholding subsequent payments or by not allowing the contractor credit for disbursements made in payment of unauthorized obligations incurred during the suspension period.

(2)(3) Termination. Any contract may be terminated, with or without cause, in accordance with the terms of the contract.

~~(a) Termination for cause. The department may terminate any contract in whole, or in part, at any time before the date of expiration, whenever it determines that the contractor has materially failed to comply with the terms of the contract. The department shall promptly notify the contractor in writing of the determination and the reasons for the termination, together with the effective date.~~

~~(b) Termination on other grounds. Except as provided in paragraph (3)(a) of this rule, contracts may be terminated in whole, or in part, only as follows:~~

~~1. By the department with the consent of the contractor, in which case the two parties shall agree upon the termination conditions, including the effective date and in the case of partial termination, the portion to be terminated, or~~

~~2. By the contractor, upon written notification to the department, setting forth the reasons for such termination, the effective date, and, in the case of partial termination, the portion to be terminated. However, if, in the case of a partial termination, the department determines that the remaining portion of the contract will not accomplish the purposes for which the contract was made, the department may terminate the contract in its entirety under either paragraph (3)(a) or (3)(b), above.~~

~~(e) Termination settlements. When a contract is terminated, the contractor shall not incur new obligations for the terminated portion after the effective date, and shall be responsible for all outstanding obligations after the effective date of the termination. The department shall not allow credit to the contractor for the state's share of any obligations incurred by the contractor after termination.~~

~~Rulemaking Specific Authority 394.74, 397.03 FS. Law Implemented 394.74, 397.03 FS. History--New 2-23-83, Amended 2-25-85, Formerly 10E-14.12, 10E-14.012, Amended _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
Frank Dichio
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: David E. Wilkins
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 24, 2012

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

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

PURPOSE AND EFFECT: The purpose and effect of this rule amendment would be to provide a greater opportunity for individuals and families to enjoy a free Saturday fishing, without the requirement of a license, in Florida's fresh waters. This also enables partners to put on outreach events that adults can participate in without the need to purchase a license. The net effect that we hope to achieve is enhanced recruitment, retention and engagement of anglers that ultimately will lead to a greater commitment to conservation stewardship, more time spent fishing, and a positive local economic impact.

SUMMARY: Rather than the currently established first full-weekend in April being a free freshwater fishing weekend, two separate Saturdays (the first Saturday in April and second Saturday in June) will be set as free freshwater fishing days.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is

required, the information expressly relied upon and described herein: The nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Fla. Const., 379.354(15) FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Fla. Const., 379.354(15) FS.

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

DATES AND TIME: During the regular meeting of the Commission, April 25 and 26, 2012, 8:30 a.m.

PLACE: Plantation Golf Resort and Spa, 9301 West Fort Island Trail, Crystal River, FL 34429

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tom Champeau, Director-Division of Freshwater Fisheries Management, 620 S. Meridian Street, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-5.006 Designation of Free-Freshwater Fishing ~~Weekend~~; License Requirements and Regulation Compliance. Notwithstanding the provisions of Section 379.354, F.S., any person may take or attempt to take freshwater fish for noncommercial purposes during "Free-Freshwater Fishing ~~Days Weekend~~" without obtaining or possessing a license as otherwise required by that section. "Free-Freshwater Fishing ~~Day-Spring Weekend~~" is hereby designated as that period, commencing at 12:01 a.m. and ending at 11:59 p.m. on the first Saturday in April, ~~and ending at 11:59 p.m. on the first Sunday in April, and "Free-Freshwater Fishing Day-Summer" is hereby designated as that period, commencing at 12:01 a.m. and ending at 11:59 p.m. on the second Saturday in June,~~ or such other ~~weekend~~ period as may be specified by order of the Commission. Any person taking or attempting to take freshwater fish during said periods shall comply with all other laws or regulations governing the holders of freshwater fishing licenses, and all other conditions and limitations regulating the taking of freshwater fish as are imposed by law or rule.

~~Rulemaking Specific Authority Art. IV, Sec. 9, Fla. Const., 379.1025, 379.354 FS. Law Implemented Art. IV, Sec. 9, Fla. Const., 379.354 FS. History--New 6-20-90, Amended 2-25-99, Formerly 39-5.006, Amended _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Tom Champeau, Director-Division of Freshwater Fisheries Management, 620 S. Meridian Street, Tallahassee, Florida 32399

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 17, 2012

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.09981
RULE TITLE: Implementation of Florida's System of School Improvement and Accountability

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 38, No. 5, February 3, 2012 issue of the Florida Administrative Weekly.

Rule 6A-1.09981(4)(a)1. should have read:

6A-1.09981 Implementation of Florida's System of School Improvement and Accountability.

(1) through (3) No change.

(4)(5) Criteria for Designating School Performance Grades. School performance grades shall be based on a combination of the following three components, as specified in Section 1008.34(3), F.S.:

(a) Components that apply to all school types:

1.(a) Student achievement scores, aggregated for each school, which indicate the percent of eligible students who score at or above FCAT Achievement Level 3 on FCAT 2.0 and statewide EOC assessments in reading, mathematics, and science, and math and the percent of students who score "4.0" or higher on the FCAT Writing assessment. These percentages will also include, for students with disabilities whose sole assessment results are FAA scores, students who score at FAA Performance Level 4 or higher.

Statewide EOC assessment scores used for the performance and learning gains measures in high schools grades will be scores for the assessments administered to students for the first-time. All other scores for students on the same assessment will be counted as retakes.

2. through 3. No change.

(b) through (c) No change.

(5)(6) Procedures for Calculating School Performance Grades. The overall school Performance Grade of A, B, C, D or F for school years 2001-2002 and thereafter, as designated in Section 1008.34(2), F.S., shall be based on the sum of the following six (6) school grade component points described below elements:

(a) Points for all school types based on student performance and learning gains (800 points available).

1. through 7. No change.

8. One (1) point for each percent of students in the lowest twenty-five (25) percent in mathematics in the school as defined in subparagraph (4)(a)3. of this rule who make learning gains as defined in subparagraph (4)(a)2. of this rule.

The percent of students reflected in each of the six (6) school grade point elements defined in paragraphs (6)(a) through (f) of this rule shall be expressed to the nearest whole number. The corresponding points assigned for each grade point element shall also be expressed to the nearest whole number. In the event that a school does not have at least ten (10) eligible students tested in writing, the district average in writing as defined in subparagraph (5)(a)3. paragraph (6)(e) of this rule shall be substituted. In the event that a school does not have at least ten (10) eligible students tested in science, the district average in science as defined in subparagraph (5)(a)4. of this rule shall be substituted. In the event that a school does not have at least thirty (30) students in the lowest twenty-five (25) percent in reading or in mathematics as defined in subparagraph (4)(a)3. paragraph (5)(e) of this rule, the lowest performing thirty (30) students below satisfactory proficiency, defined as FCAT 2.0 Achievement Levels 1; and 2, and 3; shall be used. In the event there are still not thirty (30) qualified students in the lowest achieving group for reading, the grade point component element defined in subparagraph (5)(a)5. paragraph (6)(d) of this rule shall be substituted for the grade point component element defined in subparagraph (5)(a)7. paragraph (6)(f) of this rule. In the event there are still not thirty (30) qualified students in the lowest achieving group for mathematics, the grade point component defined in subparagraph (5)(a)6. of this rule shall be substituted for the grade point component defined in subparagraph (5)(a)8. of this rule.

(b) through (d) No change.

(6) through (7) No change.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.099824
 RULE TITLE: Voluntary Prekindergarten (VPK) Provider Placed on Probation Good Cause Exemption

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 38, No. 1, January 6, 2012 issue of the Florida Administrative Weekly.

Rule 6A-1.099824(3) should have read:

6A-1.099824 Voluntary Prekindergarten (VPK) ~~Low Performing~~ Provider Placed on Probation Good Cause Exemption.

Pursuant to Section 1002.69, F.S., the State Board of Education, upon request of a private prekindergarten provider or public school that remains on probation for two (2) consecutive years or more and subsequently fails to meet the minimum rate adopted under Section 1002.69(6)(a), F.S., and for good cause shown may grant to the provider or school an exemption from being determined ineligible to deliver the Voluntary Prekindergarten Education Program and receive state funds for the program.

(1) through (2) No change.

(3) Application. A provider seeking a good cause exemption shall complete the Department’s VPK Good Cause Exemption Application Form VPK-GCE-02, February 2012 March 2011, (<http://www.flrules.com/Gateway/reference.asp?No=Ref-00032>) which is incorporated by reference herein. The sole method of submitting this form will be through the Department’s web site at: <https://vpk.fl DOE.org>. The submission of an application for a good cause exemption must adhere to the following:

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.: 6A-10.0318
 RULE TITLES: Postsecondary Preparatory Instruction Curriculum and Postsecondary Readiness Competencies

6A-10.0319
 Developmental Education Competencies

NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 1, January 6, 2012, Florida Administrative Weekly has been continued from February 28, 2012 to March 27, 2012.

AGENCY FOR HEALTH CARE ADMINISTRATION

Hospital and Nursing Home Reporting Systems and Other Provisions Relating to Hospitals

RULE NOS.: 59E-4.001
 RULE TITLES: Purpose

59E-4.002
 Definitions

59E-4.004
 Financial Reporting Requirements

59E-4.005
 Special Information Requests

59E-4.009
 Change of Ownership

59E-4.011
 Collection of Data on Nursing Home Charges

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 4, January 27, 2012 issue of the Florida Administrative Weekly. The Notice of Proposed Rule Repeal, as advertised on January 27, 2012, did not fully address information that should have been included under the Rule Making Authority and Law Implemented. The Rule Making Authority for these rules are as follows: Sections 407.03, 408.15 and 408.061, F.S. The Laws Implemented for these rules are as follows: Sections 407.30, 407.34, 408.07(41), 408.061, 408.062, 408.08, F.S.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.: 60S-1.004
 RULE TITLES: Participation

60S-1.005
 Special Risk Class; Legislative Intent and Procedures

60S-1.0053
 Criteria for Special Risk Membership – Correctional Officers

60S-1.0054
 Special Risk Administrative Support Class

60S-1.0057
 Senior Management Service Class (SMSC)

60S-1.007
 Admission of Cities and Special Districts to the Florida Retirement System

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. 47, November 23, 2011 issue of the Florida Administrative Weekly.

60S-1.004 Participation.

(1) Compulsory Membership – Participation in the Florida Retirement System (FRS) shall be compulsory as a condition of employment for all officers and employees enumerated in the following paragraphs who are filling a regularly established position as described in subsection 60S-1.004(4), F.A.C., and defined in Rule 60S-6.001, F.A.C., (exceptions are provided in subsection 60S-1.004(2) or (3), F.A.C.). Such officers and employees shall participate in one of the five Florida Retirement System classes of membership. Members shall be

assigned to the Regular Class unless eligible or required by virtue of the position held to be in the Special Risk Class as provided in Rule 60S-1.005, F.A.C., the Special Risk Administrative Support Class as provided in Rule 60S-1.0054, F.A.C., the Elected Officers' Class as provided in Rule 60S-1.0055, F.A.C., or the Senior Management Service Class as provided in Rule 60S-1.0057, F.A.C. All such officers or employees initially enrolled into the FRS or initially enrolled as renewed members of the FRS as provided in Section 121.122 and 121.053, F.S., shall be enrolled, by default, into the defined benefit plan of the FRS more commonly referred to as the FRS Pension Plan as provided in Part I of Chapter 121, F.S., and may, by the last business day of the fifth month following his or her month of hire as provided in Section 121.4501, F.S., choose to elect enrollment into the defined contribution plan of the FRS more commonly referred to as the FRS Investment Plan as provided in Part II of Chapter 121, Florida Statutes. Such election may be filed with the Plan Choice Administrator as defined in subsection 60S-6.001(50), F.A.C., using one of the following State Board of Administration forms applicable to his or her membership class in the Florida Retirement System. The forms are: Form ELE-1-EZ (Rev. 07-11), an EZ Retirement Plan Enrollment form which is only for Regular Class, Special Risk Class, and Special Risk Administrative Support Class members; Form ELE-1 (Rev. 10-11), a General Retirement Plan Enrollment form for Regular Class, Special Risk Class, and Special Risk Class Administrative Support Class members; Form EOC-1 (Rev. 10-11), a form for Elected Officers' Class members; Form OCC-1 (Rev. 10-11), a form for members eligible for participation in the State Community College Optional Retirement Program; Form ORP-16 (Rev. 10-11), a form for members eligible for participation in the State University System Optional Retirement Plan; Form SMS-1 (Rev. 10-11), a form for members eligible for participation in the Senior Management Service Optional Annuity Plan; and Form SMS-3 (Rev. 10-11), a form for members eligible for participation in a local retirement plan in lieu of the Senior Management Service Class all of which are herein incorporated by reference. The form appropriate to the employee's membership class is available in the enrollment package which is sent to the employee's address of record after the employee's first reported payroll or by accessing the Division's Web site (<http://FRS.MyFlorida.com>); or by calling toll free 1(866)446-9377, or for the hearing impaired 1(888)429-2160, or alternatively the employee may choose to submit a separate document in lieu of the form to file their election with the Plan Choice Administrator which at minimum shall provide the employee's name, social security number and his or her plan election. After the period of initial FRS plan choice has expired, or the month following the receipt of the eligible employee's plan election, if sooner, the employee's plan choice is irrevocable except that the employee shall have one opportunity, at the employee's discretion, to change plans as

provided in Section 121.4501, F.S. Such election to change FRS plans may be made using one of the following State Board of Administration forms for ease of use for employees in the several membership classes of the Florida Retirement System. These forms are: Form ELE-2 (Rev. 10-11), 2nd Election Retirement Plan Enrollment Form; and Form ELE-2-EZ (Rev. 07-11), 2nd Election Retirement Plan Enrollment Form both of which are ~~herein here-in~~ incorporated by reference. These forms can be obtained by accessing the Division's Web site (<http://FRS.MyFlorida.com>); or by calling toll free 1(866)446-9377, or for the hearing impaired 1(888)429-2160, or alternatively the employee may choose to submit a separate document in lieu of the form to file their election with the Plan Choice Administrator which at minimum shall provide the employee's name, social security number and his or her plan election.

(a) through (l) No change.

(2)(a) through (c) No change.

(d) Employees filling a position classified as eligible for participation in the Senior Management Service Optional Annuity Program as provided in Section 121.055, F.S., and Chapter 60V, F.A.C., shall within the 90-day period of the commencement of such employment have the option of prospectively participating in the Senior Management Service Optional Annuity Program (SMSOAP) in lieu of participating in the FRS as provided in Sections 121.055 and 121.4501, F.S.

1. An election to participate in the SMSOAP, must be made in writing to the Plan Choice Administrator as defined in subsection 60S-6.001(50), F.S., no later than the 90th day after the date of hire which requires the selection to be made not later than 4:00 p.m. Eastern Time on the 90th day from the employee's date of hire in accordance with Sections 121.055 and 121.4501, F.S., and Rule ~~19-11.006~~ 19-11.006, F.A.C.

(f) Any member of an existing system or any member retired under the disability provisions of the Teachers' Retirement System who recovers and terminates his or her benefit, and

2. Who has terminated all employment relationships as provided in subsection 60S-6.001(69), F.A.C., remains terminated from all covered employment for at least 12 months and returns to covered reemployment on or after July 1, 1988. Such member shall have the option of transferring to the Florida Retirement System or remaining in the existing system. To remain in the existing system the member shall, within 6 months of reemployment, make written notification to the Division of his or her intention to remain in the existing system. Such written notification may be made using Division of Retirement designed form for ease of use, Form BLE-1 (Rev 08/99), herein adopted by reference and may be obtained by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System

by dialing 711 or 1(800)955-8771, or alternatively the employee may choose to submit a separate document in lieu of Form, BLE-1, to file their written notification with the Division which at minimum shall provide the employee's name, social security number and his or her plan election. Failure to submit notification shall result in compulsory membership in the Florida Retirement System as provided in paragraph 60S-1.004(1)(d), F.A.C. (See also paragraphs 60S-1.004(1)(g), (3)(b) and (3)(f), F.A.C.)

(j) Any ~~employee~~ ~~Employees~~ filling a position classified as eligible for participation in the State Community College System Optional Retirement Program (CCORP) as provided in Section 121.051, and 1012.875, F.S.

1.a. Prior to July 1, 2003, an employee filling a CCORP eligible position, within 60 days of the date of qualifying employment, had the option of prospectively participating in the CCORP. If such option was not exercised within 60 days of qualifying employment, the employee filling the CCORP eligible position forfeits eligibility to participate in the CCORP.

2. On or after July 1, 2003, an employee filling a CCORP eligible position, within 90 days of qualifying employment, shall have the option of electing to participate in the CCORP.

d. An employee who fills a CCORP-eligible position who does not make an election to participate in the CCORP within his or her election window, forfeits eligibility to participate in the CCORP and defaults to FRS membership.

3. No change.

~~4. An employee who fills a CCORP-eligible position who does not make an election to participate in the CCORP within his or her election window, forfeits eligibility to participate in the CCORP and defaults to FRS membership.~~

(3)(a) through (b) No change.

(c) Officers and employees of any nonprofit association or corporation; however, all officers and employees of the University Athletic Association, Inc. participating in a state-supported retirement system prior to July 1, 1979, shall continue membership in such system, except those who chose in writing between July 1, 1979 and March ~~31~~³⁰, 1980 to terminate participation in the Florida Retirement System in accordance with Section 121.051(2)(a)1., F.S.

(g) Any person performing services as a consultant or an independent contractor as defined in subsection 60S-6.001(33), F.A.C. The determination of the employment classification of a person as an employee or an independent contractor is solely within the jurisdiction of the Division. To establish whether a person is an independent contractor or an employee, a determination may be requested from the Division, Bureau of Enrollment and Contributions. The determination will be based in substantial part on information furnished on Form ERQ-1 (Rev. 09/08), Florida Retirement System Pension Plan Employment Relationship Questionnaire for Retirees Within the 2nd – 12th Months, herein adopted by reference, which the

employing agency and the person performing the services must each complete and submit to the Division for a determination. Form ERQ-1 may be obtained by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. Retroactive adjustments of retirement contributions will be required by any agency that improperly excludes or enrolls a person.

(h) Any person appointed on or after July 1, 1989, to a faculty position in a college at the J. Hillis Miller Health Center at the University of Florida or the Medical Center at the University of South Florida which has a faculty practice plan provided by rule adopted by the Board of Governors or its predecessors. Effective July 1, ~~2008~~²⁰⁰⁷, any person appointed to a faculty position, including clinical faculty, in a college at a state university that has a faculty practice plan authorized by the Board of Governors. Such person must participate in the State University System Optional Retirement Program based on such service as provided in subsection 60U-1.004(4), F.A.C. and in accordance with Section 121.051(1), F.S.

60S-1.005 Special Risk Class; Legislative Intent and Procedures.

(1) Legislative Intent. – The Legislative intent and purpose in establishing the Special Risk Class of membership in the Florida Retirement System is provided in Section 121.0505(1), F.S. In creating the Special Risk Class of membership within the Florida Retirement System, it is the intent and purpose of the Legislature to recognize that persons employed in certain categories of law enforcement, firefighting, and criminal detention, and emergency medical care positions are required as one of the essential functions of their positions to perform work that is physically demanding or arduous, or work that requires extraordinary agility and mental acuity, and that such persons, because of diminishing physical and mental faculties may find that they are not able, without risk to the health and safety of themselves, the public, or their co-workers, to continue performing such duties and thus enjoy the full career and retirement benefits enjoyed by persons employed in other positions, and that, if such persons find it necessary, due to the physical and mental limitations of their age, to retire at an earlier age and usually with less service, they will suffer an economic deprivation therefrom. Therefore, as a means of recognizing the peculiar and special problems of this class of employees, it is the intent and purpose of the Legislature to establish a class of retirement membership that awards more retirement credit per year of service than that awarded to other employees; nothing contained herein shall require ineligibility for Special Risk Class membership upon reaching age 55.

(3) Application. – The following procedures shall govern applications for Special Risk Class membership:

(b) No change.

1. Any Regular Class member who feels that his or her position ~~he or she~~ meets the requirements for Special Risk Class membership set forth in subsection (2) may request that his or her employer submit an application to the Division requesting that the Division designate him or her as a Special Risk Class member. Such member shall complete the employee portions of the appropriate Special Risk Class application. The employer shall promptly certify and submit to the Division the following documents:

a. The appropriate Florida Retirement System Application for Special Risk Class Membership.

(I) Florida Retirement System Application for Special Risk Class Membership for Law Enforcement/Correctional Officers, Form FRS-400 (Rev.04/00), herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771; or

(II) Florida Retirement System Application for Special Risk Class Membership Firefighters/Paramedics/EMTs, Form FRS-405 (Rev.10/03), herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771; or

(III) Florida Retirement System Application for Special Risk Class Membership for Forensic Discipline from October 1, 2005 through June 30, 2008, Form FRS-410 (Rev. 05/08), herein adopted by reference, which may be obtained by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771; or

(IV) Florida Retirement System Application for Special Risk Class Membership for Forensic Discipline effective July 1, 2008, Form FRS-415 (05/08), herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

2. If the employer refuses to submit the member's application to the Division, the employer shall notify the member of the refusal, together with the employer's reasons for refusal. The member may then appeal this refusal to the State Retirement Commission pursuant to Section 121.0515(4)(a) ~~421.0515(3)(a)~~, F.S.

3. Upon receipt of the completed application, which shall include all of the items designated in subparagraph 1. above, the Division shall within 90 days determine if the member and the member's position meets the requirements for Special Risk Class membership set forth in subsection (2). If the requirements for Special Risk Class membership are met, the Division shall approve the member for Special Risk Class membership which shall commence as follows:

a. When a newly employed member's complete application is received by the Division of Retirement, the effective date of membership in the Special Risk Class shall be the date of employment in the approved position and Special Risk Class contributions shall be payable from that time.

c. If a Special Risk Class member changes to another position within the same agency that is not an approved ~~preapproved~~ Special Risk Class position ~~listed with Class Codes in Chapter 1 of the FRS Employer Handbook~~, or is employed with a new agency, the member must submit a complete application as provided in sub-subparagraph (3)(b)1.a. to the Division of Retirement.

d. If a Special Risk Class member changes to an approved ~~preapproved~~ Special Risk Class position ~~listed with Class Codes in Chapter 1 of the FRS Employer Handbook under the same set of criteria (e.g., a corrections officer I changing to a corrections officer II position)~~, the employer shall submit the appropriate position class code for the new position on the Monthly Retirement Report.

e. If a Special Risk Class member changes to a Special Risk Class position under a different set of membership criteria (e.g., a transfer from law enforcement to a firefighter or correctional officer position), the member must submit a complete application for Special Risk Class membership, except that the employer of such officer who changes to an approved ~~preapproved~~ Special Risk Class position ~~listed with Class Codes in Chapter 1 of the FRS Employer Handbook~~ must submit only the appropriate position class code for the new position on the Monthly Retirement Report for such member.

4. Within 90 days of receipt of the application, the Division shall determine whether or not the member and the member's position ~~meet~~ ~~meets~~ the requirements for Special Risk Class membership. If it is determined that the member or the member's position does not meet the requirements, the Division shall notify the member by certified mail, with a copy to his or her employer, of the Administrator's intended decision to disapprove the member's application for Special

Risk Class membership. This notice shall include a summary of the factual, legal and policy grounds for the intended decision.

c. If the member does not accept the Administrator's final decision on the merits, the member may request in writing, pursuant to Section 121.23, F.S., Chapter 60R-1, F.A.C., and the Uniform Rules in Rule Chapter 28-106, F.A.C., a hearing on the denial of his or her application for Special Risk Class membership before the State Retirement Commission pursuant to Sections 120.569 and 120.57(1) ~~Section 120.57(1)~~, F.S. Such request shall be filed with the Commission within 21 calendar days from the date the member receives notice of the Administrator's final decision.

60S-1.0053 Criteria for Special Risk Class Membership – Correctional Officers.

(2) No change.

