

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE NO.: 19B-5.001 RULE TITLE: Plan Types

PURPOSE AND EFFECT: To update the definition of registration fee.

SUBJECT AREA TO BE ADDRESSED: Update and removal of the reference to the building fee in the definition of registration fee.

RULEMAKING AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.98 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.

Pursuant to the provisions of 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: Kevin Thompson, (850)488-8514. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kevin Thompson, (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-5.001 Plan Types.

(1) Definitions.

(a) through (b) No change.

(c) "Registration Fee" means: (a) the tuition fee authorized in Section 1009.24(4), F.S., financial aid fee authorized in Section 1009.24(7), F.S., ~~building fee authorized in Section 1009.24(8), F.S.,~~ and Capital Improvement Trust Fund fee authorized in Section 1009.24(8), F.S., charged by a State University; or (b) the tuition fee, authorized in Section 1009.23(3), F.S., the fee for capital improvements authorized in Section 1009.23(11), F.S., and the financial aid fee authorized in Section 1009.23(8), F.S., charged by a Florida College.

(d) through (e) No change.

Rulemaking Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.98(2), (10) FS. History--New 3-29-89, Amended 5-17-92, 8-23-92, Formerly 4G-5.001, Amended 5-31-95, 6-20-96, 10-20-96, 8-18-97, 2-18-99, 2-8-00, 8-27-02, 12-17-07, 11-30-09, 10-18-10,_____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-104.101 RULE TITLE: News Media Visitors

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to replace the title of Office of Public Affairs with Office of Communications and to revise Form DC1-406 to also replace the title of Office of Public Affairs with Office of Communications.

SUBJECT AREA TO BE ADDRESSED: Public Affairs.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 922.11, 944.09, 944.23 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: LaDawna Fleckenstein, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-104.101 News Media Visitors.

(1) Permission for visits by bona fide news media representatives shall not be unreasonably withheld. This shall apply for visits to inmates other than death sentence inmates with an active death warrant. Rules 33-104.201-.204, F.A.C., shall govern procedures for media interviews with inmates under sentence of death once an execution date has been set. It shall be the responsibility of the news media representatives requesting the visitation to present to the Office of ~~Public Affairs~~ Communications evidence sufficient to establish that such person is a bona fide news media representative and to provide the information sufficiently in advance that it may be verified.

(2) No change.

(3) News media visits to correctional facilities shall be pre-arranged with the Office of ~~Public Affairs~~ Communications. There are two (2) types of media visits allowed under this rule: Inmate Interviews and Program Visits. The following conditions apply to both types of visits:

(a) through (f) No change.

(g) Each member of a media crew must fill out Form DC1-406, Media Access Background Form, and pass an NCIC/FCIC background check. Form DC1-406 is hereby incorporated by reference. Copies of the form are available

from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 3-9-10. Form DC1-406 remains valid for six months from the date of signature.

(h) through (j) No change.

(k) Interviews and photographs of on-duty staff shall be permitted only with prior authorization of the Office of Communications ~~Public Affairs~~ and the staff member.

(4) Inmate Interviews. Media representatives wishing to conduct in-person inmate interviews must:

(a) No change.

(b) Fax the inmate's consent as well as the contact information required by paragraph (3)(a) of this rule to the Office of Communications ~~Public Affairs~~. Media representatives should allow at least two weeks for the interview clearance process. In addition to the provisions of subsection (3) of this rule, the following conditions apply to all inmate interviews:

1. Phone interviews. Phone interviews are not coordinated through the Office of Communications ~~Public Affairs~~. To obtain a phone interview, news media representatives must write the inmate and request to be added to his phone list. The inmate will call you collect at his discretion once you have been added. This process can take several months.

2. through 5. No change.

6. All inmate interviews must be conducted for the purpose of gathering information for a media event. The Office of Communications ~~Public Affairs~~ strives to accommodate as broad a definition of media as possible.

7. through 13. No change.

(5) No change.

Rulemaking Authority 944.09 FS. Law Implemented 922.11, 944.09, 944.23 FS. History—New 10-16-83, Amended 6-20-85, Formerly 33-5.14, 33-5.014, Amended 10-30-02, 3-9-10, _____.

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

RULE NOS.:	RULE TITLES:
40A-1.1002	Variances from Water Shortage Plan
40A-1.1003	Variance and Emergency Variance or Authorization Procedures
40A-1.1010	Point of Entry Into Proceedings
40A-1.2025	Fees
40A-1.203	Permit Application Procedure
40A-1.205	Suspension, Revocation and Modification of District Permits
40A-1.206	Temporary Permits
40A-1.207	Complaints
40A-1.208	Administrative Enforcement Action
40A-1.209	Emergency Action
40A-1.510	District Investigations and Probable Cause Determination

PURPOSE AND EFFECT: The Northwest Florida Water Management District (NFWFMD) gives notice that it is developing rules as part of a statewide effort headed by the Florida Department of Environmental Protection (DEP) and joined by all five water management districts (WMDs), to increase consistency in the consumptive use permitting (CUP), minimum flows and levels (MFLs), and water supply related programs of the WMDs. This rule development is proposed to be coordinated with similar rule development by the other WMDs throughout Florida. This rule development will make appropriate rule amendments to NFWFMD's Chapters 40A-1, 40A-2, and 40A-21, F.A.C., to address the following goals of the DEP and the WMDs for this rulemaking: (1) making the CUP rules less confusing for applicants; (2) treating applicants equitably statewide; (3) providing consistent protection of the environment; (4) streamlining the application and permitting process; and (5) incentivizing behavior that protects water resources, including water conservation. Additional information about the statewide CUP consistency initiative is available at DEP's website at: www.dep.state.fl.us/water/waterpolicy/cupcon.htm.

SUBJECT AREA TO BE ADDRESSED: Among other things, this rule development will cover the amendment, repeal, or development of rules as needed to accomplish CUP consistency goals, on the following subjects: (1) consumptive use permit criteria; (2) limiting conditions (permit conditions by rule); (3) permit thresholds; (4) permit types; (5) permit duration; (6) water conservation requirements; (7) annual allocation requirements and other rules needed to provide continuous reasonable assurance throughout the duration of a permit; (8) modification of permits; (9) 10-year compliance reports; (10) compliance monitoring and forms; (11) application forms; (12) permit fees to address related changes to permit thresholds or permit types; (13) an Applicant's Handbook to assist applicants with the requirements of Chapter 40A-2, F.A.C. (14) procedural rules in Chapter 40A-1, F.A.C.; (15) water shortage plan rules in Chapter 40A-21, F.A.C.; and (16) other rules for which conforming amendments may be needed along with any rule changes made in the subject areas identified above.

Note: Members of the District's Governing Board may attend the scheduled Rule Development Workshop.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.109, 373.118, 373.219, 373.223, 373.227, 373.229, 373.236, 373.239, 373.246, 373.250 FS.

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

DATE AND TIME: Immediately following the Chapter 62-40 rule workshop of the Florida Department of Environmental Protection, which is scheduled to begin at September 24, 2012, 1:00 p.m. CDT;

PLACE: Escambia County Commission Chambers, Room 100, 221 Palafox Place, Pensacola, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Angela Chelette, Northwest Florida Water Management District, Bureau of Ground Water Regulation, 152 Water Management Drive, Havana, Florida 32333, (850)539-5999, angela.chelette@nfwfmd.state.fl.us or Terri Peterson, Administrative Assistant, Northwest Florida Water Management District, Bureau of Ground Water Regulation, 152 Water Management Drive, Havana, Florida 32333, (850)539-5999, terri.peterson@nfwfmd.state.fl.us