(b) Effective October 1, 1978, a Warden Superintendent or Assistant Warden Superintendent (regardless of title) of a correction or detention facility where duly committed inmates are confined, housed, or maintained and where correctional officers are employed. Warden Superintendent shall mean the person directly in charge of the day-to-day operations of a specific correction or detention facility. Assistant Warden Superintendent shall mean the one person whose responsibilities include direct line authority from the Warden Superintendent over all subordinate employees for the day-to-day operations at the facility. If no one employee in a corrections facility has such responsibility, then for retirement purposes there is no assistant warden superintendent at that facility, except that in large state institutions there may be more than one assistant warden superintendent if the institution is divided into units, each having an assistant warden superintendent with direct line authority from the warden superintendent over all subordinate employees for the day to day operations within the unit.

60S-1.0054 Special Risk Administrative Support Class.

(2)(a) through (c) No change.

(d) The member remains certified by the appropriate authority and completes an aggregate of the years of service as a designated special risk member before retirement which is equal to or greater than the years of service required to be vested; and

(3)(a) No change.

1. Florida Retirement System Application for Special Risk Administrative Support Class, Form FRS-404 (Rev. 11/02), herein incorporated by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837. Individuals with a hearing or speech impairment may call the

Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. (FRS-404), adopted in Rule 60S-2.0041, F.A.C.

3. A copy of the appropriate certification or other evidence of certification as required by the Criminal Justice Standards and Training Commission in Section 943.1395, F.S., or the Firefighters Standards and Training Council in Section 633.35, F.S., or the Department of Health in Section 401.27, F.S. or maintain certification pursuant to Section 401.27, F.S.

(7) Retroactive Coverage – The provisions of this section shall apply retroactively for the period October 1, 1978, to on or before June 30, 1982 ~~July 1, 1982~~, for eligible members as provided in paragraph 60S-2.0041(2)(d), F.A.C. In order to receive credit for retroactive service under this rule, the member must make application for his or her retroactive coverage and should consult paragraph 60S-2.0041(2)(d), F.A.C., of these rules for the procedure.

(8) (a) No change.

(b) If the member does not accept the decision of the Division, he or she may petition the Division for an administrative hearing, pursuant to Sections 120.569 and 120.57, Section 120.57, F.S. Such request shall be made within the time limitations of Rule 28-106.201, F.A.C.

(9)(a) through (b) No change.

(c) If the member does not accept the decision of the Division, the member may petition the Division for an administrative hearing on the denial of his or her application for Special Risk Administrative Support Class membership, pursuant to Sections 120.569 and 120.57, Section 120.57, F.S. Such request should be made within the time limitations of Rule 28-106.201, F.A.C.

60S-1.0057 Senior Management Service Class (SMSC).

(2)(c) No change.

2. Complete Form SMSD-1 (Rev 08/00), Florida Retirement System Senior Management Service Class Designated Position Form, herein adopted by reference, which may be obtained from the Employer page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. The position number of the designated position, consisting of from 1 to 10 numeric digits, must be included on the Form SMSD-1.

60S-1.007 Admission of Cities and Special Districts to the Florida Retirement System.

(7) Referendum – The governing body of a city, independent special district, metropolitan planning organization, public charter school or public charter technical career center which has an existing retirement system covering the employees in the units that are to be brought under the

Florida Retirement System shall, prior to the city, independent special district, metropolitan planning organization, public charter school or public charter technical career center being approved for participation in the Florida Retirement System may participate only after holding a referendum as provided in and in accordance with subparagraph 121.051(2)(b)2., F.S.

~~(8)(7)~~ All required documents necessary for extending Florida Retirement System coverage shall be delivered to the Division of Retirement for consideration at least 15 days prior to the effective date of coverage. If this is not complied with, the Division of Retirement may require that the effective date of coverage be changed.

~~(9)(8)~~ The governing body of a city or independent special district that participates in the Florida Retirement System may revoke its election to participate with an effective date of January 1, 1996, in accordance with the provisions of Section 121.0511 or 121.051(2)(b)5., F.A.C.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.:	RULE TITLE:
60S-1.00537	Criteria for Specific Risk Class Membership-Certain Professional Health Care Workers
60S-1.00539	Criteria for Special Risk Class Membership-Forensic Disciplines

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 47, November 23, 2011 issue of the Florida Administrative Weekly.

60S-1.00537 Criteria for Specific Risk Class Membership ~~Membership~~-Certain Professional Health Care Workers.

60S-1.00539 Criteria for Special Risk Class Membership ~~Membership~~-Forensic Disciplines.

No changes to the text of these rules.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.:	RULE TITLES:
60S-2.003	Credit for Past Service
60S-2.0041	Credit Toward Special Risk Normal Retirement Date
60S-2.005	Credit for Military Service
60S-2.006	Credit for Leaves of Absence Under the Florida Retirement System
60S-2.007	Credit for Out-of-State and In-State Service

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. 47, November 23, 2011 issue of the Florida Administrative Weekly.

60S-2.003 Credit for Past Service.

(1)(a) through (f) No change.

(g) Past service under this subsection may be claimed as Special Risk Class service valued at 2% per year by current or former Special Risk Class members of the Florida Retirement System. Such additional credit may be purchased at the time the employee becomes a member of the Florida Retirement System or at any time prior to retirement. In addition to conditions (a) through (f), the following conditions must be met:

1. The service must satisfy the criteria established for the Special Risk Class as provided in Rule 60S-1.0051, 60S-1.0052, 60S-1.0053, 60S-1.00535 or 60S-1.00539, F.A.C., of these rules, except that a certificate or waiver of certificate shall not be required. Verification that the service satisfies the criteria shall be provided by the city, independent special district, metropolitan planning organization, charter school, or charter technical school on Form FRS-401 (Rev. 07/99), Florida Retirement System Special Risk Credit for Past Service, herein adopted by reference, and must be approved by the Division. Form FRS-401 may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

60S-2.0041 Credit Toward Special Risk Class Normal Retirement Date.

(1)(a) The position filled at that time shall satisfy the criteria as provided in Rule 60S-1.0051, 60S-1.0052 or 60S-1.0053, F.A.C., except the requirement for a certificate or waiver of certificate. The member shall apply for such credit and the agency shall provide verification that the position satisfies the criteria on Form FRS-402 (Rev. 10/01), Florida Retirement System Application for Special Risk Equivalent Credit, herein adopted by reference, and must be approved by the Division. Form FRS-402 may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(b) through (c) No change.

(2)(a) through (c) No change.

(d) Retroactive coverage in the Special Risk Administrative Support Class shall be granted as follows:

1. Any member filling an administrative support position during the period October 1, 1978 through June 30, 1982, shall be covered, provided the member meets the requirements of subsection 60S-1.0054(2), F.A.C., and was:

b. Was reassigned or employed for training and/or career development or to fill a critical agency need.

2. The member must apply to the Division of Retirement and complete the member information section of Form FRS-404 (Rev. 11/02), Florida Retirement System Application for Special Risk Administrative Support Class, as incorporated by reference in Rule 60S-1.0054, F.A.C. herein adopted by reference, prior to retirement to claim such credit. The employing agency at the time the service was performed shall complete the portion of the form verifying that the member filled a Special Risk Administrative Support Class position and retained his or her certification per Rule 60S-1.0051, 60S-1.0052 or 60S-1.0053, F.A.C., during the retroactive period.

60S-2.005 Credit for Military Service.

(2)(a) through (h) No change.

(i) Any member claiming credit in accordance with this subsection shall certify on Form MF-1 (Rev. 07/06), Florida Retirement System Pension Plan Statement of Military Eligibility, herein adopted by reference, that credit for such service has not and will not be claimed for retirement purposes under any federal or state retirement or pension system where "length of service" is a factor in determining the amount of compensation received, except where credit for such service has been granted in a pension system providing retired pay for non-regular (i.e. Reserve and National Guard) service in accordance with paragraph 60S-2.005(2)(h), F.A.C. In the event of the member's death prior to retirement, the member's beneficiary shall make the required certification. If such certification is not made by the member or the member's beneficiary, credit for wartime military service will not be allowed. Form MF-1 may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Enrollment Toll Free at 1(877)377-3675, if calling outside the Tallahassee calling area or locally at (850)488-8837. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

60S-2.006 Credit for Leaves of Absence Under the Florida Retirement System.

(1)(a) through (f) No change.

(g) The member shall make application to the Division for leave of absence retirement credit on Form FR-28 (Rev 06/04), Florida Retirement System Pension Plan Application to Purchase Retirement Credit for a Pension Plan Leave of Absence, herein adopted by reference which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

60S-2.007 Credit for Out-of-State and In-State Service.

(2)(a) through (d) No change.

3. The member submits Form TR-4 (Rev. 04/99), Florida Retirement System Verification of Out-of-State Teaching Service, herein adopted by reference, completed by the administrator of the retirement system of such other state, county, municipality or taxing district stating that he or she is ineligible for a benefit therein. Such form should, if possible, be obtained by the member prior to submitting his or her application for retirement and should be attached to his or her application. Form TR-4 may be obtained by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(3)(a) through (d) No change.

(e) A member of the Florida Retirement System Pension Plan who wishes to claim such service shall obtain the following from the out-of-state or in-state employer's retirement or pension plan on Form FR-30 (Rev. 07/04), Florida Retirement System Pension Plan Verification for In-State or Out-of-State Service Credit, herein adopted by reference which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491, or if hearing of speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771; or on Form FR-30a (Rev. 07/04), Florida Retirement System Pension Plan Out-of-State Employer Request, herein adopted by reference which is sent to the member's address of record by the Division's Bureau of Retirement Calculations or may be obtained by contacting the Bureau of Retirement Calculations as provided above, if the information provided by the out-of-state in-state employer's retirement or pension plan on Form FR-30 is incomplete; or in the case of a deceased member, a beneficiary who wishes to claim such service on the behalf of the member shall obtain the following from the out-of-state or in-state employer's retirement or pension plan on Form FR-30b (Rev. 07/99), Florida Retirement System Pension Plan Verification for In-State or Out-of-State Service Credit, herein adopted by reference which may be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area or locally at (850)488-5207, or if hearing of speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771:

(f) through (h) No change.

(i) A member claiming military service under these provisions must also complete and submit to the Division, Form MF-2 (Rev. 07/06), Florida Retirement System Pension

Plan Statement of Military Eligibility to Purchase Military Service under the Out-of-State Provisions, herein adopted by reference, attesting to the fact that the military service for which he or she requests credit has not and will not be claimed for retirement purposes under any other public pension plan. Form MF-2 may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.:	RULE TITLES:
60S-3.002	Statements of Policy
60S-3.003	Retirement Contributions for Regular, Special Risk, Elected Officer, Special Risk Administrative Support and Senior Management Service Classes of the Pension and Investment Plans of the Florida Retirement System; Contributions for the Retiree Health Insurance Subsidy; and Contributions for the Deferred Retirement Option Program
60S-3.010	Contributions for Social Security
60S-3.013	Retirement Contributions for Upgraded Previous Service Credit

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. 47, November 23, 2011 issue of the Florida Administrative Weekly.

60S-3.002 Statements of Policy.

(4) The required employee contributions for all service other than current service, including but not limited to prior service, past service, military service, leave of absence service, and out-of-state and in-state service, shall be paid by cash, personal check, cashier's check, or money order. Direct rollovers from eligible retirement plans as described in Section 401(a)(31), Internal Revenue Code, will be accepted for the purchase of creditable service, however, such payment must be accompanied with a properly executed Form PRO-1 (Rev. 10/07), Florida Retirement System Pension Plan (401(a)Plan) Pretax Direct Rollover Form, herein adopted by reference which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area, or locally at (850)488-6491. Individuals with a hearing or

speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. Such contributions shall be accompanied by a statement identifying the service for which payment is made; and shall be made in a lump sum for the total amount due or in annual payments of not less than \$100, except for the final payment if less than \$100, unless another method of payment is authorized in these rules. Interest will be added annually to any unpaid balance not received at the Division on or before June 30 as provided in Rule 60S-3.0035, F.A.C.

~~(8) In the case of a State University System faculty member who receives compensation from faculty practice funds or other sources that do not contribute to the FRS, and who receives a salary increase from sources that do contribute to the FRS that are greater than twice the appropriated average State University System faculty salary percentage increase for that year (where such increase is determined by the Division to have significant fiscal impact upon the FRS), an assessment payable to the FRS may be required of the State University.~~

60S-3.003 Retirement Contributions for Regular, Special Risk, Elected Officer, Special Risk Administrative Support and Senior Management Service Classes of the Pension and Investment Plans of the Florida Retirement System; Contributions for the Retiree Health Insurance Subsidy; and Contributions for the Deferred Retirement Option Program.

(6) (a) through (b) No change.

(c) On and after July 1, 2010, any retiree of a state administered retirement system who is initially reemployed in a regularly established position shall not be eligible for renewed membership and the retirement contributions for such reemployed retirees shall be equal to the unfunded actuarial accrued liability portion of the employer contribution required for ~~other~~ active members of the FRS.

60S-3.010 Contributions for Social Security.

(1) Social Security contributions shall be required of each member of the Florida Retirement System and each reemployed retired member who renews membership as provided in Rules 60S-1.0045 and subsection 60S-1.0055(4), F.A.C., as well as for any reemployed retiree who is initially ~~initially~~ reemployed in a regularly established position on or after July 1, 2010. Contributions shall be withheld from the member's salary each pay period in the amount required for Social Security coverage as provided by the Federal Social Security Act.

60S-3.013 Retirement Contributions for Upgraded Previous Service Credit.

(6) The required contributions for a member of the Special Risk Class to claim retirement credit in such class for previous service in a forensic discipline within the purview of the Class as specified in subsection 60S-2.013(8), F.A.C., shall be an amount representing the actuarial accrued liability ~~liability~~ for the difference in the accrual value during the affected period of

service as provided in Section 121.0515(10)(c) ~~121.052(9)(c)~~, F.S. Local government employers may purchase the upgraded service on behalf of the member if that member has been employed by that employer for at least three years.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.:	RULE TITLES:
60S-4.001	Scope and Purpose
60S-4.002	Statements of Policy
60S-4.0035	Retirement Application and Effective Retirement Date
60S-4.007	Benefits Payable for Disability Retirement
60S-4.008	Benefits Payable Upon Death
60S-4.009	Benefits Payable After Termination
60S-4.010	Retirement Benefit Payment Options
60S-4.011	Designation of Beneficiary
60S-4.012	Employment After Retirement

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. 47, November 23, 2011 issue of the Florida Administrative Weekly.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimate regulatory costs or if no SERC is required, the information expressly relied upon and described herein:

Not required because there are no adverse impacts on economic growth, business competitiveness or regulatory costs of more than \$1M in the aggregate within five years of implementation.

60S-4.001 Scope and Purpose.

This chapter sets forth the rules ~~and regulations~~ providing for benefits for members of the Florida Retirement System Pension Plan administered by the Division of Retirement of the Department of Management Services unless otherwise specifically stated.

60S-4.002 Statements of Policy.

(9) To ensure the removal of names of deceased retirees or beneficiaries from the benefit payroll, the Division shall, at least once each year, conduct an audit of the benefit payroll to determine that the persons to whom benefits are being paid are still living. The benefit payment recipient may be sent Form SAPS (Rev. 10/02), Florida Retirement System Statement Attesting to Payee Status, or Form AAPS (Rev. 08/00), Florida Retirement System Pension Plan Affidavit Attesting to Payee Status, both of which are herein incorporated by reference, and ~~require~~ ~~requires~~ the still living benefit payee recipient to sign and return the form to the Division. The Division shall suspend the benefits payable to any retiree or beneficiary not confirmed

to be living. These forms may also be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area or locally at (850)488-5207. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

60S-4.0035 Retirement Application and Effective Retirement Date.

(1) It shall be the responsibility of the FRS Pension Plan member, the State and County Officers' and Employees' Retirement System member, the Teachers' Retirement System member or the beneficiary of any such member in the event of the member's death, to make proper application to the Division for retirement benefits. A member may apply for retirement benefits within 6 months prior to his or her date of termination of employment. If a member terminates his or her employment and elects to defer his or her retirement to some future date, he or she may apply for deferred benefits up to 6 months prior to the date he or she desires his or her retirement to become effective. Application for retirement benefits shall be made as follows:

(a) Application for normal or early retirement for FRS Pension Plan members as provided in Rules 60S-4.004 and 60S-4.005, F.A.C., respectively shall be made on Form FR-11 (Rev. 11/10), Florida Retirement System Pension Plan Application for Service Retirement, herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771;

(b) Application for normal or early retirement for members of the State and County Officers' and Employees' Retirement System as provided in Rules 60S-4.004 and 60S-4.005, F.A.C., respectively, shall be filed with the Division on Form SR-11 (Rev. 09/07), State and County Officers' and Employees' Retirement System Application for Service Retirement, herein incorporated by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771;

(c) Application for normal or early retirement for members of the Teachers' Retirement System as provided in Rules 60S-4.004 and 60S-4.005, F.A.C., respectively, shall be filed with the Division on Form TR-11 (Rev. 09/07), Teachers' Retirement System Application for Service Retirement, herein incorporated by reference, which may be obtained from the

Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771;

(d) Application for retirement benefits by a beneficiary of a deceased FRS Pension Plan member, State and County Officers' and Employees' Retirement System member or a Teachers' Retirement System member as provided in Rule 60S-4.008, F.A.C., shall be filed with the Division on Form FST-11b (Rev 12/02), Florida Retirement System Pension Plan Application of Beneficiary for Monthly Retirement Benefits, herein incorporated by reference, which may be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area or locally at (850)488-5207, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. Application for retirement benefits by the contingent beneficiary of a deceased FRS Pension Plan member who selected an Option 2 benefit as provided in Rule 60S-4.010, F.A.C., wherein the primary beneficiary receiving the Option 2 benefit dies within the 10-year period following the member's effective date of retirement, shall be filed with the Division on Form FST-11so2 (Rev. 12/02), Florida Retirement System Pension Plan Application for Survivor Benefits, herein adopted by reference, which may be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area or locally at (850)488-5207, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771;

(e) Application for disability retirement as provided in Rule 60S-4.007, F.A.C., shall be made as follows:

1. FRS Pension Plan members shall file such application for disability retirement with the Division on Form FR-13 (Rev. 07/06), Florida Retirement System Pension Plan Application for Disability Retirement, herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

2. FRS Investment Plan members shall file such application for disability retirement with the Division on Form PR-13 (Rev. 07/06), Florida Retirement System Investment Plan Application for Disability Retirement, herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the

Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

3. State and County Officers' and Employees' Retirement System members shall file such application for disability retirement with the Division on Form SR-13 (Rev. 09/71), State and County Officers' and Employees' Retirement System Application for Disability Retirement, herein adopted by reference, which may be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

4. Teachers' Retirement System members shall file such application for disability retirement with the Division on Form TR-13 (Rev. 10/86), Teachers' Retirement System Employees' Retirement System of Florida Application for Disability Retirement, herein adopted by reference, which may be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

60S-4.007 Benefits Payable for Disability Retirement.

(2) An FRS member who is eligible in accordance with subsection 60S-4.007(1), F.A.C., shall receive a disability benefit provided:

(b) The member makes proper application in accordance with Rule 60S-4.0035, F.A.C., and submits the following to the Division which must include documentation attesting to the criteria in paragraph (a):

2. Statement of Disability by Employer, Form FR-13a (Rev. 07/06), Florida Retirement System Statement of Disability by Employer, herein adopted by reference, which may be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771; to be completed by the member's employer;

3. Two Physician's Reports to be completed by two Florida licensed physicians as follows:

a. Such reports shall be completed and submitted to the Division on Form FR-13b (Rev. 06/06) Florida Retirement System Physician's Report, herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area or locally at

(850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(3) Should the Administrator determine that a member has failed to demonstrate total and permanent regular disability or in-line-of-duty disability, as provided in paragraph 60S-4.007(2)(a), F.A.C., the following procedure shall be followed:

(a) through (f) No change.

(g) A member whose application for regular disability retirement has been denied may, if eligible, elect to receive normal or early service retirement benefits after he or she has filed an appeal to the State Retirement Commission and is awaiting the decision on the appeal. If the member elects to receive service retirement benefits and disability benefits are later approved as a result of the appeal, the payment option chosen by the member cannot be changed. If the member elects to receive early service retirement and the appeal is later denied, the member cannot change his or her election of early retirement. Before beginning to receive regular or early retirement benefits, the member must complete and submit Form SRA-1 (Rev. 12/04), Florida Retirement System Pension Plan Service Retirement Agreement, herein adopted by reference, to the Division attesting to the fact that he or she understands that he or she cannot make such changes after he or she begins receiving the benefits. Form SRA-1 may be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(5)(a) No change.

(b) The FRS member approved for regular disability may elect to receive:

4. The FRS Investment Plan member shall make his or her option selection on Form PR-11o (Rev. 02/10), Florida Retirement System Investment Plan Option Selection for Disability Retirement, herein adopted by reference, which also requires such member to attest to his or her marital status on Form SA-2 (02/10), Florida Retirement System Investment Plan Spousal Acknowledgment Form for Disability Retirement, herein adopted by reference. A married member who selects option 1 under paragraph (a) or option 2 under paragraph (b) shall notify his or her spouse of such option selection, and the spouse shall acknowledge any such option selection on the SA-2 form. Form PR-11o and Form SA-2 may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(10) The Division of Retirement may conduct periodic reexaminations of FRS members who have been granted either regular or in-line-of-duty disability under the provisions of Chapter 121, F.S., to determine whether or not such members continue to meet the disability criteria applicable in their cases. The following procedures shall govern disability reexamination cases:

(a) The Division will mail the member the following forms which are to be completed by the member and his or her physician and returned to the Disability Determination Section of the Division within 60 days, unless an extension of time is requested and approved by the Division:

1. Form FR-13e (Rev. 07/06), "Florida Retirement System Retiree's Report of Continuing Disability" herein adopted by reference which may also be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area or locally at (850)488-2968 or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771; and

2. Form FR-13f (Rev. 07/06), "Florida Retirement System Physician's Report of Reexamination" herein adopted by reference which may also be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area or locally at (850)488-2968 or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(13)(b) No change.

2. Statement of Disability by Employer, Form SR-13a (Rev. 09/71), State and County Officers' and Employees' Retirement System Statement of Disability by Employer, herein adopted by reference and which may be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area, or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771, to be completed by the member's employer;

3. A Physician's Report, Form SR-13b (Rev. 09/71), State and County Officers' and Employees' Retirement System Physician's Report, herein adopted by reference and which may be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area, or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771, to be completed by a Florida licensed physician;

(14) The Division of Retirement may conduct periodic reexaminations of members who have been granted either regular or in-line-of-duty disability under the provisions of Chapter 122, F.S., to determine whether or not such members

continue to meet the disability criteria applicable in their cases. The following procedures shall govern disability reexamination cases:

(a) The Division will mail the member forms SR-13e (Rev.10/86), State and County Officers' and Employees' Retirement System Retiree's Report of Continuing Disability and SR-13f (Rev. 07/81), State and County Officers' and Employees' Retirement System Physician's Report of Reexamination, herein adopted by reference, which may be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area, or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. Such forms should be completed by the member and his physician and returned to the Disability Determination Section within 60 days, unless an extension of time is requested and approved by the Division.

(16)(b) No change.

2. Statement of Disability by Employer, Form TR-13a (Rev. 10/86), Teachers' Retirement System Statement of Disability by Employer, herein adopted by reference and which may be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area, or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771, to be completed by the member's employer; and

3. A Physician's Report, Form TR-13b (Rev. 10/86), Teachers' Retirement System Physician's Report, herein adopted by reference and which may be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area, or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771, to be completed by a Florida licensed physician; and

(10) The Division of Retirement may conduct periodic reexaminations of members who have been granted disability under the provisions of Chapter 238, F.S., to determine whether or not such members continue to meet the disability criteria applicable in their cases. The following procedures shall govern disability reexamination cases:

(a) The Division will mail the member forms TR-13e (Rev. 02/88), Teachers' Retirement System Retiree's Report of Continuing Disability and TR-13f (Rev.07/81), Teachers' Retirement System Physician's Report of Reexamination, herein adopted by reference, which may also be obtained by calling the Division's Disability Determination Section Toll Free at 1(877)738-3725, if calling from outside the Tallahassee calling area, or locally at (850)488-2968, or if hearing or speech impaired by calling the Division via T.D.D. at the

Florida Relay System by dialing 711 or 1(800)955-8771. Such forms should be completed by the member and his or her physician and returned to the Disability Determination Section within 60 days, unless an extension of time is requested and approved by the Division.

60S-4.008 Benefits Payable Upon Death.

(1)(a) If the death of an FRS Pension Plan member occurs, other than in-line-of-duty, prior to the member becoming vested, the member's designated beneficiary shall receive a refund of the member's accumulated contributions, except as provided in subsection 60S-2.010(4), F.A.C., and shall make application to the Division for such refund on Form FST-11g (Rev. 03/10), Florida Retirement System Pension Plan Application of Beneficiary for Benefit Payment, herein adopted by reference, which may be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area, or locally at (850)488-5207, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(c)1. If the death of a Teachers' Retirement System member occurs prior to the member obtaining 10 years of creditable service, the member's designated beneficiary shall receive a refund of the member's accumulated contributions as provided in Section 238.07, F.S., and shall make application to the Division for such refund on Form FST-11g, Florida Retirement System Pension Plan Application of Beneficiary for Benefit Payment as adopted in paragraph (a).

2. In addition, survivor benefits may be payable in accordance with Section 238.07(18), F.S. Survivors meeting the ~~eligibility~~ eligibility criteria for such benefits as provided in Section 238.07(18), F.S., shall make application to the Division on Form TR-11c (Rev. 12/02), Teachers' Retirement System Application for Survivor Benefits, herein incorporated by reference, which may be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area, or locally at (850)488-5207, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. An unmarried surviving dependent child of the deceased member over 18 years of age but not over 22 years of age and enrolled as a student in an accredited education institution meeting the eligibility criteria for survivor benefits under Section 238.07(18), F.S., shall also be required to submit the following to the Division for survivor benefit eligibility determination:

a. An acceptance letter from an accredited educational institution or Form SRF-2 (Rev. 07/99), Teachers' Retirement System Student Report Form, herein adopted by reference and which may be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area, or locally at (850)488-5207, or if hearing or speech impaired by calling the

Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771, completed by the accredited educational institution; and

b. A completed Form SRF-3 (Rev.07/99), Teachers' Retirement System Authorization for Release of Information, herein adopted by reference, which may be obtained by calling the Division's Survivor Benefits Section Toll Free at (877)377-4347, if calling from outside the Tallahassee calling area, or locally at (850)488-5207, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771; and

c. A completed Form SVF-2 (Rev 07/99), Teachers' Retirement System Affidavit Attesting to Eligibility, herein adopted by reference, which may be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area, or locally at (850)488-5207, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(6) (a) through (d) No change.

(e) Disclaimers must be filed within 24 months after the event that created the interest, that is, the death of the member or annuitant. Such disclaimer must be submitted to the Division on Form DIS-1 (Rev. 03/07), Florida Retirement System Pension Plan Disclaimer of Benefits, if the disclaimer is by a surviving beneficiary; or on Form DIS-2 (Rev. 03/07), Florida Retirement System Pension Plan Disclaimer of Benefits, if the disclaimer is by a surviving child; or on Form DIS-3 (Rev. 03/07), Florida Retirement System Pension Plan Disclaimer of Benefits, if the disclaimer is by a surviving beneficiary and child. All such disclaimer forms are herein adopted by reference and may be obtained by calling the Division's Survivor Benefits Section Toll Free at (877)377-4347, if calling from outside the Tallahassee calling area, or locally at (850)488-5207, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or (800)955-8771.

60S-4.009 Benefits Payable After Termination.

(3) In order to receive a refund of contributions under the Florida Retirement System, an FRS member must terminate all employment relationships as provided in the definition of termination in Rule 60S-6.001, F.A.C., and submit a request for refund on Form FRS-M81 (Rev. 05/11 07/04), Florida Retirement System Pension Plan Request for Refund, herein adopted by reference, to the Administrator through his or her employer, containing a certification by his or her employer of his or her termination of employment. Form FRS-M81 may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's DROP Termination and Refund Payment Section Toll Free at (877)738-3767, if calling from outside the Tallahassee calling area, or locally at (850)487-4856, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida

Relay System by dialing 711 or 1(800)955-8771. By obtaining a refund of contributions a member waives all rights under the Florida Retirement System to the service credit represented by the refunded contributions, except the right to purchase his or her prior service credit in accordance with Rule 60S-2.004, F.A.C.

60S-4.010 Retirement Benefit Payment Options.

(1) Prior to the receipt of his or her first monthly benefit payment, an FRS Pension Plan member who is eligible for a retirement benefit computed in accordance with Rule 60S-4.004, 60S-4.005, or 60S-4.006, F.A.C., shall select one of the four optional forms of payment of such benefits, as provided in paragraphs (a), (b), (c), or (d), on Form FRS-110 (Rev 01/10), Florida Retirement System Pension Plan Option Selection for FRS Members", herein adopted by reference, which also requires such member to attest to his or her marital status on Form SA-1 (Rev. 01/10), Florida Retirement System Spousal Acknowledgment Form, herein adopted by reference. Both these forms may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. A married member who selects option 1 under paragraph (a) or option 2 under paragraph (b) shall notify his or her spouse of such option selection, and the spouse shall acknowledge any such option selection in accordance with subsection 60S-4.010(9), F.A.C. The four options are as follows:

(a) through (e)1. No change.

a. The person is totally and permanently disabled from performing gainful employment by reason of a medically determinable physical or mental impairment, and

b. The Division receives two Physician's Reports, Form SB-13b (Rev. 03/01), Florida Retirement System Pension Plan Physician's Report, herein adopted by reference, completed by two Florida licensed physicians attesting to the total and permanent disability of the person, and any other evidence of disability requested by the Administrator which may include reports from vocational rehabilitation, evaluation, or testing specialists who have evaluated the applicant for employment. Form SB-13b may be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area or locally at (850)488-5207. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(8) A member who selects Option 3 or 4 shall designate a joint annuitant to receive the benefits which continue to be payable upon his or her death. If, after benefits have

commenced under Option 3 or 4, the retired member desires to change his or her designation of a joint annuitant, he or she may do so as follows:

(a) From October 1, 1979 through June 30, 1984, a retired member may change his or her designated joint annuitant only if his or her first designated joint annuitant is alive and can show evidence of good health as shall be substantiated by a statement from a Florida licensed physician. A member desiring to change his or her designation shall file such change with the Division on Form JA-1 (Rev. 12/02), "Florida Retirement System Pension Plan Change of Joint Annuitant (Retired members only)", herein adopted by reference, which may be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area or locally at (850)488-5207. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. Upon receipt of the completed form, the Division shall adjust the member's monthly benefit in accordance with subparagraph 60S-4.010(8)(c)1., F.A.C. The consent of a retired member's first designated joint annuitant to any such change shall not be required. The effective date of the change will be the first day of the month following receipt of the JA-1 form by the Division.

(d) In the event of the dissolution of marriage of a retired member and his or her designated joint annuitant, such member may, on or after June 17, 1998, elect to nullify the joint annuitant designation of the former spouse, unless there is an existing qualified domestic relations order preventing such action. The member must file with the Division a notarized statement of nullification on Form JA-NUL (Rev. 07/99), Florida Retirement System Pension Plan Joint Annuitant Nullification Form, herein adopted by reference, and a copy of the divorce decree. Form JA-NUL may be obtained by calling the Division's Survivor Benefits Section Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area or locally at (850)488-5207. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. The nullification shall be effective on the first day of the next month following receipt by the Division of the properly completed form and a copy of the divorce decree. Benefits due the member shall be adjusted, if appropriate, and shall be paid as if the former spouse predeceased the member. A member who makes such an election may not reverse the nullification. Such nullification shall not count as a change of joint annuitant unless the member chooses to designate a new joint annuitant in accordance with paragraph (b) and subparagraph (c)2., in which case the member's monthly benefit will be adjusted as though the member's nullified joint annuitant is not living.

(9) A married member who selects option 1 as provided in paragraph 60S-4.010(1)(a), F.A.C., or option 2 as provided in paragraph 60S-4.010(1)(b), F.A.C., shall notify his or her spouse of such option selection, and the spouse shall acknowledge such option selection as follows:

(a) A member who selects option 1 or 2 shall be required to indicate if he or she is married or not married on Form SA-1 (Rev. 01/10), Florida Retirement System Spousal ~~Acknowledgement~~ Acknowledgement Form, as adopted in Rule 60S-4.010, F.A.C. herein adopted by reference. If the member is married, his or her spouse shall complete the spousal ~~acknowledgement~~ acknowledgement section of such form acknowledging that the member has selected option 1 or 2.

(10) Prior to the receipt of his or her first monthly benefit payment, a State and County Officers' and Employees' Retirement System member who is eligible for a retirement benefit computed in accordance with Rule 60S-4.004, 60S-4.005 or 60S-4.006, F.A.C., shall select one of the four optional forms of payment of such benefits, as provided in Section 122.08, F.S., on Form FST-11o (Rev 07/06), Teachers' Teacher's Retirement System and State and County Officers' and Employees' Retirement System Option Selection for Members, herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

60S-4.011 Designation of Beneficiary.

(4)(a) through (b) No change.

(c) Such beneficiary designation shall be made on the Form BEN-001 (Rev. 06/04), Florida Retirement System Pension Plan Beneficiary Designation Form Active Members Only, herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Enrollment Section Toll Free at 1(877)377-3675, if calling from outside the Tallahassee calling area or locally at (850)488-8837. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(5)(a)2. No change.

3. Change his or her designation of beneficiary at any time on Form FST-12 (Rev. 12/02), Florida Retirement System Pension Plan Beneficiary Designation Form (Retired Members Only), herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at

(850)488-6491. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

60S-4.012 Employment After Retirement.

(2) The following reemployment limitations shall apply to any retiree of a state-administered retirement system who is reemployed by a Florida Retirement System employer in either a regularly established position or a temporary position, during the first 12 calendar months of retirement. For service retirements without DROP participation this 12 calendar month reemployment limitation period shall commence the month of the retiree's effective date of retirement. For DROP participants such reemployment limitation period shall apply and commence in the calendar month following the participant's DROP termination date. Any person employed in violation of any of the limitations in this section, and any employing agency which knowingly employs or appoints such person without notifying the Division to suspend retirement benefits shall be jointly and severally liable for reimbursement to the retirement trust fund of any benefits paid during the reemployment limitation period. Such employing agency shall have a written statement from the retiree that he or she is not retired from a state-administered retirement system or may use the State Board of Administration Form CERT (Rev. 06/2011), Florida Retirement System (FRS) – Certification Form, created for such purpose and herein adopted by reference, which may be obtained from the Employer page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(b)3. No change.

a. Notify the Division in writing of such employment and have his or her benefits suspended effective the first day of the first month of reemployment which may be done utilizing Form FR-23 (Rev. 07/10), Florida Retirement System Pension Plan Notification of Reemployment for Suspension of Retirement Benefits, herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. This suspension shall remain in effect for the balance of the reemployment limitation period or for every month of the reemployment limitation period in which he or she is employed, and benefits that would have been paid during the period of suspension are forfeited;

c. Upon expiration of the reemployment limitation period or upon termination of employment prior to expiration of the reemployment limitation period, notify the Division in writing that his or her reemployment limitation period has been completed or that he or she is no longer employed and desires to have his or her benefits reinstated which may be done utilizing Form FR-23a (Rev. 05/05), Florida Retirement System Pension Plan Application to Reactivate Retirement Benefits, herein adopted by reference, which may be obtained from the Forms page of the Division's website, <http://frs.MyFlorida.com>, or by calling the Division's Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. Upon verification by his or her employer, his or her retirement benefits will then be reinstated effective the first day of the month following termination of employment or expiration of the reemployment limitation period;

d. If the officer's DROP participation began prior to July 1, 2010, the officer's DROP account shall continue to earn interest beyond the DROP end date as provided in Section 121.091(13) ~~21.090(13)~~, F.S.

(6)(a) through (d)3.c. No change.

(7)(a) A retired Justice or Judge whose retirement without DROP participation is effective prior to July 1, 2010, or whose DROP termination date is prior to July 1, 2010, who after meeting termination as defined in Section 121.021, F.S., is assigned to active judicial service pursuant to Article V of the State Constitution shall continue to receive retirement benefits without being affected by the restrictions of this section but shall not be eligible for renewed membership in the Florida Retirement System.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: RULE TITLE:
60S-6.001 Definitions

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. 47, November 23, 2011 issue of the Florida Administrative Weekly.

60S-6.001 Definitions.

Whenever used in these rules, unless otherwise expressly stated, or unless the context or subject matter requires a different meaning, the following words and terms shall have the respective meanings indicated:

(16) COMPENSATION OR GROSS COMPENSATION –

(a) Compensation means the total gross monthly salary paid a member by his or her employer for work performed arising from that employment, including:

1. through 5. No change.

6. Salary supplements paid on or after July 1, 2002 and prior to July 1, 2008, to teachers under the Excellent Teaching Program or the Florida Mentor Teacher Pilot Program, as provided in and subject to the requirements of Sections 1012.72 and 1012.73, F.S.

(58) REGULARLY ESTABLISHED POSITION – A regularly established position in a State agency is a position which is authorized and established pursuant to law and is compensated from a salaries and benefits appropriation pursuant to paragraphs 216.011(1)(c) and (dd), F.S., or an established position which is authorized pursuant to Sections 216.262(1)(a) and (b), F.S., and is compensated from a salaries and benefit appropriation pursuant to Sections 216.011(1)(c) and ~~216.011(1)(dd)~~, F.S., as defined in Section 216.011(1)(mm), F.S. A regularly established position in a local agency (district school board, county agency, community college, participating city, independent special district, metropolitan planning organization, public charter school or charter technical career center) is an employment position which will be in existence for a period beyond 6 consecutive calendar months, except as provided in paragraph 60S-1.004(5)(d), F.A.C.

if the participant terminates prior to the designated resignation date. Form DP-ELE and DP-EXT may be obtained from the Forms page of the Division’s website, <http://frs.MyFlorida.com>, or by calling the Division’s Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. The participant may cease participation in DROP prior to the designated resignation date only by satisfying the definition of termination as provided in paragraph 60S-6.001(69)(b), F.A.C.

60S-11.002 Participation.

(3) APPLICATION TO PARTICIPATE –

(a)1. No change.

2. Form DP-11 (Rev. 11/10), Florida Retirement System Pension Plan Application for Service Retirement and the Deferred Retirement Option Program (DROP); or Form DS-11 (Rev. 07/06), State and County Officers’ and Employees’ Retirement System Application for Service Retirement and the Deferred Retirement Option Program (DROP); or Form DT-11 (Rev. 07/06), Teachers’ Retirement System Application for Service Retirement and the Deferred Retirement Option Program (DROP). All such forms are herein adopted by reference and may be obtained from the Forms page of the Division’s website, <http://frs.MyFlorida.com>, or by calling the Division’s Bureau of Retirement Calculations Toll Free at 1(888)738-2252, if calling from outside the Tallahassee calling area or locally at (850)488-6491, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. Such application will be accepted by the Division up to 6 months in advance of the intended DROP begin date, and shall establish the member’s effective date of retirement and DROP begin date. The effective date of retirement and the DROP begin date shall both be the first day of the month that the member indicates on his or her application as the date he or she wishes his or her DROP participation to begin, provided the Division receives the member’s application no later than the close of business on the last day of the month in which the DROP begin date occurs. If a member fails to apply for DROP by the last day of the month in which his or her intended DROP begin date occurs, the effective date of retirement and the DROP begin date shall be the first day of the month in which the Division receives the member’s application, provided the application is received within the 12-month election as provided in subsection 60S-11.002(2), F.A.C.

60S-11.004 Benefits.

(7) DROP benefits shall be subject to the provisions of Rules 60S-4.014 and 60S-4.021, F.A.C., pertaining to assignment, execution, or attachment of benefits, and forfeiture of benefits, respectively. The Alternate Payee of a DROP participant as a result of an approved Qualified Domestic

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.:	RULE TITLES:
60S-11.001	Definitions
60S-11.002	Participation
60S-11.004	Benefits

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. 47, November 23, 2011 issue of the Florida Administrative Weekly.

60S-11.001 Definitions.

(8) DROP END DATE – means the date DROP participation ceases and shall be the date termination of all employment occurs as defined in paragraph 60S-6.001(69)(b), F.A.C., except as provided in subsection 60S-11.004(10) F.A.C., for elected officers. The DROP end date shall be effective as of the date of the participant’s designated deferred resignation, as stated on Form DP-ELE (Rev. 04/09), Florida Retirement System Pension Plan Notice of Election to Participate in the Deferred Retirement Option Program (DROP) and Resignation of Employment, herein adopted by reference; or if applicable on Form DP-EXT (Rev. 04/09), Florida Retirement System Pension Plan Extension of Deferred Retirement Option Program (DROP) For Specified K-12 Instructional Personnel, herein adopted by reference, or earlier

Relations Order may designate a beneficiary on Form DP-12 (Rev. 02/06), Florida Retirement System Pension Plan Beneficiary Designation Form for the Alternate Payee of a DROP Participant, herein adopted by reference, in ~~the event~~ the event the Alternate Payee predeceases the DROP participant during the period of DROP participation. Form DP-12 may be obtained by calling the Survivor Benefits Section of the Division Toll Free at 1(877)377-4347, if calling from outside the Tallahassee calling area or locally at (850)488-5207, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(9) Termination of Employment for Participants Other than Elected Officers – A DROP participant, except for an elected officer participating in any membership class, must terminate employment on or before the preselected resignation date specified on Form DP-ELE or if applicable on Form DP-EXT and will be required to submit to the Division a completed Form DP-TERM (Rev. 04/10), Florida Retirement System Pension Plan Deferred Retirement Option Program (DROP) Termination Notification, herein adopted by reference, upon termination from DROP. Form DP-Term may be obtained by calling the Division's DROP Termination and Refund Payment Section Toll Free at 1(877)738-3767, if calling from outside the Tallahassee calling area or locally at (850)487-4856. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771. If a participant fails to terminate on or before the DROP termination and resignation date:

(e) Should the DROP participant and his or her respective employer rescind the DROP participant's resignation and employment shall continue beyond the rescinded resignation date, the DROP participant and his or her respective employer shall notify the Division on Form DP-VOID (Rev. 04/03), Florida Retirement System Pension Plan Deferred Retirement Option Program (DROP) Void Form, herein adopted by reference, no earlier than three months prior to, but no later than, the rescinded resignation date. Form DP-VOID may be obtained by calling the Division's DROP Termination and Refund Payment Section Toll Free at 1(877)738-3767, if calling from outside the Tallahassee calling area or locally at (850)487-4856. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(10) Termination of Employment for Participants in the Elected Officers' Class – A member of the Elected Officers' Class participating in the DROP may continue to serve in elected office upon reaching the DROP end date as follows:

(a) For such officer who began participating in the DROP prior to July 1, 2002:

1. Such officer shall be required to submit to the Division a completed Form DP-TEOC (09/01), Florida Retirement System Pension Plan Deferred Retirement Option Program

(DROP) Elected Officers' Termination Notification, herein adopted by reference, upon termination from DROP. Form DP-TEOC may be obtained by calling the Division's DROP Termination and Refund Payment Section Toll Free at 1(877)738-3767, if calling from outside the Tallahassee calling area or locally at (850)487-4856. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(b) For such officer who began participating in the DROP on or after July 1, 2002 through June 1, 2010:

1. Such officer shall be required to submit to the Division a completed Form DP-TEOC-2 (10/07), Florida Retirement System Pension Plan Deferred Retirement Option Program (DROP) Elected Officer DROP Termination Notification, herein adopted by reference, upon termination from DROP. Form DP-TEOC-2 may be obtained by calling the Division's DROP Termination and Refund Payment Section Toll Free at 1(877)738-3767, if calling from outside the Tallahassee calling area or locally at (850)487-4856. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

(12) DROP Distribution – Upon the participant's termination of all employment as defined in paragraph 60S-6.001(69)(b), F.A.C., the deferred resignation becoming effective, and the conclusion of the DROP participation period, or upon the death of the participant, or for an elected officer as provided in paragraph (10)(a) benefits shall be paid or distributed as follows:

(b) The total accumulated DROP benefits will be distributed to the participant, or, if deceased, to the participant's joint annuitant or beneficiary as appropriate, provided the Division receives:

2. From the elected officer participant, Form DP-TEOC-3 (10/07), Florida Retirement System Pension Plan Deferred Retirement Option Program (DROP) Elected Officer Employment Termination Notification, herein adopted by reference, signed by both the participant and employer or employers, verifying termination of employment. Form DP-TEOC-3 may be obtained by calling the Division's DROP Termination and Refund Payment Section Toll Free at 1(877)738-3767, if calling from outside the Tallahassee calling area or locally at (850)487-4856. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

3. From the participant who chose Option 4, Form DP-Joint (Rev. 09/99), Florida Retirement System Pension Plan Deferred Retirement Option Program (DROP) Joint Annuitant Verification, herein adopted by reference, signed by the participant verifying that his or her joint annuitant is still living and eligible for the full DROP Payout and the unreduced continuing monthly benefit. Form DP-Joint may be obtained by calling the Division's DROP Termination and Refund Payment Section Toll Free at 1(877)738-3767, if calling from

outside the Tallahassee calling area or locally at (850)487-4856. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771.

4. From all participants, Form DP-PAYT (Rev. 05/11), Florida Retirement System Pension Plan Deferred Retirement Option Program (DROP) Selected Payout Method, herein adopted by reference, submitted by the participant which may be obtained by calling the Division's DROP Termination and Refund Payment Section Toll Free at (877)738-3767, if calling from outside the Tallahassee calling area or locally at (850)487-4856, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 1(800)955-8771, or if the participant has died, Form FST-11g, Florida Retirement System Pension Plan Application of Beneficiary for Benefit Payment, as adopted in paragraph 60S-4.008(1)(a), F.A.C., must be completed by his or her beneficiary, notifying the Division as to which of the following methods of payment he or she has chosen:

- a. Lump sum,
- b. Direct rollover, or
- c. Combined partial lump sum and rollover.

A DROP participant or beneficiary who submits all required forms, but fails to elect a method of payment within 60 days of termination of DROP, will automatically receive a lump sum distribution, less applicable withheld taxes.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF STATE

NOTICE IS HEREBY GIVEN that on February 9, 2012, the Department of State, received a petition for Variance of Rule 1A-31.0092, F.A.C. This permanent variance requested by Amelia Research and Recovery, LLC requests a variance to the limitation in size of the exploration permit area (three square miles) so that they might file only one permit application rather than multiple applications for permits to continue exploring an area they have previously explored under contract with the State for 22 years.

Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Betty Money, Agency Clerk, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, (850)245-6536.

DEPARTMENT OF EDUCATION

NOTICE IS HEREBY GIVEN that on February 10, 2012, the Florida's Office of Early Learning, received a petition for variance from subsection 60BB-4.210(1), F.A.C., which provides requirements for maintaining school readiness eligibility and allows an individual to be unemployed for a maximum of 30 days before losing eligibility to receive services. The Petition was filed by: The Early Learning Coalition of Clay, Nassau, Baker and Bradford, 1845 Town Center Blvd. Suite 150, Orange Park, FL 32003.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Florida's Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399.

NOTICE IS HEREBY GIVEN that on February 10, 2012, the Florida's Office of Early Learning, received a petition for variance from paragraph 60BB-8.201(4)(a), F.A.C., which provides requirements for conducting parent orientation sessions for parents registering their children for the VPK program. The Petition was filed by: The Early Learning Coalition of Clay, Nassau, Baker and Bradford Counties, 1845 Town Center Blvd., Ste. 150, Orange Park, FL 32003.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Florida's Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399.

NOTICE IS HEREBY GIVEN that on February 7, 2012, the Florida's Office of Early Learning, received a petition for variance from subsection 60BB-4.210(1), F.A.C., which provides requirements for maintaining school readiness eligibility and allows an individual to be unemployed for a maximum of 30 days before losing eligibility to receive services. The Petition was filed by: The Early Learning Coalition of Putnam and St. Johns, 440 N. SR 19, Ste. 440, Palatka, FL 32177.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Florida's Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399.

NOTICE IS HEREBY GIVEN that on February 10, 2012, the Florida's Office of Early Learning, received a petition for variance from paragraph 6M-8.201(4)(a), F.A.C. (formerly 60BB-8.201(4)(a), which provides requirements for conducting parent orientation sessions for parents registering their children for the VPK program. The Petition was filed by: The Early Learning Coalition of Putnam and St. Johns, 440 N. SR 19, Ste. 440, Palatka, FL 32177.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Florida's Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399.