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

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

RULE NOS.:	RULE TITLES:
40A-2.011	Policy and Purpose
40A-2.021	Definitions
40A-2.041	Permits Required
40A-2.051	Exemptions
40A-2.101	Content of Application
40A-2.201	Permit Processing Fee
40A-2.223	Reservation of Water
40A-2.301	Conditions for Issuance of Permits
40A-2.302	General Water Use Permit – Criteria, Limitations and Conditions
40A-2.321	Duration of Permits
40A-2.331	Modification of Permits
40A-2.351	Transfer of Permits
40A-2.361	Renewal of Permits
40A-2.381	Limiting Conditions
40A-2.441	Temporary Permits
40A-2.501	Permit Classification
40A-2.511	Declaration of Water Shortage
40A-2.801	Declaration of Water Resource Caution Areas
40A-2.802	Water Resource Caution Areas
40A-2.901	Forms
40A-2.902	Areal Boundary Maps for Water Use Permitting
40A-2.904	Areal Boundary Maps for Water Resource Caution Areas

PURPOSE AND EFFECT: The Northwest Florida Water Management District (NFWFMD) gives notice that it is developing rules as part of a statewide effort headed by the Florida Department of Environmental Protection (DEP) and joined by all five water management districts (WMDs), to increase consistency in the consumptive use permitting (CUP), minimum flows and levels (MFLs), and water supply related programs of the WMDs. This rule development is proposed to

be coordinated with similar rule development by the other WMDs throughout Florida. This rule development will make appropriate rule amendments to NFWFMD’s Chapters 40A-1, 40A-2, and 40A-21, F.A.C., to address the following goals of the DEP and the WMDs for this rulemaking: (1) making the CUP rules less confusing for applicants; (2) treating applicants equitably statewide; (3) providing consistent protection of the environment; (4) streamlining the application and permitting process; and (5) incentivizing behavior that protects water resources, including water conservation. Additional information about the statewide CUP consistency initiative is available at DEP’s website at: www.dep.state.fl.us/water/waterpolicy/cupcon.htm.

SUBJECT AREA TO BE ADDRESSED: Among other things, this rule development will cover the amendment, repeal, or development of rules as needed to accomplish CUP consistency goals, on the following subjects: (1) consumptive use permit criteria; (2) limiting conditions (permit conditions by rule); (3) permit thresholds; (4) permit types; (5) permit duration; (6) water conservation requirements; (7) annual allocation requirements and other rules needed to provide continuous reasonable assurance throughout the duration of a permit; (8) modification of permits; (9) 10-year compliance reports; (10) compliance monitoring and forms; (11) application forms; (12) permit fees to address related changes to permit thresholds or permit types; (13) an Applicant’s Handbook to assist applicants with the requirements of Chapter 40A-2, F.A.C. (14) procedural rules in Chapter 40A-1, F.A.C.; (15) water shortage plan rules in Chapter 40A-21, F.A.C.; and (16) other rules for which conforming amendments may be needed along with any rule changes made in the subject areas identified above.

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LAW IMPLEMENTED: 373.042, 373.0421, 373.109, 373.118, 373.219, 373.223, 373.227, 373.229, 373.236, 373.239, 373.246, 373.250 FS.

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angela.chelette@nfwfmd.state.fl.us or Terri Peterson, Administrative Assistant, Northwest Florida Water Management District, Bureau of Ground Water Regulation, 152 Water Management Drive, Havana, Florida 32333, (850)539-5999, terri.peterson@nfwfmd.state.fl.us
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

RULE NOS.:	RULE TITLES:
40A-21.001	Policy and Purpose
40A-21.031	Elements of the Plan
40A-21.051	Definitions
40A-21.221	Evaluating Water Conditions
40A-21.231	Declaring a Water Shortage
40A-21.251	Water Shortage Phases
40A-21.271	Water Use Restrictions
40A-21.275	Variances
40A-21.291	Implementing a Water Shortage Declaration
40A-21.331	Declaring a Water Shortage Emergency
40A-21.371	Water Use Restrictions in a Water Shortage Emergency
40A-21.391	Implementing a Water Shortage Emergency Declaration
40A-21.401	Monitoring
40A-21.421	Enforcement
40A-21.511	Classification System
40A-21.531	Source Classes
40A-21.551	Use Classes
40A-21.571	Method of Extraction or Diversion Classes

PURPOSE AND EFFECT: The Northwest Florida Water Management District (NFWFMD) gives notice that it is developing rules as part of a statewide effort headed by the Florida Department of Environmental Protection (DEP) and joined by all five water management districts (WMDs), to increase consistency in the consumptive use permitting (CUP), minimum flows and levels (MFLs), and water supply related programs of the WMDs. This rule development is proposed to be coordinated with similar rule development by the other WMDs throughout Florida. This rule development will make appropriate rule amendments to NFWFMD’s Chapters 40A-1, 40A-2, and 40A-21, F.A.C., to address the following goals of the DEP and the WMDs for this rulemaking: (1) making the CUP rules less confusing for applicants; (2) treating applicants equitably statewide; (3) providing consistent protection of the environment; (4) streamlining the application and permitting process; and (5) incentivizing behavior that protects water resources, including water conservation. Additional

information about the statewide CUP consistency initiative is available at DEP’s website at: www.dep.state.fl.us/water/waterpolicy/cupcon.htm.

SUBJECT AREA TO BE ADDRESSED: Among other things, this rule development will cover the amendment, repeal, or development of rules as needed to accomplish CUP consistency goals, on the following subjects: (1) consumptive use permit criteria; (2) limiting conditions (permit conditions by rule); (3) permit thresholds; (4) permit types; (5) permit duration; (6) water conservation requirements; (7) annual allocation requirements and other rules needed to provide continuous reasonable assurance throughout the duration of a permit; (8) modification of permits; (9) 10-year compliance reports; (10) compliance monitoring and forms; (11) application forms; (12) permit fees to address related changes to permit thresholds or permit types; (13) an Applicant’s Handbook to assist applicants with the requirements of Chapter 40A-2, F.A.C. (14) procedural rules in Chapter 40A-1, F.A.C.; (15) water shortage plan rules in Chapter 40A-21, F.A.C.; and (16) other rules for which conforming amendments may be needed along with any rule changes made in the subject areas identified above.

Note: Members of the District’s Governing Board may attend the scheduled Rule Development Workshop.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.109, 373.118, 373.219, 373.223, 373.227, 373.229, 373.236, 373.239, 373.246, 373.250 FS.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.: RULE TITLES:
 40E-7.670 Competitive Solicitation Preferences
 40E-7.672 Compliance

PURPOSE AND EFFECT: The purpose of this program is to spur economic development and support small businesses, to successfully expand in the marketplace.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments will help streamline and make the SBE program more effective.

RULEMAKING AUTHORITY: 373.044, 373.113 FS..

LAW IMPLEMENTED: 373.1135 FS.

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

DATE AND TIME: September 26, 2012, 9:00 a.m. – 12:00 Noon

PLACE: South Florida Water Management District Headquarters, 3301 Gun Club Road, B-1 Auditorium, West Palm Beach, FL 33406

Pursuant to the provisions of 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: South Florida Water Management District Clerk at 1(800)432-2045 or (561)682-2087, x2087. If you are 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: Dorothy Bradshaw, Bureau Chief Procurement, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045 or (561)682-2823, x2823 or by email to dbradshaw@sfwmd.gov. For procedural questions, please contact Charron Follins Senior Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045 or (561)682-6293, x6293 or by email cfollins@sfwmd.gov

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:
 61G4-12.011 Definitions

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the definition of “services incidental thereto” as used in Section 489.103, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Definition of “services incidental thereto”.

RULEMAKING AUTHORITY: 489.103(5), 489.105(3), 489.108, 489.113(3) FS.

LAW IMPLEMENTED: 489.103(5), 489.105(3), 489.113(3), 489.115(6), 489.119(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Drew Winters, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32399-5257

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: RULE TITLE:
 61G5-18.007 Endorsement of Cosmetologists

PURPOSE AND EFFECT: The Board proposes to review the rule to delete unnecessary language and add new language to modify procedures for the endorsement of cosmetologists.

SUBJECT AREA TO BE ADDRESSED: Endorsement of Cosmetologists.

RULEMAKING AUTHORITY: 477.016 , 477.019(6) FS.

LAW IMPLEMENTED: 477.019(6) FS.

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

DATE AND TIME: October 7, 2012, 9:00 a.m.