DEPARTMENT OF COMMUNITY AFFAIRS

The Florida Division of Emergency Management hereby gives notice the Division of Emergency Management, Bureau of Preparedness, Technological Hazards Section, hereby gives notice that on January 26, 2012 the Division issued an order. The Final Order was in response to a Petition for Variance from Honours Golf WGV, LLC in Birmingham, AL, filed October 31, 2011, and advertised in Vol. 37, No 51, 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 Rules 9G-14.003 and 9G-14.005, Florida Administrative Code, that requires annual registration fees and late penalties for previous years. Petitioner has demonstrated that the purpose of the statute underlying the rule has been met and that petitioner would suffer a substantial hardship if required to comply with payment of past registration and late fees.

A copy of the Order or additional information may be obtained by contacting: Mindy Dowling, Bureau of Preparedness, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF LAW ENFORCEMENT

The Criminal Justice Standards and Training Commission hereby gives notice that on December 29, 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 Belleview Police Department on behalf of ten officers for the 2006-2008 (7/1/06 – 6/30/08) and an additional five officers for the 2008-2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the 15 officers by stating that they did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly Vol. 38, No. 2, on January 13, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to

be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 21, 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 Bushnell Police Department on behalf of one officer for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that he did, in fact, complete the mandatory firearms requalification retraining, however, he was supervised by a non-CJSTC-certified firearms instructor. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 3, on January 20, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officer's firearms requalification was to be supervised by a non-CJSTC-certified firearms instructor. The officer at issue is himself a CJSTC-certified firearms instructor. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 17, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Center Hill Police Department on behalf of one officer for the 2006-2008 (7/1/06

– 6/30/08) and 2008-2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that the officer is a CJSTC-certified firearms instructor who did, in fact, complete the mandatory firearms requalification retraining. The officer, however, signed his own CJSTC 86A form and was supervised by a non-CJSTC-certified firearms instructor. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 5, on February 3, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officer's firearms requalification was to be supervised by a non-CJSTC-certified firearms instructor. The officer at issue is himself a CJSTC-certified firearms instructor. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 6, 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 Collier County Sheriff's Office on behalf of 174 officers for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the 174 officers by stating that they did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 37, No. 52, on December 30, 2011.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 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 Columbia County Sheriff's Office on behalf of eight officers for the 2006-2008 (7/1/06 – 6/30/08) and 2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the eight officers by stating that they did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 1, on January 6, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training hereby gives notice that on December 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 Columbia County Sheriff's Office on behalf of eight officers for the 2006-2008 (7/1/06 – 6/30/08) and 2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the eight officers by stating that they did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 1, on January 6, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 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 Davenport Police Department on behalf of 16 officers for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the 16 officers by stating that they did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 1, on January 6, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 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 Davenport Police Department on behalf of 16 officers for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the 16 officers by stating that they did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 1, on January 6, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on November 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 DeFuniak Springs Police Department on behalf of 20 officers for the 2006-2008 (7/1/2006 – 6/30/2008) and 2008-2010 (7/1/08 – 6/30/10) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officers by stating that the officers did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 37, No. 47, on November 23, 2011.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 passing scores. The only deficiency in the officers' firearms requalifications was to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 13, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Dunnellon Police Department on behalf of four officers for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a

firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officers by stating that the officers did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 4, on January 27, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 passing scores. The only deficiency in the officers' firearms requalifications was to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 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 Gretna Police Department on behalf of two officers for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the two officers by stating that they did, in fact, complete the mandatory firearms requalification retraining, however, they were unable to provide completed CJSTC 86A forms for the 2008 reporting cycle. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 1, on January 6, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to

be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 13, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Indian Shores Police Department on behalf of one officers for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officers by stating that the officer did, in fact, complete the mandatory firearms requalification retraining, however, he was supervised by a non-CJSTC-certified firearms instructor. The officer at issue is a CJSTC-certified firearms instructor. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 4, on January 27, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved passing scores. The only deficiency in the officer's firearms requalifications was to be supervised by a non-CJSTC-certified firearms instructor. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 13, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Indian Shores Police Department on behalf of one officers for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle.

Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officers by stating that the officer did, in fact, complete the mandatory firearms requalification retraining, however, he was supervised by a non-CJSTC-certified firearms instructor. The officer at issue is a CJSTC-certified firearms instructor. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 4, on January 27, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved passing scores. The only deficiency in the officer's firearms requalifications was to be supervised by a non-CJSTC-certified firearms instructor. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on November 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 Inglis Police Department on behalf of one officer for the 2010 reporting period (7/1/2008 – 6/30/2010). Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule and supervised by a CJSTC-certified firearms instructor.

The petition supported the requested waiver by stating that the officer at issue did successfully complete the course of fire, however, the instructor supervising the requalifications was not a CJSTC-certified firearms instructor. Petitioner states that the 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 the officer did successfully complete the requirement simply because a non-CJSTC-certified firearms instructor supervised the 2010 mandatory firearms requalification for the officer. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 1, on January 6, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on November 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 Lake Wales Police Department on behalf of one officer for the 2008 reporting period (7/1/2006 – 6/30/2008). Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officer at issue did successfully complete the course of fire, however, there is no CJSTC 86A form on file showing that the officer completed the course of fire. Petitioner states that the 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 the officer did successfully complete the requirement simply because his CJSTC 86A form is missing for the 2008 mandatory firearms requalification for the officer. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 37, No. 48, on December 2, 2011.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 13, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Levy County Sheriff's Office on behalf of 13 officers for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the 13 officers by stating that they did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 4, on January 27, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850) 410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 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 Madison County Sheriff's Office on behalf of one officer for the 2006-2008 (7/1/06 – 6/30/08) and 2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that he did, in fact, complete the mandatory firearms requalification retraining, however, he signed his own CJSTC 86A form because he is a CJSTC-certified firearms instructor. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 37, No. 52, on December 30, 2011.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officer's firearms requalification was that he signed his own CJSTC 86A form because he is a CJSTC-certified firearms instructor. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on November 21, 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 Madison Police Department on behalf of one officer for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that he did, in fact, complete the mandatory firearms requalification retraining, however, his CJSTC 86A form cannot be located. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 37, No. 50, on December 16, 2011.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officer's firearms requalification was that the officer's CJSTC 86A form cannot be located for the 2010 mandatory firearms requalification reporting cycle. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on November 21, 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 Mexico Beach Police Department on behalf of one officer for the 2008-2010 (7/1/08 – 6/30/10) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that he did, in fact, complete the mandatory firearms requalification retraining, however, his CJSTC 86A form cannot be located. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 37, No. 50, on December 16, 2011.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officer's firearms requalification was that the officer's CJSTC 86A form cannot be located for the 2010 mandatory firearms requalification reporting cycle. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on November 21, 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 Mexico Beach Police Department on behalf of one officer for the 2008-2010 (7/1/08 – 6/30/10) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to

requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that he did, in fact, complete the mandatory firearms requalification retraining, however, his CJSTC 86A form cannot be located. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 37, No. 50, on December 16, 2011.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officer's firearms requalification was that the officer's CJSTC 86A form cannot be located for the 2010 mandatory firearms requalification reporting cycle. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 11, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Miccosukee Police Department on behalf of 43 officers for the 2006-2008 (7/1/2006 – 6/30/2008) and 2008-2010 (7/1/08 – 6/30/10) mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that the officers did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 4, on January 27, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 passing scores. The

only deficiency in the officers' firearms requalifications was to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 9, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Naples Police Department on behalf of one officer for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that the officer named in the petition was hired immediately following the firearms requalification training in 2007. Prior to being scheduled for firearms retraining in January and February of 2008, the officer suffered an accident which damaged one of his hands such that he could not physically complete the firearms requalification requirement as scheduled. Subsequently, the officer successfully requalified for the 2010 (7/1/2008 – 6/30/2010) and 2012 (7/1/2010 – 6/30/2012) requalification cycles. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 3, on January 20, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had failed to complete the 2008 mandatory firearms requalification reporting cycle because of a temporary disability. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 27, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of Rule 11B-27.00212(14), F.A.C., from Office of the Marshal, Florida Supreme Court on behalf of five officers for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that the officer named in the petition did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by a non-CJSTC-certified firearms instructor, their CJSTC 86A forms cannot be located, or they terminated employment during the reporting period after being employed by the Marshal for only a few months. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 3, on January 20, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 passing scores. The only deficiency in the officer's firearms requalification was to be supervised by a non-CJSTC-certified firearms instructor, fail to have their CJSTC 86A forms on file, or have terminated their employment after only a few months. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on November 2, 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 Office of the State Attorney, Ninth Judicial Circuit on behalf of one officer for the 2006-2008 (7/1/06 – 6/30/08) and 2008-2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that he did, in fact, complete the mandatory firearms requalification retraining, however, he was supervised by a non-CJSTC-certified firearms instructor. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 37, No. 50, on December 16, 2011.

On February 2, 2012, pursuant to notice, at its regularly scheduled business agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officer's firearms requalification was to be supervised by a non-CJSTC-certified firearms instructor. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 20, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Office of the State Attorney, Fifteenth Judicial Circuit on behalf of one officer for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that the officer was hired directly from Basic Recruit Training (BRT) in 2007 and both the agency and the officer believed that sufficed for firearms qualification for the 2008 mandatory firearms requalification cycle. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 5, on February 3, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled business agenda meeting held in Destin, 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 officer and the Petitioner both misunderstood that BRT firearms was interchangeable with the mandatory firearms requalification required in subsection 11B-27.00212(14), F.A.C. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 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 Panama City Police Department on behalf of one officer for the 2006-2008 (7/1/06 – 6/30/08) and 2008-2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that he did, in fact, complete the mandatory firearms requalification retraining, however, he was supervised by a non-CJSTC-certified firearms instructor. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 1, on January 6, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officer's firearms requalification was to be supervised by a non-CJSTC-certified firearms instructor. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on November 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 Punta Gorda Police Department on behalf of one officer for the 2008 (7/1/2006 – 6/30/2008) and 2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting periods. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a

firearm every two years on a course of fire mandated by Commission rule and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officer at issue is a CJSTC-certified firearms instructor. The officer supervised his own requalification shoots and signed his own CJSTC 86A form. Petitioner states that the 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 the officer did successfully complete the requirement simply because he supervised his own requalification shoots and signed his own CJSTC 86A form. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 37, No. 47, November 23, 2011.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 29, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of paragraph 11B-35.001(9)(b), F.A.C., from Sarasota Criminal Justice Academy on behalf of three officers. Paragraph 11B-35.001(9)(b), F.A.C., requires officers to achieve a passing score of 80% or higher on Advanced and Specific Specialized Training Program Courses.

The petition supported the requested waiver by stating that the officers at issue achieved what would have been passing scores (79%) under the old rule that took effect the day before the three officers commenced the week long course. Petitioner stated that the three officers should not be penalized because of the rule change that increased the passing scores from 75% to 80% when that rule change took effect immediately prior to the commencement of the course in which the three officers were affected. Petitioner stated that the officers at issue will suffer a substantial hardship if their scores are not recognized because they will not receive the benefit of their retraining and will be

obliged to repeat the entire course. Petitioner further stated that it would violate the principles of fairness to fail to recognize that the officers did successfully complete the requirement according to the rules as they existed prior to the date the three officers took the examination.

Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 2, January 13, 2012.

On February 2, 2012, pursuant to notice, at a regularly scheduled business agenda meeting in Destin, 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. These three officers who took the examination for the Criminal Law course one week after the rule changed the passing score for the course should not be penalized. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 18, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Sea Ranch Lakes Police Department on behalf of 19 officers for the 2008-2010 (7/1/08 – 6/30/10) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officers by stating that the officers did, in fact, complete the mandatory firearms requalification retraining, however, there are not CJSTC 86A forms in their records. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 5, on February 3, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 passing scores. The only deficiency in the officers' firearms requalifications was that there were no CJSTC 86A forms in their files. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 11, 2012, 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. Pete Beach Police Department on behalf of 24 officers for the 2006-2008 (7/1/2006 – 6/30/2008) and 2008-2010 (7/1/08 – 6/30/10) mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that the officers did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly Vol. 38, No. 4, on January 27, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 passing scores. The only deficiency in the officers' firearms requalifications was to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on December 29, 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 Sweetwater Police Department on behalf of 65 officers for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the 65 officers by stating that they did, in fact, complete firearms requalification retraining, however, they were unable to provide completed CJSTC 86A forms or proof they shot the mandated course of fire for the 2008 reporting cycle. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 2, on January 13, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 a course of fire and achieved a passing score. The only deficiency in the officers' firearms requalifications was to have incomplete CJSTC 86A forms and an incorrect course of fire. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on February 2, 2012, the Criminal Justice Standards and Training Commission has issued an order.

On December 5, 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 University of Central Florida Police Department on behalf of six officers for firearms requalification period ending in 2008 (7/1/2006 – 6/30/2008). Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm under the supervision of a CJSTC-certified firearms instructor every two years on a course of fire mandated by Commission rule. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 3, on January 20, 2012.

The petition supported 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; or, could not locate their CJSTC 86A forms for the 2008 reporting cycle; or, in the case of one officer who is an instructor, signed their own CJSTC 86A form. 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 for their requalification shoots; or, could not locate their CJSTC 86A forms for the 2008 reporting cycle; or, in the case of one officer who is an instructor, signed their own CJSTC 86A form. during the 2008 reporting cycle.

On February 2, 2012, at its regularly scheduled business agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officer's firearms requalifications was that the Petitioner's officers were requalified by non-CJSTC-certified firearms instructors; or, could not locate their CJSTC 86A forms for the 2008 reporting cycle; or, in the case of one officer who is an instructor, signed their own CJSTC 86A form. 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 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 18, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Village of North Palm Beach Police Department on behalf of 38 officers for the 2008 and 2010 mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officers by stating that the officers did, in fact, complete the mandatory firearms requalification retraining, however, they were supervised by non-CJSTC-certified firearms instructors. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 5, on February 3, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 passing scores. The only deficiency in the officers' firearms requalifications was to be supervised by non-CJSTC-certified firearms instructors. 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 32302 or by telephoning (850)410-7676.

The Criminal Justice Standards and Training Commission hereby gives notice that on January 20, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Webster Police Department on behalf of one officer for the 2006-2008 (7/1/06 – 6/30/08) mandatory firearms requalification reporting cycle. Rule 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years under the supervision of a CJSTC-certified firearms instructor on a course of fire mandated by Commission rule.

The petition supported the requested waiver for the officer by stating that he did, in fact, complete the mandatory firearms requalification retraining, however, he was supervised by a non-CJSTC-certified firearms instructor. Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 5, on February 3, 2012.

On February 2, 2012, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, 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 officer had, in fact, completed the Commission's course of fire and achieved a passing score. The only deficiency in the officer's firearms requalification was to be supervised by a non-CJSTC-certified firearms instructor. 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 32302 or by telephoning (850)410-7676.

WATER MANAGEMENT DISTRICTS

The South Florida Water Management District (District) hereby gives notice on February 9, 2012, the District's Governing Board issued SFWMD Order No. 2012-013-DAO-ROW to Florida Department of Transportation (Application No. 11-1102-1). The petition for waiver was received by the District on November 2, 2011. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 37, No. 47, on November 23, 2011. No public comment was received. This

Order provides a waiver of the District's criteria to allow the proposed placement of a guardrail within the south right-of-way of C-100C Canal at SR 5/US 1/South Dixie Highway southeast bridge quadrant; Section 21, Township 55 South, Range 40 East, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4), (6) and paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of canal bank and within the District's designated equipment staging areas located at all bridges and pile-supported utility crossings within works or lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver as follows: 1) the proposed guardrail will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation, and routine maintenance activities; and 2) the Order granting a waiver from the subject rule is based upon substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Juli Russell, South Florida Water Management District, 3301 Gun Club Road, MSC #1410, West Palm Beach, FL 33406-4680, (561)682-6268, email: jurussel@sfwmd.gov.

NOTICE IS HEREBY GIVEN that on January 30, 2012, the South Florida Water Management District (District), received a petition for waiver from Broward County Highway and Bridge Maintenance Division, Application No. 12-0130-1M, for a permit modification of Right of Way Occupancy Permit Number 6598 for utilization of Works or Lands of the District known as the C-13 Canal to allow for the placement of curved concrete barrier walls with guardrail at the northwest and southwest quadrants of the Pine Island Road Bridge crossing C-13; Section 28/29, Township 49 South, Range 41 East, Broward County. The petition seeks relief from subsections 40E-6.011(4), (6) and paragraph 40E-6.221(2)(j), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of the canal bank within Works and Lands of the District.

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

DEPARTMENT OF MANAGEMENT SERVICES

The E911 Board hereby gives notice of the issuance of an Order regarding the Petition for Waiver or Variance, filed on January 9, 2012, by Leon County, Florida. The Notice of Petition for Waiver or Variance was published in Vol. 37, No. 45, of the November 10, 2011, Florida Administrative Weekly. Petitioner sought a waiver or variance of Rule 60FF1-5.003, F.A.C., entitled "E911 State Grant Programs," No comments were received. The Petitioner's representative was present at the meeting. Having considered the Petition and relevant statutes and rules, the Board states the following:

The Board's Order, filed on January 5, 2012, the Board grants Petitioner a variance or waiver from Rule 60FF1-5.003, Florida Administrative Code, and allows the Petitioner to waive the two (2) year timeframe to incur cost up through December of 2013.

A copy of the Order or additional information may be obtained by contacting: Ryan Butler, Special Support Manager, 4030 Esplanade Way, Suite 160, Tallahassee, Florida 32399.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on February 2, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Rock Springs Elementary School in Apopka, FL. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.20.4, 2.18.5.1 and 2.24.2.1 as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes, wedge shackles to secure the steel ropes and grooved sheaves of a minimum pitch diameter 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 2012-035).

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

NOTICE IS HEREBY GIVEN that on February 13, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Lee World Center. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.10.3 and 3.9.1, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires top-of-car operating devices and normal terminal stopping devices 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 2012-046).

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 February 13, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Middle School LL. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.20.4, 2.18.5 and 8.11.2.1.3(cc)(1) & (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 steel ropes of a minimum diameter of 9.5 mm 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 2012-047).

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

NOTICE IS HEREBY GIVEN that on February 13, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Grand Villas Check-In Bldg. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.20.1 and 2.18.5.1 as adopted by Chapter 30, Section 3001.2, Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm 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 2012-048).

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

NOTICE IS HEREBY GIVEN that on February 13, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for 101 Coronado. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 2.15.9.2(a), 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 48" minimum length platform guard 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 2012-049).

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 February 13, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Florida Hospital Waterman. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 2.2.2.5, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a sump pump which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-050).

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 February 8, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Citadel Limited Partnership. 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 2012-043).

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 February 9, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for 1900-2000 N.W. Corporate. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3 and 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 upgrading the elevators with firefighters' emergency operations and 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 2012-044).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on January 12, 2012 the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Brandon Regional Hospital, filed 12/13/1011, and advertised in Vol. 37, No. 51, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until May 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 2011-417).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on February 14, 2012, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Hoffman Bldg., filed January 17, 2012, and advertised in Vol. 38, No. 5, 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 2.2.5 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 pipes in the hoistway to be guarded until February 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 2012-018).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on February 13, 2012, the Division issued an order. The Final Order was in response to a Petition for

emergency Variance from Wells Fargo, filed January 4, 2012, and advertised in Vol. 38, No. 3, 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 15, 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 2012-002).

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 February 13, 2012, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Horizon Bay Memory Care, filed January 4, 2012, and advertised in Vol. 38, No. 3, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1 and 2.20.1 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires suspension be provided by steel wire ropes and that governor ropes be no less than 9.5 mm because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-003).

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 Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on January 19, 2012, the 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 Jax Market Place Take-Out #1 located in Jacksonville, 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 at the same location.

The Petition for this variance was published in Vol. 38, No. 5 on February 3, 2012. The Order for this Petition was signed on February 9, 2012, and after a complete review of the variance

request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the dishwashing area located within Jax Market Place-Main Restaurant (SEA2609085) is maintained in a clean and sanitary manner and all sinks are provided with hot and cold running water under pressure and available during all hours of operation. If the ownership of Jax Market Place-Main Restaurant (SEA2609085) changes, the division must be notified immediately and a written agreement provided.

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

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on January 19, 2012, the 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 Jax Market Place Take-Out #2 located in Jacksonville, 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 at the same location.

The Petition for this variance was published in Vol. 38, No. 5 on February 3, 2012. The Order for this Petition was signed on February 9, 2012, and after a complete review of the variance request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the dishwashing area located within Jax Market Place-Main Restaurant (SEA2609085) is maintained in a clean and sanitary manner and all sinks are provided with hot and cold running water under pressure and available during all hours of operation. If the ownership of Jax Market Place-Main Restaurant (SEA2609085) changes, the division must be notified immediately and a written agreement provided.

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

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on January 18, 2012, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for

Paragraph 4-301.12(A), 2001 FDA Food Code, subsection 61C-4.010(5), paragraph 61C-1.004(1)(a), Florida Administrative Code, and Paragraph 5-202.11(A), 2001 FDA Food Code from Marlins Ball Park Carts #7, #9, #10, #11, and #12 (Hot Dog, Nacho, Meatball, BBQ, Sushi) located in Miami, FL. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided and that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize dishwashing facilities located within another licensed establishment at the same location and under the same ownership and holding tanks to provide potable water and to collect wastewater.

The Petition for this variance was published in Vol. 38, No. 5 on February 3, 2012. The Order for this Petition was signed on February 9, 2012, and after a complete review of the variance request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tanks for the handwash sink are emptied at a frequency as to not create a sanitary nuisance; potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall ensure that the handwash sink is provided with approved hand drying device and a handwashing sign. In addition, the dishwashing area located within Commissary (SEA2333240) must be maintained in a clean and sanitary manner. All sinks must be provided with hot and cold running water under pressure and available during all hours of operation. If the ownership of Commissary (SEA2333240) changes, the division must be notified immediately and a written agreement provided.

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

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on January 18, 2012, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 4-301.12(A), 2001 FDA Food Code, subsection 61C-4.010(5), paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2001 FDA Food Code from Marlins Ball Park Cart #13 (Gelato) located in Miami, FL. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided and that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize dishwashing facilities located within

another licensed establishment at the same location and under the same ownership and holding tanks to provide potable water and to collect wastewater.

The Petition for this variance was published in Vol. 38, No. 5 on February 3, 2012. The Order for this Petition was signed on February 9, 2012, and after a complete review of the variance request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tanks for the handwash sink are emptied at a frequency as to not create a sanitary nuisance; potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall ensure that the handwash sink is provided with approved hand drying device and a handwashing sign. In addition, the dishwashing area located within Commissary (SEA2333240) must be maintained in a clean and sanitary manner. All sinks must be provided with hot and cold running water under pressure and available during all hours of operation. If the ownership of Commissary (SEA2333240) changes, the division must be notified immediately and a written agreement provided.

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

NOTICE IS HEREBY GIVEN that on February 9, 2012, the Florida 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, Section 5-203.13, 2001 FDA Food Code, Paragraph 5-202.11(A), 2001 FDA Food Code, paragraph 61C-1.004(2)(a), subsections 61C-4.010(6), (7), Florida Administrative Code and Section 6-402.11, 2001 FDA Food Code, from Siesta Key Beach Pavilion located in Sarasota, FL. The above referenced F.A.C. addresses the requirement that at least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water; that each establishment have an approved plumbing system installed to transport potable water and wastewater, and that at least one accessible bathroom be provided for use by customers and employees. They are requesting to utilize a mopsink located within another licensed establishment under the same ownership, utilize holding tanks to provide potable water and to collect wastewater, and utilize public bathrooms located on the same premises.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 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: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011, email: Lydia.Gonzalez@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN that on February 9, 2012, the Construction Industry Licensing Board, received a petition for permanent waiver of paragraphs 61G4-15.001(2)(a) and (b), F.A.C., filed by Scott D. Brace, dealing with qualifications for certification, and verification of active experience by affidavits prepared or signed by a state certified Florida contractor, or an architect or engineer, in the applicant's category, who is licensed in good standing or a licensed building official.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, at above address or telephone (850)487-1395.

NOTICE IS HEREBY GIVEN that on February 13, 2012, the the Electrical Contractors' Licensing Board, received a petition for Your Security Connection, seeking a variance or waiver of Rule 61G6-6.017, Florida Administrative Code, which requires for the purpose of certification, a passing examination score on any part of the examination shall be valid only for a period of two (2) years from the date of the examination.

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

NOTICE IS HEREBY GIVEN that on February 8, 2012, the Board of Accountancy, received a petition for Lenny Tomson, seeking a variance or waiver of subsection 61H1-27.0041(2), F.A.C., which requires that one year of work experience shall be held and understood to mean the rendition of services such as are customarily performed by full-time, regularly employed staff employees of a certified public accountant during the normal workweek as required by the employing certified public accountant, commencing after the completion of the educational requirements set forth in subsection 61H1-27.002(3), F.A.C.

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection, Northwest District Office hereby gives notice that on December 19, 2011, the Department issued an order granting a variance to the Valparaiso, Okaloosa County Regional Sewer Board (Petitioner). The petition was received on November 10, 2011, and the notice of receipt of this petition was published in the Florida Administrative Weekly on December 2, 2011. The petition requested a variance from subsection 62-610.521(6), F.A.C. Subsection 62-610.521(6), F.A.C., requires a setback distance of 100 feet from a rapid infiltration basin to the property boundary. The Petitioner requested that the setback distance from the rapid infiltration basin to the property line at the NVOC Regional WWTP be reduced from 100 feet to 31-56 feet. No public comment was received. The Order, file number FLA010185-019-DWF/VO [OGC Case No.: 11-1627], granted the Petition from the minimum 100-foot setback requirement to the Petitioner, 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. The conditions of the order are:

- NVOC, shall maintain the setbacks with a minimum of 31 feet up to approximately 56 feet for the nine proposed RIBs.
- NVOC, usage of the proposed RIBs as part of the wastewater treatment facilities shall be authorized by wastewater permit (FLA010185).

A copy of the Order or additional information may be obtained by contacting: Department of Environmental Protection, Northwest District, Bill Evans, 160 W. Governmental Street, Suite 308, Pensacola, Florida 32502-5794, (850)595-0584, bill.evans@dep.state.fl.us.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on February 13, 2012, the Board of Medicine, received a petition for waiver or variance filed by Hector R. Soto Adames, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of the AMA Physician Profile Sheet for the applicant's licensure application. Comments on this petition should be filed with: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

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

NOTICE IS HEREBY GIVEN that on February 13, 2012, the Board of Nursing Home Administrators, received a petition for Amy R. Patrick-Trump. The petitioner is seeking a waiver or variance of paragraphs 64B10-11.002(3)(a) and (b), Florida

Administrative Code, which requires that to establish eligibility for licensure as a nursing home administrator by endorsement under Section 468.1705, F.S., the applicant must successfully pass the required examinations in subsection (1); and

- (a) Hold a valid active license to practice nursing home administration in another state, provided that the current requirements for licensure in that state are substantially equivalent to, or more stringent than, the current requirements in the state of Florida; and
- (b) Have practiced as a nursing home administrator for 2 years within the 5-year period immediately preceding the application by endorsement.

Petitioner is also seeking a waiver or variance of subsection 64B10-16.001(2), Florida Administrative Code, which requires that an applicant for the AIT program must meet those qualifications established by Section 468.1695, F.S., at the time of application, including completion of required forms. The applicant is required to indicate on form DH-MQA-NHA003 (Revised 10/2007) whether the applicant is applying for the AIT 1000-hour program or the AIT 2000-hour program as referenced in Rule 64B10-11.002, F.A.C.

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

Notice is hereby given that the Petition for Waiver or Variance filed by Kirsten Knowles, O.D., FAAO, has been withdrawn, upon request of the Petitioner. The Notice of Petition for Waiver or Variance was published in Vol. 38, No. 3, of the January 20, 2012, issue of the F.A.W.

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

NOTICE IS HEREBY GIVEN that on February 14, 2012, the Board of Podiatric Medicine, received a petition for David J. Loiselle D.P.M. A.B.P.S., seeking a variance or waiver of Rule 64B18-17.005, F.A.C., with regard the continuing education requirements after initial licensure.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32314-3256.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Agency for Persons with Disabilities hereby gives notice on September 2, 2011, this agency received a Petition for Variance from Advantage Home Assisted Care, Inc. seeking Variance from Rule 65G-5.004, F.A.C, Selection of Housing to be allowed to own property where supported living clients reside. This Petition for Variance was publishing in the Florida Administrative Weekly, Vol. 37, No. 39 on September 30, 2011.

On January 25, 2012, the Agency for Persons with Disabilities issued an Order Denying Petition for Variance filed by Advantage Home Assisted Care, Inc. from paragraph 65G-5.004(2)(b), F.A.C. The Agency’s Final Order denies the Petition on the grounds that the Petitioner failed to demonstrate that the application of the rule, as written, would either create a substantial hardship or violate principles of fairness in order to be granted a variance. Additionally, the Petitioner failed to demonstrate that the purpose of the underlying statute would still be achieved if the variance was granted.

A copy of the Order or additional information may be obtained by contacting: Percy W. “Pete” Mallison, Jr., Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Tallahassee, Florida 32399.

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

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

- State Board of Administration
 - Division of Bond Finance
 - Financial Services Commission:
 - Office of Insurance Regulation
 - Office of Financial Regulation
 - Agency for Enterprise Information Technology
 - Department of Veterans’ Affairs
 - Department of Highway Safety and Motor Vehicles
 - Department of Law Enforcement
 - Department of Revenue
 - Administration Commission
 - Florida Land and Water Adjudicatory Commission
 - Board of Trustees of the Internal Improvement Trust Fund
 - Department of Environmental Protection
- DATE AND TIME: February 28, 2012, 9:00 a.m.
 PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

DEPARTMENT OF STATE

The **Division of Historical Resources, Florida Historical Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 22, 2012, 9:00 a.m. – Conclusion

PLACE: Mission San Luis, 2100 West Tennessee Street, Tallahassee, FL 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Historical Commission will hold its March meeting for the purposes of conducting commission business and assisting the Division of Historical Resources in carrying out the purposes, duties, and responsibilities of the division.

A copy of the agenda may be obtained by contacting: Celeste Ivory at 1(800)847-7278 or email: Celeste.Ivory@DOS.MyFlorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: 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: Celeste Ivory at 1(800)847-7278 or email: Celeste.Ivory@DOS.MyFlorida.com.

The Florida **Department of State, Division of Library and Information Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 5, 2012, 8:15 a.m. – 8:30 a.m. (EST)

PLACE: DLIS, Small Conference Room, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State Library Council Governmental Affairs Subcommittee will review and discuss matters and issues related to the programs and/or activities of the Division of Library and Information Services. Subject matter may include issues that have local or statewide impact on the Division and/or the services it provides to Florida's citizens, and strategies to promote the Division's values and work.

A copy of the agenda may be obtained by contacting: Judith Ring, Division Director at (850)245-6600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least five days before the workshop/meeting by contacting: (850)245-6600 or TDD (850)922-4085. If you are 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 AGRICULTURE AND CONSUMER SERVICES

The **Florida Lettuce Advisory Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: February 29, 2012, 12:00 Noon

PLACE: Everglades Research & Education Center, 3200 E. Palm Beach Road (SR 880), Belle Glade, FL 33430

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- * 4R's of Nutrient Stewardship and Management. John Guglielmi, Director of Sales & Marketing, the Andersons, Inc. – Plant Nutrient Group.
- * Bacterial leaf spot disease on lettuce: Can the problem be solved by plant breeding approach? Huangjun Lu, PhD, Plant Breeder, UF/IFAS-EREC. Belle Glade, FL
- * Vegetable Disease Update. Richard Raid, PhD. Plant Pathologist. UF/IFAS-EREC. Belle Glade, FL
- * Old Business
- * New Business

A copy of the agenda may be obtained by contacting: Stephen Basore, (561)996-1980.

DEPARTMENT OF EDUCATION

The **Education Practices Commission** announces a hearing to which all persons are invited.

DATE AND TIME: A Teacher Hearing Panel, March 9, 2012, 8:30 a.m. or as soon thereafter as can be heard

PLACE: The Hampton Inn, 8900 Universal Boulevard, Orlando, Florida 32819, (407)354-4447

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

A copy of the agenda may be obtained by contacting: Kathleen M. Richards at (850)245-0455.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

The **Florida State College at Jacksonville District**, Board of Trustees announces the following meetings to which the public is invited.

STRATEGIC CONVERSATION:

DATE AND TIME: March 6, 2012, 12:00 Noon – 2:00 p.m.

PLACE: Advanced Technology Center, Room T-140, 401 W. State St., Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Trustee Open Forum.

REGULAR MONTHLY BOARD MEETING:

DATE AND TIME: March 6, 2012, 2:00 p.m. – 3:00 p.m.

PLACE: Administrative Offices, Board Room 405, 501 W. State St., Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting.

DISCUSSION OF COLLEGE OPERATIONAL MATTERS:

DATE AND TIME: March 6, 2012, 3:00 p.m. – 5:00 p.m.

PLACE: Administrative Offices, Room 403A, 501 W. State St., Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: College operational matters.

Copies of the agenda for the regular monthly Board meeting will be available for inspection on and after Tuesday, February 28, 2012, and copies will be provided upon written request and the payment of approved duplicating charges.

Any person wishing to address agenda items at the Board of Trustees meeting will be provided an opportunity to do so by appearing before the Board at the meeting. All objections to this notice or the propriety of the scheduled public meetings should be filed in writing with the College President, Florida State College at Jacksonville, on or before March 6, 2012. All legal issues should be brought to the College's attention and an attempt made to resolve them prior to the public meeting.

Any person wishing to appeal a decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such an appeal and may, therefore, need to ensure that a verbatim record is made. Through the months of March and April 2012, the Board will hold informal meetings each Thursday from 12:00 Noon – 4:00 p.m. at the Administrative Offices, Room 403A, for the purpose of discussing College business as appropriate.

The College does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and is an equal access/equal opportunity/affirmative action college. If special accommodations are required, please advise human resources 24 hours in advance of the meeting.

FLORIDA STATE COLLEGE AT JACKSONVILLE

Dr. Steven R. Wallace

College President

DEPARTMENT OF COMMUNITY AFFAIRS

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

DATE AND TIME: The Roofing Technical Advisory Committee, March 6, 2012, 10:00 a.m. – until Completion

PLACE: MEETINGS TO BE CONDUCTED USING COMMUNICATIONS MEDIA TECHNOLOGY, specifically Conference Call: 1(888)808-6959, Code: 1332287494; Public point of access: Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss requests for Declaratory Statements and other business for the Commission.

A copy of the agenda may be obtained by contacting: Mr. Joe Bigelow, Building Codes and Standards Office, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

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

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

For more information, you may contact: Mr. Joe Bigelow, Building Codes and Standards Office, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

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

DATE AND TIME: Special Occupancy Technical Advisory Committee, March 22, 2012, 10:00 a.m. – until completion

PLACE: MEETINGS TO BE CONDUCTED USING COMMUNICATIONS MEDIA TECHNOLOGY, specifically Conference Call: 1(888)808-6959, Code: 2059360213; Public point of access: Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss requests for Declaratory Statements and other business for the Commission.

A copy of the agenda may be obtained by contacting: Ms. Marlita Peters, Building Codes and Standards Office, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call: (850)487-1824.

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

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

For more information, you may contact: Ms. Marlita Peters, Building Codes and Standards Office, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call: (850)487-1824.

DEPARTMENT OF REVENUE

NOTICE OF RESCHEDULING – The **Department of Revenue** announces a public hearing to which all persons are invited.

DATE AND TIME: March 20, 2012, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m. This subject matter was previously scheduled for the February 28, 2012, meeting of the Governor and Cabinet, as published in the February 17, 2012, edition of the Florida Administrative Weekly (Vol. 38, No. 7)

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of the proposed amendments to Rule 12B-4.003, F.A.C. (Public Use Forms) and the creation of Rule 12B-4.060, F.A.C. (Tax on Transfers of Ownership Interest in Legal Entities). These rules were noticed in the September 30, 2011,

edition of the Florida Administrative Weekly (Vol. 37, No. 39, pp. 2985-2988), and amended as provided in the Notice of Change published in the December 16, 2011, edition of the Florida Administrative Weekly (Vol. 37, No. 50, pp. 4324-4325).

A copy of the agenda may be obtained by contacting: Tammy Miller at (850)617-8346 or by going to the Department's Internet site: <http://dor.myflorida.com/dor/rules>.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Pursuant to the provisions of 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.

NOTICE OF RESCHEDULING – The **Department of Revenue** announces a public hearing to which all persons are invited.

DATE AND TIME: March 20, 2012, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m. This subject matter was previously scheduled for the February 28, 2012, meeting of the Governor and Cabinet, as published in the February 17, 2012, edition of the Florida Administrative Weekly (Vol. 38, No. 7).

PLACE: The Capitol, Cabinet Meeting Room, Lower Level, Tallahassee, Florida. Please refer to the Cabinet Agenda posted to the Department's Internet site: <http://dor.myflorida.com/dor/rules/> prior to attending a meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish Notices of Proposed Rule to hold a public hearing on the proposed Property Tax Oversight rules listed below. The Department held a rule development workshop on July 19 and 20, 2011, at which the public offered comments and suggestions. The July workshops were noticed in the July 1, 2011 (Vol. 37, No. 26, pp. 1785-1792), Florida Administrative Weekly.

Rule 12D-1.009, F.A.C. (Mapping Requirements); Rule 12D-1.010, F.A.C. (Reconciliation of Interim Tax Rolls – Form of Notification); Rule 12D-2.001, F.A.C. (Definitions); Rule 12D-5.004, F.A.C. (Other Factors that May Become Applicable to Classification of Agricultural Lands); Rule 12D-5.014 F.A.C. (Conservation Easement, Environmentally Endangered or Outdoor Recreational or Park Property Assessed Under Section 193.501, F.S.); Rule 12D-7.0055, F.A.C. (Exemption for Deployed Servicemembers); Rule 12D-7.006, F.A.C. (Exemption for Totally and Permanently Disabled Persons); Rule 12D-7.013, F.A.C. (Homestead Exemptions-Abandonment); Rule 12D-7.0142, F.A.C. (Additional Homestead Exemption Pursuant to Section 196.031(1)(b), Florida Statutes); Rule 12D-7.0143, F.A.C. (Additional Homestead Exemption Up To \$50,000 for Persons

65 and Older Whose Household Income Does Not Exceed \$20,000 Per Year); Rule 12D-7.019, F.A.C. (Tangible Personal Property Exemption); Rule 12D-7.020, F.A.C. (Real Property Dedicated in Perpetuity for Conservation); Rule 12D-8.0061, F.A.C. (Assessments; Homestead Property Assessments at Just Value); Rule 12D-8.0065, F.A.C. (Transfer of Assessment Limitation Difference; Portability; Denials and Late Applications); Rule 12D-8.00659, F.A.C. (Notice of Change of Ownership or Control of Non-Homestead Property); Rule 12D-8.022, F.A.C. (Reporting of Fiscal Data by Fiscally Constrained Counties to the Department of Revenue); Rule 12D-9.015, F.A.C. (Petition; Form and Filing Fee); Rule 12D-9.036, F.A.C. (Procedures for Petitions on Denials of Tax Deferrals); Rule 12D-16.001, F.A.C. (Administration of Forms); Rule 12D-16.002, F.A.C. (Index to Forms); Rule 12D-17.004, F.A.C. (Taxing Authority's Certification of Compliance; Notification by Department); Rule 12D-17.005, F.A.C. (Taxing Authorities in Violation of Section 200.065, Florida Statutes); Rule 12D-17.006, F.A.C. (Notification of Noncompliance; Withholding and Escrow of State Revenue Sharing Funds); and Rule 12D-18.012, F.A.C. (Tax Collector Non-Ad Valorem Assessment Roll Reports).

A copy of the agenda may be obtained by contacting: Janice Forrester, Tax Law Specialist, Property Tax Oversight Program, Department of Revenue, P. O. Box 3000, Tallahassee, Florida 32315-3000, (850)617-8886, email: ForrestJ@dor.state.fl.us.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Pursuant to the provisions of 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: Janice Forrester at (850)617-8886 or email: ForrestJ@dor.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).

STATE BOARD OF ADMINISTRATION

The **State Board of Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 12, 2012, 9:00 a.m. (EST) until 12:00 Noon

PLACE: The Hermitage Centre, Room 116 (Hermitage Conference Room), 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The sole purpose of this special meeting is to review and approve the Office of Internal Audit budget for fiscal year 2012-13. The Audit Committee consists of three (3) members appointed by the Board of Trustees (Board), whose purpose is to assist the Board in fulfilling its oversight responsibilities. The Committee shall serve as an independent and objective party to monitor processes for financial reporting, internal controls and

risk assessment, audit processes, and compliance with laws, rules, and regulations. The Audit Committee operates under Section 215.444(2)(c), Florida Statutes.

Any changes to the above meeting date and/or time (including the cancellation of such meeting) will be posted on the SBA's website: <http://www.sbafla.com> at least 7 calendar days prior to the meeting.

A copy of the agenda may be obtained by contacting: Elizabeth Scott, 1801 Hermitage Boulevard, Suite 100, Tallahassee, Florida 32308.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 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 **Florida Prepaid College Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 14, 2012, 9:00 a.m. or soon thereafter – until completion

PLACE: The Hermitage Centre, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct the regular business of the Florida Prepaid College Board Investment Committee.

A copy of the agenda may be obtained by contacting: <http://www.myfloridaprepaid.com/> or by calling: (850)488-8514.

Pursuant to the provisions of 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 Faxing a written request to: The Florida Prepaid College Board at (850)488-3555. If you are 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 Prepaid College Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 14, 2012, following the adjournment of the Florida Prepaid College Board meeting on March 14, 2012, at the same location, until completion

PLACE: The Hermitage Centre, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct the regular business of the Florida Prepaid College Foundation Board.

A copy of the agenda may be obtained by contacting: <http://www.myfloridaprepaid.com/> or by calling: (850)488-8514.

Pursuant to the provisions of 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 Faxing a written request to: Florida Prepaid College Board at (850)488-3555. If you are 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 Prepaid College Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 14, 2012, following the adjournment of the Investment Committee of the Florida Prepaid College Board meeting on March 14, 2012, at the same location, until completion

PLACE: The Hermitage Centre, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct the regular business of the Florida Prepaid College Board.

A copy of the agenda may be obtained by contacting: <http://www.myfloridaprepaid.com/> or by calling: (850)488-8514.

Pursuant to the provisions of 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 Faxing a written request to: Florida Prepaid College Board at (850)488-3555. If you are 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** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, March 7, 2012; March 21, 2012; March 28, 2012, 8:30 a.m.

PLACE: Florida Parole Commission, 4070 Esplanade Way, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, (850)488-1293.

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

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

PUBLIC SERVICE COMMISSION

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

DATE AND TIME: March 6, 2012, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a consumer forum for National Consumer Protection Week. Helpful PSC resources, as well as the resources of other state agencies, will be shared with social service agency representatives to assist and educate their clientele about smart consumer choices. One or more Commissioners may be present and participate at this meeting.

A copy of the agenda may be obtained by contacting: Cindy Muir at (850)413-6482.

Pursuant to the provisions of 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: Office of Commission Clerk at (850)413-6770. If you are 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: Cindy Muir, Director, Office of Public Information, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399-0850, (850)413-6482.

The Florida **Public Service Commission** announces a Special Commission Conference in the following docket to which all interested persons are invited.

DOCKET NO. 110138-EI

DATE AND TIME: March 12, 2012, 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 and make a decision regarding the petition for increase in rates by Gulf Power Company.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350 and 367, F.S.

The agenda and recommendations are accessible on the PSC Website: <http://www.floridapsc.com>, at no charge or can be purchased by contacting: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770 at a cost of 15 cents per single sided page or 20 cents per duplexed page.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the 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 regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: March 13, 2012, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

The agenda and recommendations are accessible on the PSC Website: <http://www.floridapsc.com>, at no charge or can be purchased by contacting: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770 at a cost of 15 cents per single sided page or 20 cents per duplexed page.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact 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: March 14, 2012, 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 the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website: <http://www.psc.state.fl.us/agendas/internalaffairs/>.

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

DATE AND TIME: March 14, 2012, 6:00 p.m.

PLACE: City Hall, Commission Room, 5343 Southeast Abshier Boulevard, Belleview, FL 34420

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 100048-WU – Application for increase in water rates in Marion County by Sunshine Utilities of Central Florida, Inc.

The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this 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: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. If you are 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: Ralph Jaeger at (850)413-6234 or rjaeger@psc.state.fl.us.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor’s Commission on Jobs for Floridians with Disabilities** announces a public meeting to which all persons are invited.

DATE AND TIME: March 2, 2010, 10:00 a.m.

PLACE: Knott Building, Room 412, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss business of the Governor’s Commission on Jobs for Floridians with Disabilities pursuant to Executive Order 11-161.

A copy of the agenda may be obtained by contacting: David Darm at (850)717-9433 or David.Darm@laspbs.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: David Darm at (850)717-9433 or David.Darm@laspbs.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: David Darm at (850)717-9433 or David.Darm@laspbs.state.fl.us.

REGIONAL PLANNING COUNCILS

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

DATE AND TIME: Tuesday, March 13, 2012, 10:00 a.m.

PLACE: Flagler County Government Services Building, Building #2, 1769 East Moody Boulevard, Bunnell, Florida 32110

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Bonnie Magee at (904)279-0880 or email: bmagee@nefrc.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: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216 or (904)279-0880.

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

DATE AND TIME: March 8, 2012, 9:00 a.m.

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

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Suzanne Cooper, (727)570-5151, ext. 32. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Suzanne Cooper, (727)570-5151, ext. 32 or susanne@tbrpc.org.

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

DATE AND TIME: March 1, 2012, 9:30 a.m.

PLACE: Treasure Coast Regional Planning Council, 421 S.W. Camden Avenue, Stuart, FL 34994

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of Council’s Budget Personnel Committee. The committee will discuss a proposed amendment to Council’s current budget for Fiscal Year 2011-2012.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060.

Pursuant to the provisions of 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: Liz Gulick at (772)221-4060. If you are 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: Liz Gulick, (772)221-4060.

METROPOLITAN PLANNING ORGANIZATIONS

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

DATE AND TIME: Monday, March 5, 2012, 9:00 a.m.

PLACE: Pinellas County Planning Department, Conference Room, 600 Cleveland Street, Suite 750, Clearwater, FL 33755

GENERAL SUBJECT MATTER TO BE CONSIDERED: Local Coordinating Board meeting.

A copy of the agenda may be obtained by contacting: Heather Sobush at hsobush@pinellascounty.org or (727)464-8200.

Pursuant to the provisions of 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: Office of Human Rights, 400 S. Ft. Harrison Avenue, Suite 300, Clearwater, Florida 33756, [(727)464-4062 (V/TDD)]. If you are 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: Heather Sobush at hsobush@pinellascounty.org or (727)464-8200.

The Local Coordinating Board (LCB) for the **Transportation Disadvantaged of the Collier Metropolitan Planning Organization** (MPO) announces a hearing to which all persons are invited.

DATE AND TIME: March 7, 2012, 2:00 p.m.

PLACE: Collier County Government Center, Information Technology Training Room, 5th Floor, 3299 East Tamiami Trail, Naples, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The LCB will hold a public hearing to solicit input on services provided by the Collier County ParaTransit Program. The regular LCB meeting will be conducted immediately following the public hearing.

A copy of the agenda may be obtained by contacting: MPO, Principal Planner Lorraine Lantz at (239)252-8192.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: MPO Executive Director Lucilla Ayer at (239)252-8192. If you are 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: MPO, Executive Director Lucilla Ayer at (239)252-8192.

The **Collier Metropolitan Planning Organization** (MPO) Board announces a hearing to which all persons are invited.

DATE AND TIME: March 9, 2012, 9:00 a.m.