PLACE: Residence Inn Amelia Island, 2301 Sadler Road, Fernandina Beach, Florida 32034, (904)227-2440

Pursuant to the provisions of 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: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750. If you are 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: Robyn Barineau, Executive Director, Board of Cosmetology, 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 Cosmetology

RULE NO.: 61G5-20.0015
 RULE TITLE: Performance of Cosmetology or Specialty Services Outside a Licensed Salon

PURPOSE AND EFFECT: The Board proposes to review the rule to delete unnecessary language and to add language in order for the rule to meet the statutory changes.

SUBJECT AREA TO BE ADDRESSED: Performance of Cosmetology or Specialty Services Outside a Licensed Salon.

RULEMAKING AUTHORITY: 477.016, 477.025(2), 477.0263(2),(3), 477.0135(4) FS.

LAW IMPLEMENTED: 477.025(2), 477.0263(2),(3), 477.0135(4) FS.

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

DATE AND TIME: October 7, 2012, 9:00 a.m.
 PLACE: Residence Inn Amelia Island, 2301 Sadler Road, Fernandina Beach, Florida 32034, (904)227-2440.

Pursuant to the provisions of 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: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750. If you are 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: Robyn Barineau, Executive Director, Board of Cosmetology, 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 Cosmetology

RULE NO.: 61G5-30.001
 RULE TITLE: Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes to review the rule to delete unnecessary language and add new language to modify the disciplinary guidelines.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

RULEMAKING AUTHORITY: 455.2273, 477.016, 477.017, 477.029(2) FS.

LAW IMPLEMENTED: 455.2273, 477.029(2) FS.

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

DATE AND TIME: October 7, 2012, 9:00 a.m.
 PLACE: Residence Inn Amelia Island, 2301 Sadler Road, Fernandina Beach, Florida 32034, (904)227-2440

Pursuant to the provisions of 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: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750. If you are 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: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-9.007
 RULE TITLE: Standards of Practice

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to clarify the definitions of surgery.

SUBJECT AREA TO BE ADDRESSED: Clarification of the definition of surgery.

RULEMAKING AUTHORITY: 458.309 FS.

LAW IMPLEMENTED: 458.331(1)(v) 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: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-9.009
 RULE TITLE: Standard of Care for Office Surgery

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to clarify appropriate medications and supplies to be utilized on the crash cart in certain office surgery settings.

SUBJECT AREA TO BE ADDRESSED: The appropriate medications and supplies to be utilized on the crash cart in certain office surgery settings.

RULEMAKING AUTHORITY: 458.309(1), 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(1)(v), 458.351 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.

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NOS.:	RULE TITLES:
64B9-8.003	Citations
64B9-8.012	Mediation

PURPOSE AND EFFECT: The Board proposes the amendment to Rule 64B9-8.003, F.A.C., to revise the violations, specifying first and second instance violations and the amendment to Rule 64B9-8.012, F.A.C., is to amend and clarify violations which the Board designates as appropriate for the mediation process.

SUBJECT AREA TO BE ADDRESSED: Citations and Mediation.

RULEMAKING AUTHORITY: 456.077, 456.078, 464.006 FS.

LAW IMPLEMENTED: 456.077, 456.078 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: Joe Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NOS.:	RULE TITLES:
65C-29.001	Definitions
65C-29.002	Reports of Child Abuse, Neglect or Abandonment
65C-29.003	Child Protective Investigations
65C-29.004	Institutional Child Protective Investigations
65C-29.005	Children Denied Shelter (Lockouts)
65C-29.006	Foster Care Referrals
65C-29.007	Child-on-Child Sexual Abuse
65C-29.008	Initial Health Care Assessment and Medical Examination of Children Alleged to be Abused, Neglect or Abandoned
65C-29.009	Criminal, Juvenile and Abuse/Neglect History Checks
65C-29.010	False Reports
65C-29.011	Out-of-Town Inquiries
65C-29.012	Transfer of Child Protective Investigations Within and Between Districts
65C-29.013	Reasonable Efforts to Locate
65C-29.014	High Risk Tracking and Review
65C-29.015	Pre-Arranged Private Interstate Placements Involving Drug-Exposed Newborns

PURPOSE AND EFFECT: This rule outlines the procedures that the Department and contracted agencies will use in the intake, screening, and assessment of allegations of child abuse and neglect.

SUBJECT AREA TO BE ADDRESSED: Protective Investigations.

RULEMAKING AUTHORITY: 39.012, 39.0121 FS.

LAW IMPLEMENTED: 39.01, 39.301, 39.302, 39.304, 39.308, 39.401, 39.402 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.

Pursuant to the provisions of 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: Eleese Davis, Chief of Quality Assurance

(850)717-4650. If you are 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: Sallie Bond, Chief of Child Welfare Policy, (850)717-4657

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

Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-1.001 District Financial Records

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to update the publication titled "Financial and Program Cost Accounting and Reporting for Florida Schools, 2012," incorporated by reference.

SUMMARY: The proposed rule updates the publication titled "Financial and Program Cost Accounting and Reporting for Florida Schools, 2012," to reflect changes in law, accounting principles, district practices, and changes to the chart of accounts. Changes to the chart of accounts include: (1) changes to modify required supplementary information requirements in accordance with Governmental Accounting Standards Board (GASB); (2) changes to modify revenue accounts for federal programs based on changes in legislation and reporting; and (3) changes to modify local revenue accounts to reflect various taxing authorities.

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: Based on past agency experiences with the adjustment of accounting and financial reporting requirements for school districts, the adverse impact or regulatory cost, if any, does not exceed, nor would it 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: 1010.01 FS.

LAW IMPLEMENTED: 1010.01 FS.

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

DATE AND TIME: October 9, 2012, 8:00 a.m.

PLACE: Valencia College, 1800 S. Kirkman Rd, Orlando, FL
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mark Eggers, Bureau Chief of School Business Services, 325 West Gaines Street, Room 814, Tallahassee, FL 32399-0400, (850)245-0405

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.001 District Financial Records.

The superintendent of schools of each school district shall be responsible for keeping adequate records and accounts of all financial transactions in the manner prescribed by the Commissioner in the publication titled, "Financial and Program Cost Accounting and Reporting for Florida Schools, 2012 ~~2011~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01620> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00649>~~)," which is hereby incorporated by reference in this rule and made a part of the rules of the State Board. Copies of the publication manual may be obtained from the Office of Funding and Financial Reporting, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399, at a cost to be established by the Commissioner, but which shall not exceed actual costs.

Rulemaking Authority 1010.01 FS. Law Implemented 1010.01 FS. History—Amended 9-17-72, Repromulgated 12-5-74, Amended 4-28-77, 8-2-79, 7-21-80, 10-7-81, 8-10-83, 9-27-84, 10-1-85, Formerly 6A-1.01, Amended 11-8-88, 7-30-91, 10-6-92, 10-18-94, 1-26-98, 10-15-01, 12-20-11, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Linda Champion, Deputy Commissioner, Finance and Operations

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 21, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 29, 2012

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.: RULE TITLES:
 6A-1.004 School District Budget Requirements
 6A-1.0071 Fiscal Reporting Dates

PURPOSE AND EFFECT: Rule 6A-1.004, F.A.C., is amended to incorporate updated forms ESE 139, District Summary Budget; ESE 524, Resolution Determining Revenues and Millages Levied; and ESE 524(a), Resolution Determining Critical Needs Revenues and Millages Levied, for 2012. Rule 6A-1.0071, F.A.C. is amended to incorporate updated forms ESE 348, Report of Financial Data to the Commissioner of Education; ESE 145, Superintendent’s Annual Financial Report; ESE 374, Schedule of Maturities of Indebtedness; and ESE 523, Information Concerning Authorized Obligations Under Sections 1011.14 and 1011.15, F.S.

SUMMARY: The proposed amendments incorporate updated forms for Rule 6A-1.004 and 6A-1.0071, F.A.C., to reflect annual updates, fiscal year updates, and account additions and deletions.

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: Based on past agency experiences with the updating of required forms for reporting for school districts, the adverse impact or regulatory cost, if any, does not exceed, nor would be expected to exceed, any one of the economic analysis criteria set forth in Section 120.541(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), 1011.03(4), 1011.60(1), (5) FS.

LAW IMPLEMENTED: 200.065, 1011.01(3), 1011.03(4), 1011.60(1), (5) FS.

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

DATE AND TIME: October 9, 2012, 8:00 a.m.
 PLACE: Valencia College, 1800 S. Kirkman Rd., Orlando, FL
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mark Eggers, Bureau Chief of School Business Services, 325 West Gaines Street, Room 814, Tallahassee, FL 32399-0400, (850)245-0405

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.004 School District Budget Requirements.
 The Commissioner shall establish procedures so that the District Summary Budget is ~~submitted~~ ~~transmitted~~ to the Department of Education in the manner prescribed in Rule 6A-1.0071, F.A.C.

(1) The following items are included in the District Summary Budget:

- (a) Estimated revenue federal, state and local.
- (b) Estimated non-revenue-loans, bond sales, etc.
- (c) Operating appropriations.
- (d) Transfers, debt service, and capital projects appropriations.
- (e) Ending balances and reserves.

(2) A budget shall not be considered to be officially received until all required forms, schedules, analyses and certifications have been received including Forms ESE 139, District Summary Budget (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01621>~~ ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00968>~~); ESE 524, Resolution Determining Revenues and Millages Levied (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01622>~~ ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00969>~~); and ESE 524(a), Resolution Determining Critical Needs Revenues and Millages Levied (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01623>~~ ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00970>~~), if applicable. Forms ESE 139, 524, and 524(a) are hereby incorporated by reference to become effective ~~November~~ ~~March~~ 2012, and may be obtained by contacting the Office of Funding and Financial ~~Reporting Program Accounting~~, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399.

Rulemaking Authority 1001.02(1), 1011.03(4) FS. Law Implemented 1011.01(3), 1011.03(4) FS. History—Amended 3-26-66, 9-17-72, 2-18-74, Repromulgated 12-5-74, Amended 11-29-78, 7-10-85, Formerly 6A-1.04, Amended 10-4-88, 9-22-08, 3-13-12, _____.

6A-1.0071 Fiscal Reporting Dates.

The following dates shall apply to the fiscal reporting and budgeting process of each school district.

(1) The final budget prepared under procedural steps and time intervals specified in Section 200.065, F.S., shall be ~~submitted~~ ~~transmitted~~ to the Commissioner no later than the third business day following the day of adoption by the school board.

(2) The annual financial report and all official parts thereof must be submitted to the Commissioner no later than September 11th of each year. The annual financial report is composed of the following forms: Forms ESE 348, Report of Financial Data to the Commissioner of Education (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01624>~~ ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00653>~~);

ESE 145, Superintendent’s Annual Financial Report (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01625>); <http://www.flrules.org/Gateway/reference.asp?No=Ref-00654>); ESE 374, Schedule of Maturities of Indebtedness (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01626>); <http://www.flrules.org/Gateway/reference.asp?No=Ref-00650>); and ESE 523, Information Concerning Authorized Obligations Under Sections 1011.14 and 1011.15, F.S. (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01628>); <http://www.flrules.org/Gateway/reference.asp?No=Ref-00651>), which are incorporated by reference in this rule to become effective ~~November~~ ~~February~~ 1, 2012. These forms may be obtained from the Administrator of the Office of Funding and Financial Reporting, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399.

(3) In the event of an emergency or when unusual circumstances exist and upon written request by the superintendent of schools, the Commissioner shall have authority to grant an extension of reporting dates not specified by statute.

Rulemaking Authority 1001.02(1), 1011.60(1), (5) FS. Law Implemented 200.065, 1011.01(3), 1011.03(4), 1011.60(1), (5) FS. History—New 9-12-72, Amended 2-13-74, 12-5-74, 5-5-75, 10-7-75, 7-22-76, 6-7-77, 1-7-81, 7-10-85, Formerly 6A-1.071, Amended 3-12-86, 10-4-88, 9-22-08, 2-1-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Linda Champion, Deputy Commissioner, Finance and Operations

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 21, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 20, 2012

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.0941
 RULE TITLE: Minimum Student Performance Standards

PURPOSE AND EFFECT: The purpose of this rule revision is to repeal the rule as the provisions are no longer relevant. The rule incorporated Minimum Performance Standards for students for the years 1994-1995 through 2002-2003 and the exceptional student education performance standards for the years 1996-1997 through 2001-2002. Student performance standards are now incorporated by reference in Rule 6A-1.09401, F.A.C. The effect is the repeal of a rule no longer in effect.

SUMMARY: The rule is to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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), F.S., 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), 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: 1001.03, 1008.25 FS.

LAW IMPLEMENTED: 1001.01, 1008.22, 1008.25 FS.

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

DATE AND TIME: October 9, 2012, 8:00 a.m.

PLACE: Valencia College, 1800 S. Kirkman Rd., Orlando, FL
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mary Jane Tappen, Deputy Chancellor for Curriculum, Instruction, and Student Services, Department of Education, 325 West Gaines Street, Tallahassee, FL, (850)245-0509

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.0941 Minimum Student Performance Standards.

Rulemaking Specific Authority 229.565(1), 232.245 FS. Law Implemented 229.053(2)(a), 229.565(1), 229.57(3)(a), (c), 232.246(6)(a), (b) FS. History—New 4-28-77, Amended 5-24-79, 7-16-79, 4-10-80, 3-4-84, 5-24-84, 11-27-85, Formerly 6A-1.941, Amended 5-16-89, 5-16-90, 6-14-94, 9-28-99, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mary Jane Tappen, Deputy Chancellor for Curriculum, Instruction, and Student Services, Department of Education

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

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

DEPARTMENT OF EDUCATION**State Board of Education**

RULE NO.: 6A-1.09942
 RULE TITLE: State Uniform Transfer of Students in the Middle Grades

PURPOSE AND EFFECT: The purpose of this rule revision is to reflect changes to Section 1008.22(3)(c)2.b., Florida Statutes, which was revised to add that the middle school principal shall determine, in accordance with State Board rule, whether a student who transfers to the middle school and who has successfully completed a civics education course at the student's previous school must take an end-of-course (EOC) assessment in civics education. The effect is a rule consistent with governing law.

SUMMARY: This rule establishes uniform procedures relating to the acceptance of transfer work and courses for students entering Florida's public schools comprised of grades six, seven, and eight.

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), F.S., 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), 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: 1003.25, 1003.4156, 1008.22 FS.

LAW IMPLEMENTED: 1003.25, 1003.4156, 1008.22(3)(c)2.b. FS.

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

DATE AND TIME: October 9, 2012, 8:00 a.m.

PLACE: Valencia College, 1800 S. Kirkman Rd., Orlando, FL

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

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.09942 State Uniform Transfer of Students in the Middle Grades.

The purpose of this rule is to establish uniform procedures relating to the acceptance of transfer work and courses for students entering Florida's public schools composed of middle grades 6, 7, and 8 from out of state or out of country. The procedures shall be as follows:

(1) 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, successful completion of courses shall be validated through performance during the first grading period as outlined in subsection (2) of this rule. If a student transfers into a middle school who has successfully completed a civics education course, the decision as to whether the student must take a Civics End-of-Course (EOC) Assessment will be made at the discretion of the school principal. The EOC will not be required if the school principal determines that the student has demonstrated mastery of course content.

(2) Validation of courses 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 be passing each required course at the end of the first grading period. Students who do not meet this requirement shall have courses validated using the Alternative Validation Procedure, as outlined in subsection (3) of this rule.

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

- (a) Portfolio evaluation by the superintendent or designee;
- (b) Demonstrated performance in courses taken at other public or private accredited schools;
- (c) Demonstrated proficiencies on nationally-normed standardized subject area assessments;
- (d) Demonstrated proficiencies on the FCAT, FCAT 2.0 or an EOC assessment; or
- (e) 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 (3)(c) and (d) of this rule if required.