PLACE: Board of County Commissioners (BCC), Chambers, 3rd Floor, Collier County Government Center, 3299 East Tamiami Trail, Naples, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public hearing will be held on the 2035 Long Range Transportation Plan Amendment in conjunction with the regular meeting to formally adopt the amendment to the plan. The MPO Board agenda will be posted on the MPO's Web site: www.colliermpo.net. To access the agenda, go to the calendar and select the meeting date.

One or more members of the following government bodies may be in attendance at the meeting: Collier County BCC, Naples City Council, Marco Island City Council, Everglades City, and the Florida Department of Transportation.

All interested parties are invited to attend, and to register to speak and to submit their inquiries or comments, if any, in writing to the MPO Board prior to the meeting if applicable. All registered public speakers will be limited to three (3) minutes unless permission for additional time is granted by the chairman.

A copy of the agenda may be obtained by contacting: MPO, Executive Director Lucilla Ayer at (239)252-8192.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: MPO, Executive Director, Lucilla Ayer at (239)252-8192. If you are 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: MPO, Executive Director, Lucilla Ayer at (239)252-8192.

The **Lee County Metropolitan Planning Organization**, Local Coordinating Board for the Transportation Disadvantaged announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 9, 2012, 1:30 p.m.

PLACE: 815 Nicholas Parkway East, Cape Coral, Florida 33990

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Call to Order and Pledge of Allegiance

Introductions

Public Hearing

1. Public Comments on Items on the Agenda
2. *Annual Evaluation of Community Transportation Coordinator (Brian Raimondo)

3. *Minor Update of the Transportation Disadvantaged Service Plan (TDSP) (Brian Raimondo)

4 Public Comments on Items not on the Agenda

Adjournment

*Action Items +May Require Action

The MPO’s planning process is conducted in accordance with Title VI of the Civil Rights Act of 1964 and related statutes. Any person or beneficiary who believes he has been discriminated against because of race, color, religion, sex, age, national origin, disability, or familial status may file a complaint with the Florida Department of Transportation District One Title VI Coordinator, Robin Parrish at (863)519-2675 or by writing her at P. O. Box 1249, Bartow, Florida 33831.

A copy of the agenda may be obtained by contacting: Mr. Brian Raimondo by phone: (239)244-2220 or by email: braimondo@leempo.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mr. Brian Raimondo by phone: (239)244-2220 or by email: braimondo@leempo.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. Brian Raimondo by phone: (239)244-2220 or by email: braimondo@leempo.com.

The Lee County Metropolitan Planning Organization, Local Coordinating Board for the Transportation Disadvantaged announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 9, 2012, immediately following the Public Hearing, 1:30 p.m.

PLACE: 815 Nicholas Parkway East, Cape Coral, Florida 33990

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Call to Order and Pledge of Allegiance

Introductions

Approval of Minutes

1. Minutes from the December 16, 2011 LCB Meeting
2. Public Comments on Items on the Agenda

New Business

3. Coordinated Transportation Program Updates & Distribution Items (Brian Raimondo)

4. Community Transportation Coordinator (CTC) News and Reports (Gary Bryant)

Other Business

5. Public Comments on Items not on the Agenda

6. Member Announcements

Adjournment

The MPO’s planning process is conducted in accordance with Title VI of the Civil Rights Act of 1964 and related statutes. Any person or beneficiary who believes he has been discriminated against because of race, color, religion, sex, age, national origin, disability, or familial status may file a complaint with: Florida Department of Transportation District One Title VI Coordinator, Robin Parrish at (863)519-2675 or by writing her: P.O. Box 1249, Bartow, Florida 33831.

A copy of the agenda may be obtained by contacting: Mr. Brian Raimondo by phone: (239)244-2220 or by email: braimondo@leempo.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mr. Brian Raimondo by phone: (239)244-2220 or by email: braimondo@leempo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Brian Raimondo by phone: (239)244-2220 or by email: braimondo@leempo.com.

WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District**, Projects & Land Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 8, 2012, 5:00 p.m., Projects & Land Committee Business Meeting

PLACE: Amelia Island Hampton Inn, 2549 Sadler Road, Fernandina Beach, FL 32034

DATE AND TIME: Friday, March 9, 2012, 8:30 a.m., Projects & Land Committee Site Visit

PLACE: Various locations along the St. Marys River. Starting location: Amelia Island Hampton Inn, 2549 Sadler Road, Fernandina Beach, FL 32034

The item and location of the site visits may be changed due to inclement weather or other unforeseen circumstances. Notice of such change will be made at the March 8, 2012, Business Meeting. Notice of such change will also be available by contacting: St. Johns River Water Management District, Attention: Heather Barnes, 4049 Reid Street, Palatka, FL 32177, (386)329-4347.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Projects and Land Committee will discuss agenda items, followed by committee recommendations to be approved by

the full Governing Board. NOTE: In the event a quorum of the Committee is not available for the business meeting at the date, time and place set forth above, the Committee shall meet on Tuesday, March 13, 2012, 8:00 a.m. at District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177. One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: Heather Barnes, 4049 Reid Street, Palatka, FL 32177, (386)329-4347, or by visiting the District's website: www.floridaswater.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. 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).

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 **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIMES: Tuesday, March 13, 2012, 8:15 a.m., Chair's Meeting; 9:00 a.m., Finance, Administration and Audit Committee; 10:00 a.m., Regulatory Committee followed by Governing Board Meeting and Public Hearing on Land Acquisition

PLACE: District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Missy McDermont, 4049 Reid Street, Palatka, FL 32177, by phone: (386)329-4101 or by visiting the District's website: www.floridaswater.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. 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).

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 **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 15, 2012, 2:00 p.m. – 4:00 p.m.

PLACE: Trinity Baptist Church (Fellowship Hall), 3716 S.E. State Road 21, Keystone Heights, FL 32656

GENERAL SUBJECT MATTER TO BE CONSIDERED: The St. Johns River Water Management District will hold a meeting of the Clay-Putnam Minimum Flows and Levels Prevention/Recovery Strategy Technical Work Group to discuss the Minimum Flows and Levels Prevention/Recovery Strategy for Lakes Brooklyn, Cowpen, Geneva, and Grandin. All interested parties are invited to attend. An agenda will be available at least seven days before the meeting.

A copy of the agenda may be obtained by contacting: Kristi Cushman, 4049 Reid Street, Palatka, FL 32178, (386)329-4308 or kcushman@sjrwmd.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. 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 **Southwest Florida Water Management District** (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 7, 2012, 10:00 a.m.

PLACE: Sarasota County Administration Building, Commission Chambers, 1660 Ringling Blvd., Sarasota, FL 34236

GENERAL SUBJECT MATTER TO BE CONSIDERED: SWFWMD Governing Board Surplus Lands Subcommittee Meeting: Consider committee business including review of staff recommendations for potential surplus of SWFWMD lands in Charlotte, DeSoto, Highlands, Manatee and Sarasota Counties. Board members and Advisory Committee members may attend. 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: Cheryl.Hill@watermatters.org, 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4452 (Ad Order EXE0197).

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

DATE AND TIME: March 6, 2012, 9:00 a.m.

PLACE: Tampa Service Office, 7602 US 301 N, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pending Permit Applications.

Permit/Application No. and Project Name

43007864.023 Veterans Expressway Widening – from Memorial Highway to Gunn Highway

43040797.000 Lone Oak Farm – Atkins Ranch

20002665.006 M and V Citrus

20003534.009 FWC/Richloam Fish Hatchery

20004087.006 LT Partnership

20004447.006 Madonia/Manatee Co

20004780.005 Reynold Glanz

20005461.007 Manatee Fruit

20010800.006 Madonia / SR 64

20012154.002 Budd Farms

20020255.000 Heirs

20006508.010 Southeast Regional Utility Service Area

20004412.013 Pacific Land LTD

20009025.011 John Falkner Classic Growers (Bear Bay Farm)

20010541.005 Jones Potato Farm

20002873.009 Cemex Const. Materials Florida (Gator Sand Mine)

20003391.008 Evans Properties

20005620.006 HC & WE Saffold Packing House Farm

20009687.010 Williams Farms Partnership

20011124.005 County Line Farm

20000207.007 City of Crystal River

20000451.005 Tanler Water Company

20002479.005 Wiregrass Ranch

20003468.007 Bexley Land Trust

20004669.010 Hudson Water Works

20008737.008 W.R.B. Enterprises Inc.

A copy of the agenda may be obtained by contacting: Danielle Sailler, (813)985-7481, ext. 4355.

Pursuant to the provisions of 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, 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).

The **Water Resource Advisory Committee (WRAC)** announces a public meeting to which all persons are invited.

DATE AND TIME: March 8, 2012, 9:00 am.

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 water resources protection, water supply and flood protection issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Paul Millar at (561)682-6335, pmillar@sfwmd or at our website: <http://my.sfwmd.gov/wrac.gov>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jacki McGorty 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).

For more information, you may contact: Paul Millar at (561)682-6335 or pmillar@sfwmd.

The **South Florida Ecosystem Restoration Working Group** sponsored Public Workshop on the Central Everglades Planning Project announces a workshop to which all persons are invited.

DATE AND TIME: March 9, 2012, 9:00 a.m. – 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: The sixth in a series of public workshops for the Central Everglades Planning Project (CEPP) sponsored by the South Florida Ecosystem Restoration Working Group is being held to engage the public. The CEPP is a fast-track planning effort for the next generation of Everglades restoration projects being conducted by the U.S. Army Corps of Engineers and the South Florida Water Management District (SFWMD) as part of the Comprehensive Everglades Restoration Plan. The Working Group is sponsoring public workshops to facilitate public participation in the CEPP. The public is advised that it is possible that one or more members of the Water Resources Advisory Commission and Governing Board of the SFWMD may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Marsha Bansee at (305)348-1665 or at our website: www.sfstore.org. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Marsha Bansee at (305)348-1665. If you are 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: Marsha Bansee or Sandy Soto at (305)348-1665.

DEPARTMENT OF ELDER AFFAIRS

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

DATE AND TIME: Tuesday, March 27, 2012, 9:00 a.m. – 11:30 a.m. (EST)

PLACE: The Early Learning Coalition, 1940 Monroe Street, Suite 70, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presenters will discuss preventing fraud and empowering and increasing citizen awareness in our community.

A copy of the agenda may be obtained by contacting: Allison Bryant, Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2072 or via email: bryanta@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Allison Bryant, Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2072 or via email: bryanta@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: Allison Bryant, Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2072 or via email: bryanta@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 23, 2012, 9:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 938 215 2028

GENERAL SUBJECT MATTER TO BE CONSIDERED: State Long-Term Care Ombudsman Council, Executive Committee Business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, Florida 32399, telephone: (850)414-2323 or email: LTCOPInformer@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).

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 30, 2012, 9:00 a.m. – 12:00 Noon (EST)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 938 215 2028

GENERAL SUBJECT MATTER TO BE CONSIDERED: State Long-Term Care Ombudsman Council, State Council Business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, Florida 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org. If

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

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 14, 2012, 9:00 a.m. – 12:00 Noon

PLACE: Any person interested in participating by telephone may dial: 1(888)808-6959. If you have difficulty, please contact: Judy Mathews at (850)412-3763; Agency for Health Care Administration Headquarters, Building 3, Conference Room A, 2727 Mahan Drive, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the third meeting of the Child Death Data Review Workgroup. This is an ad hoc workgroup of Florida’s Children and Youth Cabinet that will evaluate existing processes for child death reviews, to improve communication and collaboration across agencies regarding the investigation of child deaths and to recommend ways to improve the response to the investigation of deaths.

A copy of the agenda may be obtained by contacting: Judy Mathews at (850)412-3763.

Pursuant to the provisions of 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: Judy Mathews at (850)412-3763. If you are 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: Judy Mathews at (850)412-3763 or judy.mathews@ahca.myflorida.com.

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 5, 2012, 9:00 a.m. – 10:30 a.m.

PLACE: Listen-Only Line: 1(800)407-7939, Conference ID #: 53784757

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Long-term Care Managed Care Technical Advisory Workgroup has been established by the Florida Legislature through Section 409.9841, Florida Statutes, which states: Before August 1, 2011, the agency shall establish a technical advisory workgroup to assist in developing:

- (a) The method of determining Medicaid eligibility pursuant to Section 409.985(3), F.S.
- (b) The requirements for provider payments to nursing homes under Section 409.983(6), F.S.
- (c) The method for managing Medicare coinsurance crossover claims.

- (d) Uniform requirements for claims submissions and payments, including electronic funds transfers and claims processing.
- (e) The process for enrollment of and payment for individuals pending determination of Medicaid eligibility.

A copy of the agenda may be obtained by contacting: Agency for Health Care Administration by e-mail: FLMedicaidManagedCare@ahca.myflorida.com or call: (850)412-3626. You may also visit our website (<http://ahca.myflorida.com>) and click on the link to “Statewide Medicaid Managed Care Program”.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Agency for Health Care Administration 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: March 13, 2012, 1:00 p.m. – 4:00 p.m.

PLACE: AHCA Headquarters, 2727 Mahan Drive, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Care Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: Carla Sims, (850)412-4013, carla.sims@ahca.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 24 hours before the workshop/meeting by contacting: Carla Sims, (850)412-4013, email: carla.sims@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).

For more information, you may contact: Carla Sims, (850)412-4013, carla.sims@ahca.myflorida.com.

The **Agency for Health Care Administration**, Pharmaceutical & Therapeutics Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 23, 2012, 1:00 p.m. – 5:00 p.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Recommendations for drugs to be included on the Preferred Drug List are made at this meeting. Members of the public who

wish to speak at this meeting must contact: Vern Hamilton at (850)412-4154. The number of speakers is limited and are accommodated in the order of notification to Mr. Hamilton.

Because of unforeseen events that may cause changes, interested parties are encouraged to monitor the web site at: www.ahca.myflorida.com/Medicaid/Prescribed_Drug/meetings.

A copy of the agenda may be obtained by contacting: Vern.Hamilton@ahca.myflorida.com.

The **Agency for Health Care Administration**, Drug Utilization Review Board and Prescribing Pattern Review Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, March 24, 2012, 8:00 a.m. – 12:00 Noon

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting consists of: Review and approve drug use criteria and standards for both prospective and retrospective drug use reviews; apply these criteria and standards in the application of the DUR activities; review and report the results of drug reviews; recommend and evaluate educational intervention programs.

A copy of the agenda may be obtained by contacting: Vern.Hamilton@ahca.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

The **DMS, Division of Telecommunications**, E911 Board announces the following meeting schedule information.

DATES AND TIME: July 10-12, 2012, 9:00 a.m. – until conclusion of business

PLACE: Embassy Suites Hotel, 225 Shorecrest Drive, Altamonte Springs, FL

DATES AND TIME: August 15-16, 2012, 9:00 a.m. – until conclusion of business

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4149636

DATES AND TIME: September 12-13, 2012, 9:00 a.m. – until conclusion of business

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4149636

DATES AND TIME: October 16-18, 2012, 9:00 a.m. – until conclusion of business

PLACE: Embassy Suites Hotel at USF, 3705 Spectrum Boulevard, Tampa, FL

DATES AND TIME: November 14-15, 2012, 9:00 a.m. – until conclusion of business

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4149636

DATES AND TIME: December 12-13, 2012, 9:00 a.m. – until conclusion of business

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 152, Tallahassee, FL

If accommodation due to disability is needed in order to participate, please notify: DMS, Division of Telecommunications Office/E911 Board in writing at least five (5) days in advance at 4030 Esplanade Way, Tallahassee, Florida 32399-0950.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Pilot Commissioners** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 7, 2012, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4878197#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399-0773.

Pursuant to the provisions of 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.

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

DATE AND TIME: Budget Task Force, March 20, 2012, 10:00 a.m. – until all business is concluded

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9299108

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Budget Task Force will meet to discuss board financial statements.

A copy of the agenda may be obtained by contacting: June Carroll, Board of Accountancy, 240 N.W. 76th Drive, Suite A, Gainesville, Florida 32607.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by

contacting: June Carroll. If you are 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: June Carroll.

The Probable Cause Panel of the **Florida Real Estate Commission** announces a hearing to which all persons are invited.

DATE AND TIME: March 19, 2012, 1:30 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).

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

DATES AND TIME: Tuesday, March 20, 2012; Wednesday, March 21, 2012, 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** announces a public meeting to which all persons are invited.

DATE AND TIME: March 2, 2012, 9:00 a.m.

PLACE: Brevard County Commission Room, 2725 Judge Fran Jamieson Way, Viera, Florida 32940

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a technical meeting to discuss reductions in total nitrogen and total phosphorus from water quality improvement projects related to the North Indian River Lagoon Basin Management Action Plan. The monitoring plan proposed as part of the Basin Management Action Plan will also be discussed at this meeting. The Total Maximum Daily Load for the North Indian River Lagoon adopted in March 2009 requires reductions in the loadings of total nitrogen and total phosphorus sufficient to meet seagrass depth limit targets.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, MS #3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

Pursuant to the provisions of 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. Mary Paulic at (850)245-8560. If you are 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 Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: March 2, 2012, 1:30 p.m.

PLACE: Brevard County Commission Room, 2725 Judge Fran Jamieson Way, Viera, Florida 32940

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a technical meeting to discuss reductions in total nitrogen and total phosphorus from water quality improvement projects related to the Banana River Lagoon Basin Management Action Plan. The monitoring plan proposed as part of the Basin Management Action Plan will also be discussed at this meeting. The Total Maximum Daily Load for the Banana River Lagoon adopted in March 2009 requires reductions in the loadings of total nitrogen and total phosphorus sufficient to meet seagrass depth limit targets.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, MS #3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

Pursuant to the provisions of 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. Mary Paulic at (850)245-8560. If you are 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** announces a public meeting to which all persons are invited.

DATE AND TIME: March 8, 2012, 10:30 a.m.

PLACE: FDEP, Northeast District Office, 7825 Baymeadows Way, Conference Rooms A & B, Suite B200, Jacksonville, FL 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Lower St. Johns River Tributaries I Basin Working Group was formed to provide a forum for stakeholders to provide recommendations to the Department of Environmental Protection regarding development of the Lower St. Johns River Tributaries Basin Management Action Plan I (BMAP). The BMAP is the means for implementation of the Lower St. Johns River Tributaries Fecal Coliform Total Maximum Daily Loads (TMDLs). This is the second annual meeting after BMAP I adoption and topics for this meeting include a review of completed and ongoing tributary projects, status of water quality, and discussion regarding future recommendations by the Basin Working Group.

A copy of the agenda may be obtained by contacting: Ms. Anita Nash, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS #3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8545.

Pursuant to the provisions of 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. Anita Nash at (850)245-8545. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

The **Board of Massage Therapy** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, March 5, 2012, 2:30 p.m. (EST) or shortly thereafter

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2454590

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pending legislation.

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 Massage Therapy** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 13, 2012, 9:00 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 Florida **Board of Medicine** announces a public meeting to which all persons are invited.

DATES AND TIME: Friday and Saturday, August 3-4, 2012, 8:00 a.m.

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Blvd., Tampa, Florida 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 the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call: (850)245-4131, ext. 3517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Whitney Bowen at email: 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**, Electrolysis & Dietetics/Nutrition Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 5, 2012, 12:00 Noon

PLACE: Meet-Me #: 1(888)808-6959, Conference Code: 284 344 0330

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee.

A copy of the agenda may be obtained by contacting: Whitney Bowen, whitney_bowen@doh.state.fl.us, (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**, Expert Witness Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 5, 2012, immediately following the Electrolysis & Dietetics/Nutrition Committee

PLACE: Meet-Me #: 1(888)808-6959, Conference Code: 284 344 0330

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee.

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 and Saturday, April 13-14, 2012, 8:00 a.m.

PLACE: Hyatt Regency Jacksonville Riverfront, 225 East Coastline Drive, Jacksonville, Florida 32202, Hotel Phone #: (904)360-8656

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: www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen, whitney_bowen@doh.state.fl.us or (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 and Saturday, June 1-2, 2012, 8:00 a.m.

PLACE: Peabody Orlando, 9801 International Drive, Orlando, Florida 32819, Hotel Phone #: (407)352-4000

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: www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen, whitney_bowen@doh.state.fl.us, (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, 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 and Saturday, October 5-6, 2012, 8:00 a.m.

PLACE: Sheraton Ft. Lauderdale Airport & Cruise Port, 1825 Griffin Rd., Dania, FL 33004, Hotel Phone #: (954)920-3500

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: www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen, whitney_bowen@doh.state.fl.us, (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, 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 and Saturday, November 30, 2012; December 1, 2012, 8:00 a.m.

PLACE: Peabody Orlando, 9801 International Drive, Orlando, FL 32819, Hotel Phone #: (407)352-4000

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: www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen, whitney_bowen@doh.state.fl.us, (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, 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 Nursing**, Central Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 29, 2012, 2:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Code: 0109310

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Board at (850)245-4125. If you are 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 Home Administrators** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 16, 2012, 9:00 a.m.

PLACE: St. Petersburg Marriott, 12600 Roosevelt Boulevard, St. Petersburg, Florida 33716, (727)572-7800

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 accessing 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. If you are 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 Orthotists & Prosthetists** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 6, 2012, 9:00 a.m.

PLACE: Meet Me Number: 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 Orthotists & Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or access the web: www.doh.state.fl.us/mqa/orthpros/index.html.

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

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

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

DATE AND TIME: Tuesday, March 13, 2012, 2:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Code: 2454144

GENERAL SUBJECT MATTER TO BE CONSIDERED: To identify objectives and obligations of the Florida Physician Workforce Ad Hoc Committee.

This is a public meeting. If you would like to participate, have questions, or require further information, please contact: Debbie Reich at (850)245-4444, ext. 2702, email: Debbie_Reich@doh.state.fl.us.

A copy of the agenda may be obtained by contacting: Debbie_Reich@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 7 days before the workshop/meeting by

contacting: Debbie_Reich@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.

For more information, you may contact: Debbie_Reich@doh.state.fl.us.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Florida **Department of Children and Families** announces a public meeting to which all persons are invited.

DATE AND TIME: March 19, 2012, 4:00 p.m.

PLACE: 1317 Winewood Blvd., Bldg. 1, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #01F12GC3 – To Provide Identity Verification Services for Public Assistance Applicants – Initial Meeting of Evaluators. The purpose of this meeting is to review the guidelines for evaluation and distribute the responses received to the Department's evaluators.

A copy of the agenda may be obtained by contacting: David Shepard, Procurement Manager at (850)487-9432 or email: David_shepard@dcf.state.fl.us.

The Florida **Department of Children and Families** announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2012, 10:00 a.m.

PLACE: 1940 North Monroe Street, Suite 80, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #01U12AP1 – To Provide Florida Safe Families Network Application Services – Debriefing Meeting of the Evaluators. The purpose of this meeting is to retrieve copies of all responses from the Department's evaluators and to obtain and record their scores, which will be used to determine the short list for negotiations.

A copy of the agenda may be obtained by contacting: David Shepard, Procurement Manager at (850)487-9432 or email: David_shepard@dcf.state.fl.us.

The **Miami-Dade Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2012, 10:00 a.m. – 12:00 Noon

PLACE: South Florida Workforce, 7300 Corporate Center, Room #500, Miami, FL 33027

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Miami-Dade Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947.

The **Agency for Persons with Disabilities**, Area 14, Family Care council announces a public meeting to which all persons are invited.

DATE AND TIME: March 13, 2012, 12:00 Noon

PLACE: Faith Lutheran Church, 211 Easton Drive, Lakeland, FL 33803

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Meeting.

A copy of the agenda may be obtained by contacting: APD, Area 14 at (863)413-3360.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: APD, Area 14 at (863)413-3360. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: APD, Area 14 at (863)413-3360.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: March 16, 2012, 8:30 a.m. – until adjourned

PLACE: Tallahassee City Hall, Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
6. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
7. Consideration of all necessary actions with regard to the Multifamily Bond Program.
8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
14. Consideration of all necessary actions with regard to the Homeownership Programs.
15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
16. Consideration of Appeals from Universal Cycle ranking and grading with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.