Rulemaking Specific Authority 1003.4156(3), 1003.25(3), 1008.22 FS. Law Implemented 1003.25(3), 1003.4156, 1008.22 FS. History—New 10-20-08, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Mary Jane Tappen, Deputy Chancellor, for Curriculum,
 Instruction, and Student Services, Department of Education
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Gerard Robinson, Commissioner of
 Education
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: August 16, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAW: December 22, 2011

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
 6A-1.099825 Voluntary Prekindergarten (VPK)
 Curriculum Approval Process

PURPOSE AND EFFECT: This is a new rule to identify the process to be used to approve and maintain a list of curricula for required use by those VPK providers that are placed on probation as a result of readiness rates falling below the minimum rate adopted by the State Board of Education. The effect is the adoption of specifications, policies and procedures relating to the VPK program.

SUMMARY: This new rule adopts specifications, policies and procedures that guide the curriculum approval process for VPK providers on probation.

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), F.S., 2) there are not associated regulatory costs with curriculum vendors choosing to take part in the curriculum approval process; and 3) based on past experiences with the VPK program and rules of this nature, the adverse impact of regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis set forth 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: 1002.67(2)(c), (3) FS.

LAW IMPLEMENTED: 1002.67(2)(c), (3) FS.

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

DATE AND TIME: October 9, 2012, 8:00 a.m.
 PLACE: Valencia College, 1800 S. Kirkman Rd., Orlando, FL
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mary Jane Tappen, Deputy Chancellor for Curriculum, Instruction, and Student Services, Department of Education, 325 West Gaines Street, Tallahassee, FL, (850)245-0509

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.099825 Voluntary Prekindergarten (VPK) Curriculum Approval Process.

The specifications, policies and procedures for the VPK curriculum approval process are contained in the documents, Florida Voluntary Prekindergarten (VPK) Education Program: Curriculum Approval Specifications 2012 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01632>) and Florida Voluntary Prekindergarten (VPK) Education Program: Policies and Procedures for Curriculum Approval 2012 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01633>) which are hereby incorporated by reference in this rule. Copies of the publications may be obtained by contacting the Office of Early Learning, Department of Education, 325 West Gaines Street, Tallahassee, Florida or from the Department's website at <http://www.fldoe.org/earlylearning/>.

Rulemaking Authority 1002.67(2)(c), (3) FS. Law Implemented 1002.67(2)(c), (3) FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Mary Jane Tappen, Deputy Chancellor, for Curriculum,
 Instruction, and Student Services, Department of Education
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Gerard Robinson, Commissioner of
 Education
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: August 16, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAW: April 13, 2012

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
 6A-6.022 Required Instruction in Florida
 History and Government

PURPOSE AND EFFECT: The purpose of this rule revision is to repeal the rule as Sections 1003.42(2)(l) and 1003.42(2)(e), F.S., requires instruction in Florida history and in the elements of civil government. Additionally, the content is included in the Next Generation Sunshine State Standards for Social Studies. The effect is the elimination from the Florida Administrative Code a rule which is no longer necessary.

SUMMARY: The rule is to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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), F.S., 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), 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: 1001.02 FS.

LAW IMPLEMENTED: 20.15(4)(a), 1003.42 FS.

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

DATE AND TIME: October 9, 2012, 8:00 a.m.

PLACE: Valencia College, 1800 S. Kirkman Rd., Orlando, FL

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

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.022 Required Instruction in Florida History and Government.

Rulemaking Specific Authority 1001.02 FS. Law Implemented 20.15(4)(a), 1003.42 FS. History–New 4-17-72, Repromulgated 12-5-74, Formerly 6A-6.22, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mary Jane Tappen, Deputy Chancellor, for Curriculum, Instruction, and Student Services, Department of Education

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

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0253
 RULE TITLE: Diabetes Management

PURPOSE AND EFFECT: The purpose of this new rule is to address the management and care of students with diabetes. The effect will be the development and implementation of local policy and procedures regarding diabetes management for students with diabetes.

SUMMARY: The proposed new rule was developed in cooperation with the Florida Department of Health (FDOH) to address the management and care of students with diabetes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The implementation of the rule will have no financial impact on the Department of Education as implementation will be done with existing resources. School districts may have some costs associated with additional training of staff but any costs are expected to be de minimus. The Agency has determined that the proposed rule is not expected to require legislative ratification based on the Statement of Estimated Regulatory Cost.

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

RULEMAKING AUTHORITY: 1002.20(3)(j) FS.

LAW IMPLEMENTED: 1002.20(3)(j) FS.

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

DATE AND TIME: October 9, 2012, 8:00 a.m.

PLACE: Valencia College, 1800 S. Kirkman Rd., Orlando, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mary Jane Tappen, Deputy Chancellor, for Curriculum, Instruction, and Student Services, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.0253 Diabetes Management

(1) Definitions.

(a) Diabetes. Diabetes is a disease that impairs the body's ability to produce or properly use insulin, a hormone that is needed to convert food into energy.

(b) Diabetes Medical Management Plan (DMMP). A DMMP is a medical authorization for diabetes treatment that includes medication orders from student’s healthcare provider for routine and emergency care.

(c) Emergency Care Plan (ECP). An ECP is a child-specific action plan to facilitate quick and appropriate responses for an individual emergency in the school setting. The ECP may be a component of the Individualized Healthcare Plan (IHP) that is developed in accordance with Section 1006.062(4), F.S., and Rule 64F-6.004, F.A.C. The ECP shall specify when the emergency number (911) will be called and describe a plan of action when the student is unable to self-administer medication or self-manage treatment as prescribed.

(d) Individualized Health Care Plan (IHP). An IHP is a written plan of care developed at the local level to outline the provision of student healthcare services intended to achieve specific student outcomes. The IHP is part of the nursing process that is detailed in the National Association of School Nurses Position Statement: Individualized Healthcare Plans (2008) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01619>), which is hereby incorporated by reference and available online at <http://www.nasn.org/Portals/0/positions/2008psindividualized.pdf>. The IHP is developed from the DMMP by a registered nurse (RN) in collaboration with the family, student, student’s health care providers, and school personnel for the management of diabetes while in school, participating in school-sponsored activities, and in transit to or from school or school-sponsored activities. The IHP is child-specific and includes a written format for nursing assessment (health status, risks, concerns, and strengths), nursing diagnoses, interventions, delegation, training, expected outcomes, and goals to meet the health care needs of a student with diabetes and to protect the safety of all students from the misuse or abuse of medication, supplies, and equipment.

(e) Self-Administration. Self-Administration means that a student with diabetes is able to self-manage medication, supplies, and equipment in the manner directed by a licensed healthcare provider without additional assistance or direction.

(2) In compliance with Section 1002.20(3)(j), F.S., and the local School Health Services Plan under Section 381.0056, F.S., school districts are to have appropriate personnel, whether licensed nurses or trained school personnel, assigned to each school a student with diabetes would otherwise attend if he or she did not have diabetes. School districts are to ensure that such personnel are available to provide the necessary diabetes care throughout the school day and during school-sponsored activities.

(3) With written consent from the healthcare provider and parent, a student with diabetes shall be allowed to carry and self-administer medication, supplies, and equipment based on the student’s diabetes medical management plan.

(4) The Department of Education, in collaboration with the Department of Health, shall develop technical assistance regarding the care of students with diabetes, and shall identify and provide sources to school districts for training school personnel.

Rulemaking Authority 1002.20(3)(j) FS. Law Implemented 1002.20(3)(j) FS. History—New.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mary Jane Tappen, Deputy Chancellor, for Curriculum, Instruction, and Student Services, Department of Education

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 8, 2012

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.05282 RULE TITLE: College Reach-Out Program

PURPOSE AND EFFECT: The purpose of this new rule is to provide a definition for low-income educationally disadvantaged students and specific criteria and guidelines for selection of participants in the College Reach-Out Program to reflect statutory requirements. The effect will be a rule that is consistent with governing statute.

SUMMARY: This is a new rule to implement the requirements of Section 1007.34, Florida Statutes, relating to the College Reach-Out Program.

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), F.S., 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), 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: 1007.34 FS.

LAW IMPLEMENTED: 1007.34 FS.

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

DATE AND TIME: October 9, 2012, 8:00 a.m.