19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
21. Evaluation of professional and consultant performance.
22. Such other matters as may be included on the Agenda for the March 16, 2012, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197 approximately 2 days prior to the meeting, or by visiting the Corporation's website: www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **FHFC II, Inc.**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: March 16, 2012, 11:00 a.m. or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting, until adjourned

PLACE: Tallahassee City Hall, Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Conduct business necessary for the organization of FHFC II, Inc.
2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC II, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.
5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
6. Consideration of status, workouts, or modifications for existing projects.
7. Consideration of matters relating to the statutory purpose of FHFC II, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
8. Such other matters as may be included on the Agenda for the March 16, 2012, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197 approximately 2 days prior to the meeting, or by visiting the Corporation's website: www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **FHFC III, Inc.**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: March 16, 2012, 11:00 a.m. or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting, until adjourned

PLACE: Tallahassee City Hall, Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Conduct business necessary for the organization of FHFC III, Inc.
2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC III, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.
5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
6. Consideration of status, workouts, or modifications for existing projects.
7. Consideration of matters relating to the statutory purpose of FHFC III, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
8. Such other matters as may be included on the Agenda for the March 16, 2012, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197 approximately 2 days prior to the meeting or by visiting the Corporation's website: www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Fish and Wildlife Conservation Commission (FWC)**, **Division of Law Enforcement** announces a public meeting to which all persons are invited.

DATE AND TIMES: Tuesday, March 13, 2012, 8:00 a.m. – 12:00 Noon, St. Petersburg Ordinance; 1:00 p.m. – 5:00 p.m., Stuart/Martin Ordinance

PLACE: Florida Public Safety Institute, FPSI Conference Center, 75 College Drive, Havana, Florida 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED: To provide an opportunity for representatives from the City of Stuart/Martin County and St. Petersburg, participants in the Anchoring and Mooring Pilot Program, and FWC to answer questions from the agencies and organizations specified in FS 327.4105 and the general public related to the participant's proposed ordinances.

The Stuart/Martin proposed ordinance is available for viewing at: http://www.martin.fl.us/web_docs/eng/web/coastal/Anchoring_Mooring/xx_Draft_Ordinance.pdf.

The St. Petersburg proposed ordinance will be available after their City Council approves it at their meeting on March 1, 2012. Their website is: http://www.stpete.org/marina/fwc_pilot_program.asp.

A copy of the agenda may be obtained by contacting: FWC, Division of Law Enforcement, Boating and Waterways Section, 620 South Meridian Street, Room 235, Tallahassee, Florida 32399-1600 or by calling: Shelly Gurr at (850)488-5600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: ADA Coordinator, (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: Shelly Gurr or Tom Shipp at (850)488-5600.

The **Fish and Wildlife Conservation Commission (FWC)**, Division of Law Enforcement, Boating Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 29, 2012, 9:00 a.m.

PLACE: Florida Sheriffs Association, 2617 Mahan Drive, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Boating Advisory Council to review and discuss boating-related topics and to take action, if needed. Such action may include discussion and recommendations related to draft ordinances proposed by participants of the Anchoring and Mooring Pilot Program if any draft ordinances have been submitted to the Commission for review by the meeting date.

A copy of the agenda may be obtained by contacting: FWC, Division of Law Enforcement, Boating Advisory Council, 620 South Meridian Street, Room 235, Tallahassee, Florida 32399-1600, by calling: Shelly Gurr or Bonnie Dunson at (850)488-5600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: ADA Coordinator, (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: Shelly Gurr or Bonnie Dunson at (850)488-5600.

AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

The **Agency for Enterprise Information Technology** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 8, 2012, 10:00 a.m. – 12:00 Noon

PLACE: Room 225A, 4030 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting of the Primary Data Center Management Group: Board Chairs and Executive Directors of the three State Primary Data Centers and the CIO Council Chairperson.

A copy of the agenda may be obtained by contacting: Renee Harkins, Agency for Enterprise Information Technology, Renee.Harkins@aeit.myflorida.com or (850)922-7502.

Pursuant to the provisions of 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: Heather Pence, Agency for Enterprise Information Technology, email: Heather.Pence@aeit.myflorida.com or call: (850)922-7502. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

MOFFITT CANCER CENTER AND RESERACH INSTITUTE

The **Moffitt Cancer Center** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 2, 2012, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Passcode: 508-866-1795#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cancer Control Research Advisory Council (CCRAB)-Sub-Committee-Goal II – Prevention general membership meeting.

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.

The **Moffitt Cancer Center** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, March 5, 2012, 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Passcode: 508-866-1795#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cancer Control Research Advisory Council (CCRAB) Sub-Committee-Goal I – Goal IV – Survivorship general membership meeting.

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.

The **Moffitt Cancer Center** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 6, 2012, 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Passcode: 508-866-1795#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cancer Control Research Advisory Council (CCRAB) Sub-Committee-Goal I – System Capacity and Infrastructure general membership meeting.

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.

CENTER FOR INDEPENDENT LIVING OF SOUTH FLORIDA, INC.

The **Center for Independent Living of South Florida, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, March 24, 2012, 12:00 Noon – 2:00 p.m.

PLACE: 6660 Biscayne Boulevard, Miami, FL 33138

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting of the Board of Directors of the Center for Independent Living of South Florida, Inc. The Finance Committee and other adhoc committees will meet 11:00 a.m. – 12:00 Noon, prior to the Board Meeting.

If alternative format (Braille, or large print, electronic or audiotape), ASL interpreter, or other accommodation is required, please request at least 14 days in advance of the meeting date. RSVP to: Mary@Soflail.org or call: (305)751-8025, (TDD) (305)751-8891.

A copy of the agenda may be obtained by contacting: Mary@soflail.org or call: (305)751-8025, ext. 110.

SOUTHWOOD SHARED RESOURCE CENTER

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 5, 2012, 1:30 p.m. – 4:00 p.m. or until Board business is concluded

PLACE: Turlington Building, Room 1706, 325 W. Gaines Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special meeting of the SSRC Board of Trustees to review mid-year rate adjustments and customer impacts.

A copy of the agenda may be obtained by contacting: Rick Mitchell at (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 at (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 at (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 5, 2012, 3:00 p.m.

PLACE: Turlington Building, Room 1706, 325 W. Gaines Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the SSRC Finance and Budget Workgroup.

A copy of the agenda may be obtained by contacting: Rick Mitchell, (850)488-9895, 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, 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, rick.mitchell@ssrc.myflorida.com.

FLORIDA INDEPENDENT LIVING COUNCIL, INC.

The **Florida Independent Living Council, Inc.** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, March 1, 2012, 10:00 a.m. – 11:00 a.m.

MEETING: Network of Centers Teleconference: 1(866)730-7514, Pin: 938460#

PLACE: FILC, Inc. Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

DATE AND TIME: Thursday, March 22, 2012, 10:00 a.m. – 11:00 a.m.

MEETING: Network of Centers Teleconference: 1(866)730-7514, Pin: 938460#

DATE AND TIME: Thursday, April, 5, 2012, 10:00 a.m. – 11:00 a.m.

MEETING: Network of Centers Teleconference: 1(866)730-7514, Pin: 938460#

PLACE: FILC Inc. Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

DATE AND TIME: Thursday, April, 19, 2012, 10:00 a.m. – 11:00 a.m.

MEETING: Network of Centers Teleconference: 1(866)730-7514, Pin: 938460#

PLACE: FILC Inc. Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

DATE AND TIME: Thursday, May 3, 2012, 10:00 a.m. – 11:00 a.m.

MEETING: Network of Centers Teleconference: 1(866)730-7514, Pin: 938460#

PLACE: FILC Inc. Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

DATE AND TIME: Thursday, May 17, 2012, 10:00 a.m. – 11:00 a.m.

MEETING: Network of Centers Teleconference: 1(866)730-7514, Pin: 938460#

PLACE: FILC Inc. Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

DATE AND TIME: Thursday, May 31, 2012, 10:00 a.m. – 11:00 a.m.

MEETING: Network of Centers Teleconference: 1(866)730-7514, Pin: 938460#

PLACE: FILC Inc. Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

DATE AND TIME: Thursday, June 7, 2012, 10:00 a.m. – 11:00 a.m.

MEETING: Network of Centers Teleconference: 1(866)730-7514, Pin: 938460#

PLACE: FILC Inc. Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

DATE AND TIME: Thursday, June 21, 2012, 10:00 a.m. – 11:00 a.m.

MEETING: Network of Centers Teleconference: 1(866)730-7514, Pin: 938460#

PLACE: FILC Inc. Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

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.

The Florida Independent Living Council, Inc. announces a public meeting to which all persons are invited.

MEETING: FULL COUNCIL MEETING

DATES AND TIME: Saturday and Sunday, March 10-11, 2012, 8:00 a.m.

PLACE: Caribe Royale, 8101 World Center Drive, Orlando, Florida 32821; If you would like to participate via telephone the Conference Call: 1(888)808-6959, Code: 4885624#

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.

ST. LUCIE TRANSPORTATION PLANNING ORGANIZATION

The St. Lucie Transportation Planning Organization (TPO) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 14, 2012, 2:00 p.m.

PLACE: St. Lucie BOCC Chambers, St. Lucie County Administration Building, 2300 Virginia Avenue, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual public hearing and regular meeting of the St. Lucie Local Coordinating Board for the Transportation Disadvantaged (LCB).

A copy of the agenda may be obtained by contacting: Marceia Lathou, Transit Program Manager, St. Lucie TPO at (772)462-1671.

Pursuant to the provisions of 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: St. Lucie County Housing & Community Services Department at (772)462-1777. If you are 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: Marceia Lathou, Transit Program Manager, St. Lucie TPO, 2300 Virginia Avenue, Fort Pierce, Florida, (772)462-1671.

FLORIDA LEAGUE OF CITIES

The **Florida Municipal Construction Insurance Trust** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 29, 2012, 4:00 p.m.

PLACE: Hammock Beach Resort, 200 Ocean Crest Drive, Palm Coast, FL 32137

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Municipal Construction Insurance Trust.

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 14 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: Jeannie Garner, jgarner@flcities.com.

The **Florida Municipal Insurance Trust** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 30, 2012, 8:30 a.m.

PLACE: Hammock Beach Resort, 200 Ocean Crest Drive, Palm Coast, FL 32137

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Municipal Insurance Trust.

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 14 days before the workshop/meeting by contacting: 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: Jeannie Garner, jgarner@flcities.com.

SOIL AND WATER CONSERVATION DISTRICTS

The **Clay County Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: March 5, 2012, 1:00 p.m.

PLACE: Clay County Extension Office, 2463 SR 16W, Green Cove Springs, FL 32043

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

For more information, you may contact: Sally Doyle, (904)284-6355.

COUNCIL OF COMMUNITY COLLEGE PRESIDENTS

The **Florida College System Council of Presidents** announces a public meeting to which all persons are invited.

DATE AND TIME: March 1, 2012, 6:00 p.m.

PLACE: Governors Club, 202 1/2 South Adams Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues pertaining the Florida's public state and community colleges.

A copy of the agenda may be obtained by contacting: Tina Ingramm, (850)222-3222.

For more information, you may contact: Michael Brawer, (850)222-3222.

The **Florida College System Council of Presidents** announces a public meeting to which all persons are invited.

DATE AND TIME: March 2, 2012, 8:00 a.m.

PLACE: TCC Capitol Center, 300 West Pensacola Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues pertaining to Florida’s public state and community colleges.

A copy of the agenda may be obtained by contacting: Tina Ingramm, (850)222-3222.

For more information, you may contact: Michael Brawer, (850)222-3222.

BERMELLO AJAMIL & PARTNERS, INC.

The Florida **Department of Transportation**, District Six announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 8, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: Miami Children’s Hospital, Research Atrium, 3100 S.W. 62 Avenue, Miami, FL 33155

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a public information meeting to discuss the development of design plans for two roadway projects on State Road (SR) 959/S.W. 57 Avenue/Red Road from SR 5/US 1/S Dixie Highway to S.W. 24 Street/Coral Way to discuss the projects’ design and proposed work. The project identification numbers are: 428484-1-52-01 and 422723-2-52-01. The public information meeting will follow an informal, open house format allowing the public to arrive at any time between 6:00 p.m. – 8:00 p.m. Graphic displays will be shown and FDOT staff will be available to discuss the projects and answer questions.

A copy of the agenda may be obtained by contacting: Public Information Specialist Angela Marino at (305)860-3782 or by email: amarino@bermelloajamil.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Brian Rick at (305)470-5349, in writing: FDOT, 1000 N.W. 111 Avenue, Miami, FL 33172 or by email: brian.rick@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Public Information Specialist Angela Marino at (305)860-3782 or by email: amarino@bermelloajamil.com.

VOLKERT, INC.

The Florida **Department of Transportation**, District 3 announces a public meeting to which all persons are invited.

DATE AND TIME: March 15, 2012, 5:30 p.m. – 6:30 p.m.

PLACE: DeFuniak Springs Community Center, 361 North 10th Street, DeFuniak Springs, FL 32433

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is being held to allow citizens an opportunity to preview the proposed design, ask questions and/or submit comments concerning replacement of the existing culverts crossing State Road 83 at Juniper Creek with a new bridge and reconstructing the roadway approaching the bridge. During construction, traffic will be diverted to a temporary roadway and bridge, parallel to the existing roadway. The project is approximately 1,060 feet in length. Financial Project ID 430061-1-52-01.

A copy of the agenda may be obtained by contacting: Keith Shores, P.E., Project Manager, Florida Department of Transportation, P. O. Box 607, Chipley, FL 32428 or email: keith.shores@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: Keith Shores, P.E., Project Manager, Florida Department of Transportation, P. O. Box 607, Chipley, FL 32428 or keith.shores@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Ian Satter, District Three, Public Information Director, (850)415-9205. His e-mail address is: ian.satter@dot.state.fl.us.

JACOBS ENGINEERING – DEERFIELD BEACH

The Florida **Department of Transportation**, District Four announces a hearing to which all persons are invited.

DATE AND TIMES: Wednesday, March 21, 2012, 5:30 p.m.; Formal Presentation at 6:30 p.m.

PLACE: South Florida Expo Center at the South Florida Fairgrounds, 9067 Southern Boulevard, West Palm Beach, Florida 33411. The Hearing will be located in the Expo East building accessible through Gate 12 off of Fairground Road

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Hearing is being held to allow interested persons an opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of the proposed extension of SR 7 in Palm Beach County, Florida. Financial Project ID No. 229664-2-22-01, Efficient Transportation Decision Making (ETDM) No. 8127. This Hearing is also being held in accordance with Federal Executive Orders 11990 and 11988. An Environmental Assessment, prepared by the Florida Department of

Transportation, presents the alternatives for extending SR 7 up to Northlake Boulevard and any impacts associated with each alternative. The Environmental Assessment and other project documents will be available for review between February 29, 2012 and April 2, 2012 on the study's website: www.sr7extension.com and at the following locations: Palm Beach County Library, Royal Palm Beach Branch, 500 Civic Center Way, Royal Palm Beach, Florida 33411 (Monday, Tuesday, and Wednesday 10:00 a.m. – 9:00 p.m., Thursday and Friday, 10:00 a.m. – 6:00 p.m.; Saturday, 10:00 a.m. – 5:00 p.m., excluding major holidays); West Palm Beach Public Library, 411 Clematis Street, West Palm Beach, Florida 33401 (Monday through Thursday, 9:30 a.m. – 8:30 p.m.; Friday and Saturday, 9:30 a.m. – 5:00 p.m.; Sunday, 1:00 p.m. – 5:00 p.m., excluding major holidays); Florida Department of Transportation, Palm Beach Operations Center, 7900 Forest Hill Boulevard, West Palm Beach, Florida 33413 (Monday through Friday, 8:00 a.m. – 5:00 p.m., excluding major holidays); and at the Florida Department of Transportation, District Four Office, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309 (Monday through Friday 8:00 a.m. – 5:00 p.m., excluding major holidays).

A copy of the agenda may be obtained by contacting: Beatriz Caicedo-Maddison, Florida Department of Transportation, District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309 or by email: beatriz.caicedo@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: Beatriz Caicedo-Maddison, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, by email: beatriz.caicedo@dot.state.fl.us or by telephone: (954)777-4336. If you are 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: Beatriz Caicedo-Maddison at Florida Department of Transportation, District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309 or by email: beatriz.caicedo@dot.state.fl.us.

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has

received the petition for declaratory statement from Shelley Nachum, Unit Owner/Petitioner, In Re: Delray Oaks Condominium Association No. 2, Inc., Docket No. 2012007072, on February 14, 2012. The petition seeks the agency's opinion as to the applicability of Section 718.111(11), Florida Statutes, as it applies to the petitioner.

Whether a unit owner or Delray Oaks Condominium Association No. 2, Inc. is responsible for sheetrock repair to damages to the interior walls of a unit caused by a water heater leak under the maintenance responsibility provision in the declaration or under Section 718.111(11), Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Homesure of America, Inc. D/B/A Cross Country Home Services on October 24, 2011. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 37, No. 45, of the November 10, 2011, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on January 13, 2012. The Petitioner requested the Board to interpret Section 489.103(9) and 489.105(3), Florida Statutes, and whether a licensed home warranty association and service warranty association must obtain an air conditioning or mechanical contractors license to market and sell a program to provide minor routine air conditioning preventative maintenance services using CCHS' network of licensed contractors to provide the services, where the aggregate contract price for labor, materials and all other items provided to each customer will be less than \$1,000. The Board's Order, filed on February 7, 2012, grants the Petition for Declaratory Statement. Pursuant to Section 489.105(3), Florida Statutes, a contractor's license is required to perform the services described in the petition.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, P.O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has received the petition for declaratory statement from Poole & Kent Company of Florida, Inc., filed on February 7, 2012. The petition seeks the agency's opinion as to the applicability of Sections 489.105(3)(a), (i), (m) and (n), 489.113(3), F.S., and Rule 61G4-12.011, F.A.C., as it applies to the petitioner.

Whether a mechanical contractor's license is required to perform the mechanical work on wastewater treatment facility projects, or whether the mechanical work on such projects may be self-performed by general contractors, even if they do not also possess a mechanical contractor's license.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Pete Quintela, City of Miami Beach Building Department on October 27, 2011. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 37, No. 45, of the November 10, 2011, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on January 13, 2012. The Petitioner requested the Board to interpret Section 489.105(3)(g), Florida Statutes, and whether it is in the scope of a Class B air conditioning contractor to replace a water cooled 2 ton unit which is connected to the riser of a 500 ton water cooling tower. The Board's Order, filed on February 7, 2012, grants the Petition for Declaratory Statement. Pursuant to Section 489.105(3), Florida Statutes, replacement of a water cooled 2-ton unit, which is connected to the riser of a 500-ton water cooling tower, is within the scope of a Class B air conditioning contractor.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Arnold M. Verway, Okeechobee County Construction Industry Licensing Board on December 15, 2011. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 38, No. 1, of the January 6, 2012, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on January 13, 2012. The Petitioner requested the Board's interpretation of paragraph 61G4-15.015(2)(b), F.A.C., and whether a specialty structure contractor can be the primary contractor in the installation or replacement of window and door assemblies. The Board's Order, filed on February 7, 2012, grants the Petition for Declaratory Statement. Pursuant to paragraph 61G4-15.015(2)(d), Florida Statutes, a specialty contractor may be the primary contractor when any subcontracted work is incidental to the work performed by the specialty structure contractor.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on February 13, 2012, the Board of Chiropractic Medicine has received the petition for declaratory statement from Michael J. Hennings, DC. The petition seeks the agency's opinion as to the applicability of Section 460.403(9)(b), Florida Statutes, as it applies to the petitioner.

The petition is seeking the Board's interpretation of Section 460.403(9)(b), Florida Statutes, concerning whether it is within the chiropractic scope of practice to perform and interpret diagnostic ultrasound for the purpose of diagnosing neuromusculoskeletal and vascular conditions in patients.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Bruce Deterding, Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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

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

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

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

NONE

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

NONE

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Invitation to Bid

As a Contractor, you are invited to submit a bid to the Florida Department of Agriculture and Consumer Services, Florida Forest Service, hereinafter referred to as Owner, for the Purchase and Construction of a Precast Concrete Bridge over Blackwater River on Bryant Bridge Road on the Okaloosa and Santa Rosa County Line, Florida. The Project Budget is estimated to be \$630,000.

The contractor shall provide all materials, labor, equipment and inspection fees necessary for the Purchase and Construction of a Precast Concrete Bridge in accordance with the terms and conditions of the Invitation to Bid.

PROJECT NAME & LOCATION: Purchase and Construction of a Precast Concrete Bridge over Blackwater River on Bryant Bridge Road on the Okaloosa and Santa Rosa County Line, Florida.

SOLICITATION DOCUMENT: The entire solicitation document, which includes specifications, may be viewed and downloaded from the Vendor Bid System at <http://myflorida.com>, click on Business, Doing Business with the State of Florida, Everything for Vendors and Customers, Vendor Bid System, Search Advertisements, Bid Number ITB/FFS-11/12-31 or by calling: Purchasing Office at (850)617-7181.

MANDATORY PRE-BID CONFERENCE/SITE VISIT: Each bidder must, before submitting a bid, attend the mandatory pre-bid conference/site visit. The pre-bid conference/site visit will be held on March 13, 2012, 10:00 a.m., Central Standard Time, at the Fish and Wildlife Commission, Conference Room, Blackwater Fisheries Research and Development Center, 8384 Fish Hatchery Road, Holt, FL 32564. During the pre-bid conference, a site visit will be held for prospective bidders. It is the bidders' responsibility to consider any and all site conditions or requirements for the project. Specifications will be available at the mandatory pre-bid conference/site visit.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, Florida Statutes, for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

DISCRIMINATION, DENIAL OR REVOCATION FOR THE RIGHT TO TRANSACT BUSINESS WITH PUBLIC ENTITIES: An entity or affiliate who had been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: Each bid shall be accompanied by a Performance Bond in the amount of one-hundred percent (100%) of the Base Bid Price.

BID BOND: Each bid shall be accompanied by a Bid Bond Guarantee payable to the Department in the amount of five percent (5%) of the Base Bid Price.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: March 30, 2012, 2:00 p.m.

PLACE: Department of Agriculture and Consumer Services, 407 S. Calhoun Street, SB-8, Mayo Building, Tallahassee, Florida 32399-0800, (850)617-7181.

CONTRACT AWARD: The official Notice of Award Recommendation will be by electronic posting at: http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed, the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5, F.A.C., by the Owner.

DEPARTMENT OF EDUCATION

NOTICE TO PROFESSIONAL CONSULTANTS

Request for Qualifications

RFQ 12-15

Professional Engineering Services – Continuing Agreements

The University of North Florida Board of Trustees, a public body corporate, announces that Professional Engineering Services for miscellaneous projects each not exceeding \$2,000,000 in total construction cost and studies each not exceeding \$200,000 in fees will be required at the University of North Florida, 1 UNF Drive, Jacksonville, FL 32224.

The University will be awarding two (2) agreements per professional engineering discipline for Mechanical, Electrical and Civil, and one (1) for Structural Engineering. The award of these agreements shall be for an initial period of one (1) year with an Owner’s option to renew for up to two (2) additional (1) year renewal periods, with the agreement of both parties.

The tentative solicitation schedule for this RFQ:

- Advertisement: February 24, 2012
- Submissions due: March 28, 2012, 2:00 p.m.
- Evaluation/Short listing: April 2012
- Interviews (TBD if necessary)/Award: April/May 2012

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application with all of the appropriate documents from the RFQ 12-15 titled Professional Engineering Services – Continuing Agreements.

The letter of application should have attached

1. The most recent version of the “Professional Qualifications Supplement,” completed by the applicant. Applications on any other form will not be considered.

2. A copy of the applicant’s current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.
3. Submit six (6) complete copies of the above requested data bound and in the order listed above. Applications which do not comply with the above instructions will be disqualified. Application materials will not be returned.

Minority business participation is strongly recommended and supported by the University of North Florida.

Blanket professional liability insurance will be required for this project in the amount of \$2,000,000 and will be provided as part of the Basic Services (each, aggregate and per occurrence).

As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplemental forms, descriptive project information, required forms and the selection criteria may be obtained online at the UNF Purchasing department website: http://www.unf.edu/anf/purchasing/Bids_Notices.aspx or by emailing:

Dianna White	AND	Angela Dyal
Dianna.white@unf.edu		angela.dyal@unf.edu
(904)620-1731		(904)620-1733

Submit one (1) original and five (5) complete copies of submittals to the referenced address. RFQ submittals must be received no later than 2:00 p.m. (EST), March 28, 2012. Facsimile (FAX) or email submittals are not acceptable and will not be considered.