PLACE: Valencia College, 1800 S. Kirkman Rd., Orlando, FL

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

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.05282 College Reach-Out Program.

(1) Definitions. As used in this rule, the following definitions shall be used:

(a) "Low-income educationally disadvantaged student" is a student who meets at least one (1) criterion in subsections (3) and (4) of this rule.

(b) "Potential first-generation-in-college student" means:

1. An individual, neither of whose natural or adoptive parent received a baccalaureate degree;

2. An individual who, prior to the age of eighteen (18), regularly resided with, and received support from, only one parent and whose supporting parents did not receive a baccalaureate degree; or

3. An individual who, prior to the age of eighteen (18), did not regularly reside with, or receive support from, a natural or an adoptive parent.

(2) Eligibility criteria for low-income educationally disadvantaged student. In order to be eligible to participate in the College Reach-Out Program (CROP), a student must:

(a) Be in grades 6 through 12;

(b) Meet one or more of the academic criteria in subsection (3) of this rule; and

(c) Meet one or more of the economic criteria in subsection (4) of this rule.

(3) Academic criteria. The academic criteria for the College Reach-Out Program are as follows:

(a) The student is a potential first-generation-in-college student;

(b) The student's cumulative grade point average for the preceding academic year is below 2.5;

(c) The student's academic transcript at the time the student applies for participation in the program contains no mathematics or science courses at Level II or Level III in grades 9-11, as reflected in the Course Code Directory incorporated by reference in Rule 6A-1.09441, F.A.C.;

(d) The student has a below average reading, writing, or mathematics score on the Florida Comprehensive Assessment Test (FCAT) 2.0 or End-of-Course Assessment under Section 1008.25(4)(a), Florida Statutes;

(e) The student has been subject to grade retention and not promoted to the next grade during any academic year;

(f) The student has been suspended or expelled from school the previous school year;

(g) The student has incurred absences of more than twenty-five (25) school days in the previous school year; or

(h) The student has participated in a Dropout Prevention Program in the previous school year.

(4) Economic criteria. The economic criteria for the College Reach-Out Program are as follows:

(a) The student is eligible for the Free and Reduced-Price Lunch Program under the National School Lunch Act [42 U.S.C. 1758(b)];

(b) The student's family income is at or below one hundred eighty-five (185) percent of the 2012 Health and Human Services (HHS) Poverty Guidelines for the 48 Contiguous States and the District of Columbia, as published annually in the Federal Register. The 2012 Health and Human Services Poverty Guidelines for the 48 Contiguous States and the District of Columbia (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01634>) are hereby incorporated by reference and available at <http://aspe.hhs.gov/poverty>;

(c) The student's family received temporary cash assistance under the Federal Temporary Assistance for Needy Families program under 42 U.S.C., ss. 601, et seq., during the preceding calendar year;

(d) The student's family received other public assistance during the preceding calendar year (Supplemental Security Income and/or Housing Choice Voucher Program); or

(e) The student is an orphan or ward of the court with no taxable income.

Rulemaking Authority 1007.34 FS. Law Implemented 1007.34 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mary Jane Tappen, Deputy Chancellor, for Curriculum, Instruction, and Student Services, Department of Education
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Gerard Robinson, Commissioner of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 20, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 28, 2011

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-10.0311
 RULE TITLE: Assessment of Student Attainment of College-Level Communication and Computation Skills

PURPOSE AND EFFECT: The purpose is to repeal the rule that governs attainment of college level communication and computation skills for associate in arts and baccalaureate degree seekers. This rule provided for minimum scores on a nationally standardized examination and grade point averages in specific English or mathematics courses. Section 1007.25(12)(a), Florida Statutes, which required successful completion of an examination and coursework prior to receipt of an associate in arts or baccalaureate degree requirements, was repealed in 2011. Without this statutory requirement the rule is unnecessary.

SUMMARY: The rule is to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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: 1001.02(6), 1007.25(12)(a) FS.

LAW IMPLEMENTED: 1001.02, 1007.25, 1012.56 FS.

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

DATE AND TIME: October 9, 2012, 8:00 a.m.

PLACE: Valencia College, 1800 S. Kirkman Rd., Orlando, FL
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Matthew Bouck, Office of Articulation, Department of Education, 325 West Gaines Street, Room 1401, Tallahassee, Florida 32399-0400

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-10.0311 Assessment of Student Attainment of College-Level Communication and Computation Skills.

Rulemaking Authority 1001.02(6), 1007.25(12)(a) FS. Law Implemented 1001.02, 1007.25, 1012.56 FS. History—New 9-3-81, Amended 5-25-82, 10-7-82, 12-7-82, 12-20-83, 3-28-84, Formerly 6A-10.311, Amended 4-13-88, 4-1-91, 8-19-91, 10-18-94, 11-25-97, 3-28-00, 12-15-09, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Matthew Bouck, Director, Office of Articulation

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 27, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: 61G1-24.001
 RULE TITLE: Continuing Education for Architects

PURPOSE AND EFFECT: The Board proposes the rule amendment to increase the number of continuing education hours required to become aligned with the NCARB model rules.

SUMMARY: Continuing education hours required will be increased from 20 to 24 to become aligned with the NCARB model rules.

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.

The following is a summary of the SERC:

- The rule is not likely to have an adverse impact on economic growth, private-sector job creation or employment, or private-sector investment in excess of \$1 million in the aggregate within 5 years after implementation of the rule.
- The rule is not likely to have an adverse impact on business competitiveness, including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets, productivity, or innovation in excess of \$1 million in the aggregate within 5 years after implementation of the rule.
- The rule is not likely to reduce the quantity of goods or services Florida businesses are likely to produce.

- The only foreseen costs at this time are the increased costs to the individual licensees to obtain the additional two (2) hours per year as detailed on page 3, D. 1. It is estimated that each Florida licensed architect may incur an additional cost of \$50.00 per year to comply with the rule.
- The estimated number of small businesses that would be subject to the rule is unknown due to the fact that continuing education is an individual licensee requirement. For a business to be affected by the rule, it would depend on whether the business paid the costs of the continuing education for the individual licensee in its employ.
- A small county or small city will be impacted by this proposed rule only if the entity is paying the costs of an employee architect’s continuing education.
- No good faith written proposals for a lower cost regulatory alternative to the proposed rule were received.

The agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated 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: 481.2055 FS.

LAW IMPLEMENTED: 481.215(3), (4), (5), (6) 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 Spivey, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G1-24.001 Continuing Education for Architects.

(1) Each architect in Florida shall be required to reestablish the architect’s professional knowledge and competency in conformity with this rule by the completion of ~~24~~ ~~20~~ contact hours of continuing professional education per biennium. This requirement shall be met through either:

(a) Programs approved by the Board, provided that a minimum of two (2) of the ~~24~~ ~~20~~ required contact hours must be obtained by completing an approved provider’s specialized or advanced course, approved by the Florida Building Commission, on the Florida Building Code, relating to the architect’s respective area of practice; or

(b) Submission of proof of compliance with the continuing education requirements of another state in which the architect is licensed, provided that the requirements of the other state equal or exceed the completion of ~~24~~ ~~20~~ contact hours in a two year period, be that the education build upon the basic knowledge of architecture, and require that a minimum of two

(2) of the ~~24~~ ~~20~~ required contact hours be obtained by completing an approved provider’s specialized or advanced course, approved by the Florida Building Commission, on the Florida Building Code, relating to the architect’s respective area of practice.

(2) No change.

~~Rulemaking Specific~~ Authority 481.2055 FS. Law Implemented 481.215(3), (4), (5), (6) FS. History–New 1-17-96, Amended 4-12-04, 12-13-04, 7-14-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Architecture and Interior Design

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Architecture and Interior Design

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 17, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 21, 2011

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-770.140	Referenced Guidelines
62-770.160	Applicability
62-770.200	Acronyms and Definitions
62-770.220	Notices
62-770.250	Contamination Reporting
62-770.300	Interim Source Removal
62-770.400	Quality Assurance Requirements
62-770.490	Professional Certifications
62-770.600	Site Assessment
62-770.610	Fate and Transport Model and Statistical Method Requirements
62-770.650	Risk Assessment
62-770.680	No Further Action
62-770.690	Natural Attenuation Monitoring
62-770.700	Active Remediation
62-770.750	Post Active Remediation Monitoring
62-770.800	Time Schedules
62-770.890	Alternative Procedures and Requirements
62-770.900	Forms

PURPOSE AND EFFECT: Chapter 62-770, F.A.C., is being repealed with all of the current Risk-Based Corrective Action (RBCA) rule chapters being merged into Chapter 62-780, F.A.C., Contaminated Site Cleanup Criteria. The purpose is to achieve rule consolidation and consistency across cleanup programs, where possible, based on governing statutes. Concurrently, the Department is proposing the expansion of Chapter 62-780, F.A.C., to include program-specific provisions from the Petroleum, Drycleaning Solvent, and Brownfields RBCA cleanup rules.

SUMMARY: The existing petroleum contamination site rehabilitation criteria, process and procedures contained in Chapter 62-770, F.A.C., will be merged into Chapter 62-780, F.A.C., with the exception of Rule 62-770.890, F.A.C., which is being repealed outright due to a lack of statutory authority for this rule. Regulated parties may still seek relief from the rule using the variance and waiver process of Section 120.542, Fla. Stat.

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: Chapter 62-770, F.A.C., is merely being merged into Chapter 62-780, F.A.C., and no substantive changes were made during the merger of these rules. The department expects no regulatory costs associated with this proposed rule repeal; therefore, a SERC and legislative ratification are not required.

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

RULEMAKING AUTHORITY: 376.303, 376.30702, 376.3071, 403.061, 403.0877 FS.

LAW IMPLEMENTED: 376.30702, 376.3071, 376.30711, 403.087, 403.021, 403.062 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: Wednesday, October 3, 2012, 9:00 a.m. until conclusion, but no later than 5:00 p.m.

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Brian Dougherty at (850)245-7503 or brian.dougherty@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Tom Conrardy at (850)245-8899 or tom.conrardy@dep.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

62-770.140 Referenced Guidelines.

Rulemaking Specific Authority 376.303, 376.3071 FS. Law Implemented 376.3071 FS. History–New 8-5-99, Amended 4-17-05, Repealed _____.

Editorial Note: see Rule 62-780.100, F.A.C.

62-770.160 Applicability.

Rulemaking Specific Authority 376.303, 376.3071 FS. Law Implemented 376.3071 FS. History–New 11-1-87, Formerly 17-70.004, Amended 2-21-90, Formerly 17-770.160, Amended 7-30-96, 9-23-97, 8-5-99, 4-17-05, Repealed _____.

Editorial Note: see Rule 62-780.150, F.A.C.

62-770.200 Acronyms and Definitions.

Rulemaking Specific Authority 376.303, 376.3071 FS. Law Implemented 376.3071 FS. History–New 11-1-87, Formerly 17-70.003, Amended 2-21-90, Formerly 17-770.200, Amended 9-23-97, 8-5-99, 4-17-05, Repealed _____.

Editorial Note: see Rule 62-780.200, F.A.C.

62-770.220 Notices.

Rulemaking Specific Authority 376.303, 376.30702, 376.3071 FS. Law Implemented 376.30702, 376.3071 FS. History–New 4-17-05, Amended 8-4-05, 12-27-07, Repealed _____.

Editorial Note: see Rule 62-780.220, F.A.C.

62-770.250 Contamination Reporting.

Rulemaking Specific Authority 376.303, 376.3071 FS. Law Implemented 376.305, 376.3071 FS. History–New 2-21-90, Formerly 17-770.250, Amended 9-23-97, 8-5-99, 4-17-05, Repealed _____.

Editorial Note: see Rule 62-780.210, F.A.C.

62-770.300 Interim Source Removal.

Rulemaking Specific Authority 376.303, 376.3071 FS. Law Implemented 376.3071, 376.30711 FS. History–New 11-1-87, Formerly 17-70.006, Amended 2-21-90, Formerly 17-770.300, Amended 9-3-96, 9-23-97, 8-5-99, 4-17-05, Repealed _____.

Editorial Note: see Rule 62-780.500, F.A.C.

62-770.400 Quality Assurance Requirements.

Rulemaking Specific Authority 376.303, 376.3071, 403.0877 FS. Law Implemented 376.3071 FS. History–New 11-1-87, Formerly 17-70.007, Amended 2-21-90, Formerly 17-770.400, Amended 9-23-97, 8-5-99, 4-17-05, Repealed _____.

Editorial Note: see Rule 62-780.300, F.A.C.

62-770.490 Professional Certifications.

Rulemaking Specific Authority 403.0877 FS. Law Implemented 376.3071, 403.0877 FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.400, F.A.C.

62-770.600 Site Assessment.

Rulemaking Specific Authority 376.303, 376.3071, 403.0877 FS. Law Implemented 376.3071, 403.0877 FS. History–New 11-1-87, Amended 2-4-88, Formerly 17-70.008, Amended 2-21-90, Formerly 17-770.600, Amended 9-3-96, 9-23-97, 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.600, F.A.C.

62-770.610 Fate and Transport Model and Statistical Method Requirements.

Rulemaking Specific Authority 376.303, 376.3071 FS. Law Implemented 376.3071 FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.610, F.A.C.

62-770.650 Risk Assessment.

Rulemaking Specific Authority 376.303, 376.3071, 403.061 FS. Law Implemented 376.3071, 403.021, 403.061, 403.062 FS. History–New 9-23-97, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.650, F.A.C.

62-770.680 No Further Action.

Rulemaking Specific Authority 376.303, 376.3071, 403.061, 403.0877 FS. Law Implemented 376.3071, 403.0877 FS. History–New 9-23-97, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.680, F.A.C.

62-770.690 Natural Attenuation Monitoring.

Rulemaking Specific Authority 376.303, 376.3071, 403.061, 403.0877 FS. Law Implemented 376.3071, 403.0877 FS. History–New 9-23-97, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.690, F.A.C.

62-770.700 Active Remediation.

Rulemaking Specific Authority 376.303, 376.3071, 403.0877 FS. Law Implemented 376.3071, 403.0877 FS. History–New 11-1-87, Amended 2-4-88, Formerly 17-70.010, Amended 2-21-90, Formerly 17-770.700, Amended 9-3-96, 9-23-97, 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.700, F.A.C.

62-770.750 Post Active Remediation Monitoring.

Rulemaking Specific Authority 376.303, 376.3071, 403.061, 403.0877 FS. Law Implemented 376.3071, 403.0877 FS. History–New 9-23-97, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.750, F.A.C.

62-770.800 Time Schedules.

Rulemaking Specific Authority 376.303, 376.3071 FS. Law Implemented 376.3071, 376.30711 FS. History–New 11-1-87, Formerly 17-70.013, Amended 2-21-90, Formerly 17-770.800, Amended 9-23-97, 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.790, F.A.C.

62-770.890 Alternative Procedures and Requirements.

Rulemaking Specific Authority 376.303, 376.3071 FS. Law Implemented 376.3071 FS. History–New 11-1-87, Formerly 17-70.016, Amended 2-21-90, Formerly 17-770.890, Amended 9-23-97, 8-5-99, 4-17-05, Repealed.

62-770.900 Forms.

Rulemaking Specific Authority 376.303, 376.30702, 376.3071 FS. Law Implemented 376.30702, 376.3071 FS. History–New 2-21-90, Formerly 17-770.900, Amended 9-23-97, 8-5-99, 4-17-05, 12-27-07, Repealed.