Fire Alarm and Intercom Systems Replacement at Pinedale ES No 93/DCSB Project No. M-83970 & M-83980

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS – Invitation To Bid For an Electrical Contractor to be Published on February 10, 2012. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207, until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D. BIDS ARE DUE ON OR BEFORE MARCH 13, 2012 AND WILL BE ACCEPTED UNTIL 2:00 P.M. OFFICIAL PROJECT TITLE: Fire Alarm and Intercom

Systems Replacement at Pinedale Elementary School No. 93/DCSB Project Nos. M-83970 and M-83980/OFDC-ITB-012-12. SCOPE OF WORK: The project consists of fire alarm and intercom system replacement per plans and specifications. Estimated construction cost is not to exceed \$500,000. Contract documents for bidding may be obtained at the office of: LDI Repro Printing Centers, 806 Roselle St., Jacksonville, FL 32204, (904)381-0777. Name of A/E Firm: Haddad Engineering, Inc., 2955 Hartley Road, Ste. 205, Jacksonville, Florida 32257, (904)262-5066. DCSB Point of Contact: Tony Gimenez, (904)390-2945. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building, 1701 Prudential Drive, Jacksonville, FL 32207. MBE Participation Goal: 10% Overall.

All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on February 20, 2012, 10:00 a.m. at Pinedale Elementary School, 4229 Edison Avenue, Jacksonville, FL 32254. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. All contractors submitting proposals and bids must be pre-qualified with Duval County Public Schools at the time of the ITB Response Due Date. No proposals or bids will be accepted from Contractors who are not pre-qualified at that time. Prequalification forms and information may be obtained at: www.duvalschools.org/static/aboutdcp/departments/facilities/general_documents.asp.

The Bid Award Recommendation will be posted on the First Floor, Bulletin Board, Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

STATE BOARD OF ADMINISTRATION

INVITATION TO NEGOTIATE

The Florida Prepaid College Board is requesting responses to an Invitation to Negotiate, ITN #12-03, from qualified firms to provide Core S & P 500 Large Capitalization Equity Investment Management Services for the Stanley G. Tate Florida Prepaid College Program and the Florida College Investment Plan.

The Invitation to Negotiate which includes the timeline of events will be available on or after February 24, 2012, by logging on to: http://www.myflorida.com/apps/vbs/vbs_www.search.criteria_form.

Please then select the following on the aforementioned website:

- Agency: State Board of Administration
- Advertisement Number: ITN#12-03
- Advertisement Type: Competitive Solicitation

Title: Core S & P 500 Large Capitalization Equity Investment Management Services for the Stanley G. Tate Florida Prepaid College Program and Florida College Investment Plan.

If you have any problems accessing this information, please contact: Rhea Oaks at (850)488-8514.

Certified Minority Business Enterprises are encouraged to participate.

SPECIAL ACCOMMODATION: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations with regard to this ITN is asked to advise this agency at least five (5) days prior to the response deadline. Please fax a written request for same to: Kevin Thompson, Interim Executive Director, Florida Prepaid College Board at (850)488-3555.

REGIONAL PLANNING COUNCILS

Request for Letters of Interest and Qualifications

The Northeast Florida Regional Council is seeking qualifications of firms interested in coordinating transportation services for the transportation disadvantaged in Nassau County, Florida. The selected entity will be the designated Community Transportation Coordinator for the Transportation Disadvantaged Program, as authorized by Chapter 427, Florida Statutes (F.S.) and more fully described in Chapter 41-2, Florida Administrative Code (F.A.C.). The Community Transportation Coordinator is defined by Chapter 427, F.S. as a transportation entity recommended by the appropriate designated official planning agency to ensure that coordinated transportation services are provided to the transportation disadvantaged population in a designated service area. The Community Transportation Coordinator has full responsibility for the delivery of transportation services for the transportation disadvantaged as outlined in Section 427.015(2), F.S. The transportation disadvantaged are defined by Chapter 427, F.S. as "those persons who because of physical or mental disability, income status, or age are unable to transport themselves or purchase transportation and are, therefore, dependent upon others to obtain access to health care, employment, education, shopping, social activities or other life sustaining activities or children who are handicapped or high-risk or at-risk as defined in Section 411.202, F.S." Interested providers are required to provide the following as proof of qualifications: 1) a list of the respondent's transportation coordination experience; 2) a list of scheduling and routing software used by the organization; 3) a list of vehicles to be used (if applicable); 4) a current financial statement of the responding entity; 5) a current Medicaid provider number for the responding entity, and; 6) an agency organizational chart. Selection of potential providers will be based on a ranking of their expertise, overall capabilities, recent experience in similar programs, and proposed methods of achieving cost-effective services. Potential providers should submit three (3) copies of their expression of interest and

qualifications in a sealed envelope, to the: Northeast Florida Regional Council, Attention: Mr. Brian D. Teeple, AICP, Chief Executive Officer, 6850 Belfort Oaks Place, Jacksonville, Florida 32216. Letters must be marked, "LETTER OF INTEREST AND QUALIFICATIONS FOR NASSAU COUNTY COMMUNITY TRANSPORTATION COORDINATOR." Letters of interest and qualifications must be received by 5:00 p.m., March 9, 2012. Questions should be addressed to: Mr. Edward Lehman, Director of Planning and Development at (904)279-0880. Faxed and e-mailed responses WILL NOT be accepted. Responses received after the deadline will be returned unopened with the notation, "This letter of interest was received after the delivery time designated for receipt and opening in the legal notice." Only responses to this request for letters of interest and qualifications will be considered if a request for proposals is issued for Community Transportation Coordinator in Nassau County. The Northeast Florida Regional Council reserves the right to accept or reject any and all responses in the best interest of the State.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

ITN 01U12AP1 FSN Application Services

NOTICE OF CHANGE – The Florida Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: March 14, 2012, 10:00 a.m. ***PLEASE NOTE*** This is a change of date from the originally advertised date of March 7, 2012.

PLACE: 1940 North Monroe Street, Suite 80, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #01U12AP1 – To Provide Florida Safe Families Network Application Services – Initial Meeting of Evaluators. The purpose of this meeting is to review the guidelines for evaluation and distribute the responses received to the Department's evaluators.

A copy of the agenda or more information by be obtained by contacting: David Shepard, Procurement Management, (850)487-9432, david_shepard@dcf.state.fl.us.

ITN 01U12AP1 FSN Application Services

NOTICE OF CHANGE – The Florida Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: March 27, 2012, 10:00 a.m. ***PLEASE NOTE*** This is a change from the originally advertised date for the meeting of March 20, 2012.

PLACE: 1940 North Monroe Street, Suite 80, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #01U12AP1 – To Provide Florida Safe Families Network Application Services – Debriefing Meeting of the Evaluators. The purpose of this meeting is to retrieve copies of all responses from the Department's evaluators and to obtain and record their scores, which will be used to determine the short list for negotiations.

A copy of the agenda or more information by be obtained by contacting: David Shepard, Procurement Management, (850)487-9432, david_shepard@dcf.state.fl.us.

Bid Opening for ITN 01U12AP1 FSN Application Services NOTICE OF CHANGE – The Florida Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: March 13, 2012, 3:00 p.m. ***PLEASE NOTE*** This is a change from the previously advertised date of March 6, 2012

PLACE: 1940 North Monroe Street, Suite 80, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #01U12AP1 – To Provide Florida Safe Families Network Application Services – Public Reply Opening. The purpose of this meeting is to open the Reply's received from the vendors.

A copy of the agenda or more information by be obtained by contacting: David Shepard, Procurement Management, (850)487-9432, david_shepard@dcf.state.fl.us.

MID-FLORIDA AREA AGENCY ON AGING D/B/A ELDER OPTIONS

Competitive sealed proposals will be received by the Mid-Florida Area Agency on Aging dba Elder Options until 4:00 p.m., April 10, 2012, for the designation of Community Care for the Elderly Lead Agencies. The Community Care for the Elderly Lead Agency designation includes the provision of an array of home and community based services to frail older persons. A Community Care for the Elderly Lead Agency will be designated for each county in Planning and Service Area 3. These counties are: Alachua, Bradford, Citrus, Columbia, Dixie, Gilchrist, Hamilton, Hernando, Lafayette, Lake, Levy, Marion, Putnam, Sumter, Suwannee, and Union. The Community Care for the Elderly program is administered pursuant to provisions of Chapter 430, F.S. The proposal package and application instructions may be obtained from Elder Options' offices on March 1, 2012 or thereafter. Elder Options' office, 5700 S.W. 34th Street, Suite 222, Gainesville, FL. Elder Options reserves the right to reject any and all proposals.

A Bidders Conference will be conducted concerning this Request for Proposals at 2:00 p.m., March 9, 2012. Interested parties are encouraged to attend the Bidders Conference at the following location:

Elder Options
5700 S.W. 34th Street, Suite 222
Gainesville, Florida

Correspondence concerning this Request for Proposals should be addressed to:

Ms. Katina Mustipher, Director of Program Operations
Elder Options
5700 S.W. 34th Street, Suite 222
Gainesville, Florida 32608
(352)378-6649

AREA AGENCY ON AGING OF PASCO-PINELLAS

Contingent upon the availability of funds, the Area Agency on Aging of Pasco-Pinellas, Inc. (AAAPP) for Planning and Area Service Area 5 will be contracting and is soliciting sealed proposals for Case Management/Lead Agency Designation for Pinellas County beginning July 1, 2012, under the Community Care for the Elderly Program, Florida Statute 430. RFP's are being solicited for Lead Agency in Pinellas County only. Proposals may be obtained from Tawnya Martino at the AAAPP office (9887 4th Street North, Suite 100, St. Petersburg, FL 33702) beginning March 9, 2012. Proposals can also be obtained electronically at: <http://www.agingcarefl.org/notices/cce-bid>. A Bidder's Conference will be held on March 16, 2012, 10:00 a.m. at the AAAPP office (9887 4th Street North, Suite 100, St. Petersburg, FL 33702). Sealed proposals are due to the AAAPP, 9887 4th Street North, Suite 100, St. Petersburg, FL 33702, by 3:00 p.m., April 5, 2012, with opening immediately following. The Area Agency on Aging reserves the right to reject any and all proposals not complying with specifications and requested information. If you have any questions, please call: Tawnya Martino at (727)570-9696, ext. 246.

FLORIDA DEVELOPMENT DISABILITIES COUNCIL

REQUEST FOR PROPOSALS (FDDC # 2012-SA-10000)
DEVELOPING TRAINING FOR BECOMING LEADERS
The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP # 2012-SA-10000) is released to develop a training course for self-advocate leaders with developmental disabilities who wish to learn the skills needed to be role models, mentors, and to train other individuals with developmental disabilities to advocate for themselves, become leaders, and actively participate in decision-making events in their communities. The selected provider will gather and develop leadership training materials to (1) train self-advocates to become trainers themselves and (2) train individuals with developmental

disabilities to become leaders. The provider will pilot and revise the trainings as needed and develop evaluation materials to determine the effectiveness of the trainings and training materials.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside federal funds for a period not to exceed one (1) year for fiscal support of this RFP. The exact amount of this contract will be developed during contract negotiations.

Copies of this RFP can be downloaded from the FDDC website (www.fddc.org) or copies may be requested by writing: FDDC, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301 or calling: (850)488-4180 or Toll Free 1(800)580-7801 or TDD Toll Free: 1(888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is March 12, 2012, by 4:00 p.m. (EDT). Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of March 19, 2012. The deadline for submitting proposals for this RFP to FDDC is April 9, 2012, by 2:00 p.m. (EDT).

PLEASE FORWARD ALL REQUESTS FOR COPIES OF THIS RFP TO CAROLYN WILLIAMS.

QUESTIONS ARE TO BE SUBMITTED IN WRITTEN FORMAT ONLY. THIS IS A LEGAL PROCESS AND WE CANNOT ANSWER QUESTIONS VERBALLY.

Section XII Miscellaneous

DEPARTMENT OF STATE

GUIDELINES AVAILABLE FOR LIBRARY COOPERATIVE GRANT PROGRAM

Grant guidelines and application forms are available for the Library Cooperative Grant program administered by the Florida Department of State, Division of Library and Information Services. Guidelines are available on the Division of Library and Information Services' webpage at: <http://info.florida.gov/bld/grants/Cooperative/Cooperative.html>.

Guidelines and application forms may also be requested by mail from: The Grants Office, Division of Library and Information Services, R.A. Gray Building, 500 S. Bronough St., Tallahassee, Florida 32399-0250, by email: GrantsOffice@dos.myflorida.com, by phone: (850)245-6631 or by Fax: (850)245-6643.

Applications must be either postmarked or filed by April 15, 2012.

GUIDELINES AND APPLICATIONS AVAILABLE FOR PUBLIC LIBRARY CONSTRUCTION GRANTS

Grant application forms and guidelines are available for the Public Library Construction Grant Program. The grant application deadline is April 1, 2012.

Completed applications must be mailed to the address below. They must be on file with the Division of Library and Information Services or postmarked on or before the application due date. Mail completed applications to:

Grants Office
 Division of Library and Information Services
 500 South Bronough Street
 Tallahassee, FL 32399-0250

Guidelines and forms are available on the Division of Library and Information Services website: <http://dlis.dos.state.fl.us/bld/grants/Construction/Construction.html> or by mail from the address above.

If you have additional questions about this program, please contact: Marian Deeney, Library Program Administrator, by email: mdeeney@dos.state.fl.us, by phone: (850)245-6620 or by Fax: (850)245-6643.

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Division of Community Planning and Development, Department of Economic Opportunity, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.: BLIM-07-2011-001
 DATE RECEIVED: February 13, 2012
 DEVELOPMENT NAME: SPRING LAKE VILLAGE VII/FAIRWAY LAKES
 DEVELOPER/AGENT: Gil Family Investments, LP/
 DEVELOPMENT TYPE: 28-24.023, F.A.C.
 LOCAL GOVERNMENT: Highlands County

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Kia Motors America, Inc., intends to allow the establishment of Rick Case Sunrise, LLC, d/b/a Rick Case Kia, as a dealership for the sale of Kia vehicles manufactured by Kia (KIA) at 1650 Sawgrass Corporate Parkway, Sunrise (Broward County), Florida 33323, on or after March 26, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Rick Case Sunrise, LLC, d/b/a Rick Case Kia are dealer operator(s): Richard J. Case, 949 Hillsboro Mile, Hillsboro Beach, Florida 33062; principal investor(s): Richard J. Case, 949 Hillsboro Mile, Hillsboro Beach, Florida 33062, Rita L. Case, 949 Hillsboro Mile, Hillsboro Beach, Florida 33062.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Leslie Taylor-Moore, Kia Motors America, Inc., 100 Galleria Parkway, Suite 1550, Atlanta, Georgia 30339.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Volkswagen Group of America, Inc., intends to allow the establishment of Rick Case Broward, LLC, as a dealership for the sale and service of vehicles manufactured by Volkswagen (line-make VOLK) at 3520 Weston Road, Davie (Broward County), Florida 33331, on or after March 26, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Rick Case Broward, LLC, are dealer operator(s): Richard J. Case, 949 Hillsboro Mile, Hillsboro Beach, Florida 33062, Rita L. Case, 949 Hillsboro Mile, Hillsboro Beach, Florida 33062; principal investor(s): Richard J. Case, 949 Hillsboro Mile, Hillsboro Beach, Florida 33062, Rita L. Case, 949 Hillsboro Mile, Hillsboro Beach, Florida 33062.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

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Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: David Kolbe, Volkswagen Group of America, Inc., 12725 Morris Road, Suite 270A, Alpharetta, Georgia 30004.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Kandi USA, Inc., intends to allow the establishment of Snack Attack Corp., as a dealership for the sale of motorcycles manufactured by Zhejiang Kangdi Vehicles Co. Ltd. (line-make KANG) at 4831 Pembroke Road, Hollywood (Broward County), Florida 33021, on or after March 26, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Snack Attack Corp., are dealer operator(s): Daniel Haspel, 4831 Pembroke Road, Hollywood, Florida 33021; principal investor(s): Daniel Haspel, 4831 Pembroke Road, Hollywood, Florida 33021.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Zheng Li, Kandi USA, Inc., 10955 Arrow Route, Suite 101, Rancho Cucamonga, California 91730.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Kymco USA, Inc., intends to allow the establishment of Solano Cycle, Inc., as a dealership for the sale of motorcycles manufactured by Kwang Yang Motor Co. Ltd. (line-make KYMC) at 815 Beach Boulevard, Unit 3 and Unit 4, Jacksonville Beach (Duval County), Florida 32250, on or after March 26, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Solano Cycle, Inc., are dealer operator(s): Martin Solano, 4372 Sycamore Pass Court West, Jacksonville, Florida 32258; principal investor(s): Martin Solano, 4372 Sycamore Pass Court West, Jacksonville, Florida 32258.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Bruce Ramsey, Kymco USA, Inc., 5 Stan Perkins Road, Spartanburg, South Carolina 29307.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Alliance-Sym, Inc., intends to allow the establishment of Tokam, Inc., d/b/a Honda Key West as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (line-make SANY) at 417 Southard Street, Key West (Monroe County), Florida 33040, on or after March 26, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Tokam Inc., d/b/a Honda Key West are dealer operator(s): Victor Mills, 417 Southard Street, Key West, Florida 33040, principal investor(s): Victor Mills, 417 Southard Street, Key West, Florida 33040.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Gene Chang, Alliance-Sym, Inc., 3788 Milliken Avenue, Suite C, Mira Loma, California 91752.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF AVAILABILITY
FLORIDA FINDING OF NO SIGNIFICANT IMPACT
CITY OF DELTONA, FLORIDA

The Department of Environmental Protection has determined that the City of Deltona's proposed project for the construction of a new 1.0 MGD Eastern Water Reclamation Facility, upgrades to the existing treatment plant, and expansion of the existing reclaimed water reuse system will not have a significant adverse affect on the environment. The total project cost is estimated at \$30.2 million. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing: Bhupendra H. Vora, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8380.

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at: <http://approd.dep.state.fl.us/clearinghouse/>. For information, call: (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

Notice of Emergency Action

On February 8, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Yusuf Rajabalee, M.D., License # ME 43820. 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 February 13, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Edward L. Mosley, M.D., License #ME 94903. 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 February 8, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Julie M. Lewis, C.N.A., License #CNA 92900. 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 February 13, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Cheryl F. Miller, R.N., License #RN 9302265. 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 February 8, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Shawhin Besharat, RPT, License #RPT 16882. 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 February 8, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Ardavon Moayer, RPT, License #RPT 17524. 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 February 10, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Holli L. Bodner, Psy.D., License #PY 4288. 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.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH QUALITY HEALTH PLANS, INC.

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA

CASE NO.: 2011-CA-002245

In Re: The Receivership of QUALITY HEALTH PLANS, INC.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH QUALITY HEALTH PLANS, INC.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 16th day of November, 2011, the Department of Financial Services of the State of Florida was appointed as Receiver of QUALITY HEALTH PLANS, INC. and was ordered to liquidate the assets of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of QUALITY HEALTH PLANS, INC., shall present such claims to the Receiver on or before 11:59:59 p.m., November 16, 2012, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Division of Rehabilitation and Liquidation of the Florida Department of Financial Services, Receiver for QUALITY HEALTH PLANS, INC., 2020 Capital Circle, S.E., Alexander Building, Suite 310, Tallahassee, Florida 32302. Additional information may be found at: www.MyFloridaCFO.com/Receiver.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH HOMEWISE INSURANCE COMPANY

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA

CASE NO.: 2011-CA-003221

In Re: The Receivership of HOMEWISE INSURANCE COMPANY, a Florida Corporation.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH HOMEWISE INSURANCE COMPANY.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 18th day of November, 2011, the Department of

Financial Services of the State of Florida was appointed as Receiver of HOMEWISE INSURANCE COMPANY and was ordered to liquidate the assets of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of HOMEWISE INSURANCE COMPANY, shall present such claims to the Receiver on or before 11:59:59 p.m., November 18, 2012, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Division of Rehabilitation and Liquidation of the Florida Department of Financial Services, Receiver for HOMEWISE INSURANCE COMPANY, 2020 Capital Circle, S.E., Alexander Building, Suite 310, Tallahassee, Florida 32301. Additional information may be found at: www.MyFloridaCFO.com/Receiver.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH SOUTHERN EAGLE INSURANCE COMPANY
IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA
CASE NO.: 2011-CA-003392

In Re: The Receivership of SOUTHERN EAGLE INSURANCE COMPANY, a Florida Corporation.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH SOUTHERN EAGLE INSURANCE COMPANY.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 16th day of December, 2011, the Department of Financial Services of the State of Florida was appointed as Receiver of SOUTHERN EAGLE INSURANCE COMPANY and was ordered to liquidate the assets of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of SOUTHERN EAGLE INSURANCE COMPANY, shall present such claims to the Receiver on or before 11:59:59 p.m., December 16, 2012, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Division of Rehabilitation and Liquidation of the Florida Department of Financial Services, Receiver for SOUTHERN EAGLE INSURANCE COMPANY, 2020 Capital Circle, S.E., Alexander Building, Suite 310, Tallahassee, Florida 32301. Additional information may be found at: www.MyFloridaCFO.com/Receiver.

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN February 6, 2012
 and February 10, 2012

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF EDUCATION
State Board of Education

6A-6.0970	2/8/12	2/28/12	37/51	
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DEPARTMENT OF CORRECTIONS

33-102.101	2/6/12	2/26/12	38/1	
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WATER MANAGEMENT DISTRICTS
Suwannee River Water Management District

40B-4.1020	2/8/12	2/28/12	37/49	
40B-4.3030	2/8/12	2/28/12	37/49	

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

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61G4-17.006	2/7/12	2/27/12	37/48	
61G4-17.009	2/7/12	2/27/12	37/48	
61G4-21.001	2/7/12	2/27/12	37/48	

Board of Employee Leasing Companies

61G7-5.002	2/8/12	2/28/12	38/1	
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DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-43.010	2/8/12	2/28/12	37/47	
62-43.100	2/8/12	2/28/12	37/47	
62-702.300	2/6/12	2/26/12	37/45	
62-702.400	2/6/12	2/26/12	37/45	
62-702.570	2/6/12	2/26/12	37/45	
62-702.600	2/6/12	2/26/12	37/45	

Division of Law Enforcement

62N-16.027	2/8/12	2/28/12	37/47	
62N-16.035	2/8/12	2/28/12	37/47	
62N-30.001	2/8/12	2/28/12	37/47	

DEPARTMENT OF HEALTH

Board of Massage Therapy

64B7-24.017	2/6/12	2/26/12	37/51	
64B7-26.001	2/6/12	2/26/12	37/51	
64B7-27.002	2/7/12	2/27/12	37/45	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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64B7-27.003	2/7/12	2/27/12	37/45	
64B7-27.004	2/7/12	2/27/12	37/45	
64B7-27.005	2/7/12	2/27/12	37/45	
64B7-27.006	2/7/12	2/27/12	37/45	
64B7-27.007	2/7/12	2/27/12	37/45	
64B7-27.008	2/7/12	2/27/12	37/45	
64B7-27.010	2/7/12	2/27/12	37/45	
64B7-27.011	2/7/12	2/27/12	37/45	
64B7-27.012	2/7/12	2/27/12	37/45	
64B7-27.014	2/7/12	2/27/12	37/45	
64B7-27.015	2/7/12	2/27/12	37/45	
64B7-27.016	2/7/12	2/27/12	37/45	
64B7-27.017	2/7/12	2/27/12	37/45	
64B7-27.018	2/7/12	2/27/12	37/45	
64B7-27.019	2/7/12	2/27/12	37/45	
64B7-27.100	2/6/12	2/26/12	37/51	
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64B7-29.001	2/6/12	2/26/12	37/51	
64B7-32.002	2/6/12	2/26/12	37/51	38/5

Board of Medicine

64B8-1.007	2/8/12	2/28/12	37/40	38/2
64B8-4.009	2/8/12	2/28/12	37/40	38/2

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64B28-3.002	2/6/12	2/26/12	37/50	

**LIST OF RULES AWAITING LEGISLATIVE APPROVAL
 PURSUANT TO (CHAPTER 2010-279, LAWS OF
 FLORIDA)**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

5F-11.002	7/7/11	*****	37/14	
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DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

69L-7.020	10/24/11	*****	37/24	37/36
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