Editorial Note: see Rule 62-780.900, F.A.C.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jorge R. Caspary, Director, Division of Waste Management
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel T. Vinyard Jr., Secretary, Department of Environmental Protection
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 17, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 16, 2012

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-780.100	Referenced Guidelines
62-780.150	Applicability
62-780.200	Acronyms and Definitions
62-780.210	Contamination Reporting
62-780.220	Notices
62-780.300	Quality Assurance Requirements
62-780.400	Professional Certifications
62-780.450	Combined Document
62-780.500	Emergency Response Action or Interim Source Removal
62-780.550	Nonpetroleum De Minimis Discharges
62-780.560	Petroleum or Petroleum Product De Minimis Discharges

62-780.600	Site Assessment
62-780.610	Fate and Transport Model and Statistical Method Requirements
62-780.650	Risk Assessment
62-780.680	No Further Action and No Further Action with Controls
62-780.690	Natural Attenuation Monitoring
62-780.700	Active Remediation
62-780.750	Post Active Remediation Monitoring
62-780.790	Time Schedules
62-780.900	Forms

PURPOSE AND EFFECT: Changes to all sections of Chapter 62-780, F.A.C., Contaminated Site Cleanup Criteria, in order to merge Chapters 62-770 (Petroleum Contamination Site Cleanup Criteria), 62-782 (Drycleaning Solvent Cleanup Criteria), and 62-785 (Brownfields Cleanup Criteria Rule) into the existing Chapter 62-780, F.A.C. The purpose and effect is to achieve rule consolidation and consistency across these contaminated site cleanup programs, where possible, based on governing statutes. Concurrently, the Department is proposing to repeal Chapters 62-770, 62-782 and 62-785, F.A.C. The rule repeals are in support of the Governor’s Executive Order #11-01 (and subsequent Executive Orders 11-72 and 11-211).

SUMMARY: The proposed rule chapter consolidates the four current Risk-Based Corrective Action (RBCA) rule chapters into a single rule chapter that addresses the criteria and process for conducting site rehabilitation at all types of contaminated sites in Florida. This rulemaking focused on proposed procedural changes to merge the four RBCA rules, and does not propose new substantive changes to Chapter 62-780, 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 nature of this rulemaking is non-substantive and is simply to consolidate four rule chapters that govern cleanup of various types of contaminated sites into one rule chapter. The single rule chapter will eliminate language that is duplicative, provide clarity, simplicity and ease of reference for all parties involved in the cleanup of contaminated sites in Florida. Because no substantive changes are proposed, the department expects no regulatory costs associated with this proposed rule; therefore, a SERC and legislative ratification are not required.

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

RULEMAKING AUTHORITY: 376.303, 376.30701, 376.30702, 376.3071, 376.3078(4), 376.3078(9), 376.81, 403.061, 403.0877, 403.7255 FS.

LAW IMPLEMENTED: 376.305, 376.30701, 376.30702, 376.3071, 376.30711, 376.3078(4), 376.3078(9), 376.80, 376.81, 403.021, 403.061, 403.062, 403.0877, 403.7255 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: Wednesday, October 3, 2012, 9:00 a.m. until conclusion, but no later than 5:00 p.m.

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Brian Dougherty at (850)245-7503 or brian.dougherty@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Brian Dougherty at (850)245-7503 or brian.dougherty@dep.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

62-780.100 Referenced Guidelines.

Specific references to the guidelines listed below are made within this chapter. The guidelines are not standards as defined in Section 403.803, F.S. Use of these guidelines is not mandatory; the guidelines are included for informational purposes only.

(1) through (2) No change.

(3) Chapter 62-780, F.A.C., Contaminated Site Risk-Based Corrective Action (RBCA) Flow Process Flow Charts, dated March 9, 2012 ~~December 23, 2004~~.

(4) through (5) No change.

(6) Management of Contaminated Media under ~~for~~ RCRA, dated August 9, 2006 ~~August 21, 2002~~.

(7) No change.

(8) Institutional Controls Procedures Guidance, Division of Waste Management, Florida Department of Environmental Protection, dated June 2012 ~~November 2004~~.

(9) Guidance for Evaluating the Technical Impracticability of Ground-Water Restoration, Environmental Protection Agency, draft Interim Guidance, dated September 1993. (Note:

USEPA terminology used in this publication may be inconsistent with Department language used in this rule chapter.)

(10) No change.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81 FS. History—New 4-17-05, Amended _____.

Editorial Note: Portions of this rule were copied from 62-770.140; 62-782.100; and 62-785.100.

62-780.150 Applicability.

(1) This chapter applies to site rehabilitation conducted at sites contaminated with pollutants, hazardous substances, drycleaning solvents, petroleum and petroleum products, and supersedes Chapters 62-770, 62-782, and 62-785, F.A.C., subject to the grandfathering provisions of subsection 62-780.150(5), F.A.C. Any correspondence, reports, cleanup agreement documents, contracts or similar documents that reference superseded rules are not required to be amended to remain valid and in force.

(2)(4) Every person who has legal responsibility for site rehabilitation pursuant to Chapter 376 or 403, F.S., except those specifically excluded herein, shall comply with the provisions of this chapter and are subject to enforcement to compel compliance with the provisions of this chapter.

(3)(2) Any person who has no legal responsibility for site rehabilitation but who voluntarily rehabilitates a site shall comply with the provisions of this chapter if that person wishes the Department to review any documents concerning site rehabilitation or issue any order with respect to completion of the rehabilitation tasks. The cleanup criteria contained in this chapter shall apply to voluntary cleanups conducted at all sites contaminated with drycleaning solvents including site rehabilitation at drycleaning facilities or wholesale supply facilities governed by the terms of a Voluntary Cleanup Agreement (VCA) executed by the Person Responsible for Site Rehabilitation (PRSR) and the Department pursuant to Section 376.3078(11), F.S. The cleanup criteria contained in this chapter also shall apply to any voluntary brownfield site rehabilitation that is governed by the terms of a Brownfield Site Rehabilitation Agreement (BSRA), within a designated brownfield area. The BSRA shall be executed by the person responsible for brownfield site rehabilitation (i.e., the PRSR) and the Department pursuant to Section 376.80(5), F.S.

(4)(3) This chapter applies to site rehabilitation conducted as a state-managed cleanup by the Department.

(5)(4) This chapter and the CTLs developed pursuant to this chapter apply to cleanups conducted by persons legally responsible for site rehabilitation of contaminated sites, whether the release or discharge causing or contributing to the contamination occurred prior to, on, or after the effective date of this chapter, unless:

(a) The Department has accepted CTLs for a site in an approved technical document (for example, a Risk Assessment Report, a Natural Attenuation with Monitoring Plan, or a Remedial Action Plan), current permit, Superfund Record of Decision with which the Department has concurred, or other cleanup agreement document (CAD) written agreement with the Department, and the PRSR continues the activities necessary to achieve those CTLs in accordance with the approved technical document, permit, Superfund Record of Decision, or other CAD written agreement until those CTLs are achieved; or

(b) The site has received a “No Further Action” determination order or a “Site Rehabilitation Completion Order” order from the Department prior to April 17, 2005 ~~the effective date of this rule chapter~~. However, the PRSR may elect to have the criteria of this chapter, including CTLs established pursuant thereto, apply in lieu of those in an approved technical document, current permit, or other CAD written agreement.

(6) This chapter shall be applied in conjunction with Chapter 62-777, F.A.C., to determine the appropriate CTLs for a contaminated site. Chapter 62-777, F.A.C., provides default groundwater, surface water, and soil CTLs, as well as natural attenuation default concentrations for groundwater, a listing of soil properties and test methods, a listing of site-specific conditions and geochemical parameters, and default parameters and equations that may be used to establish CTLs for contaminants not listed in Chapter 62-777, F.A.C., or alternative groundwater and soil CTLs for listed contaminants.

(7)(5) CTLs for each contaminant found in groundwater, surface water, or soil, as specified in Chapter 62-777, F.A.C., Tables I and II, or derived pursuant to Chapter 62-777, F.A.C., or alternative CTLs that may be established pursuant to Rule 62-780.650 or 62-780.680, F.A.C., are applicable in implementing the provisions of this chapter and are enforceable by the Department pursuant to this chapter at contaminated sites at which legal responsibility for site rehabilitation exists.

(8) For contaminants found at the site about which information regarding the actual circumstances of exposure has been provided to the PRSR, the CTLs for the affected medium or media, except where a state water quality standard is applicable, shall be adjusted (if appropriate) to take into account the site-specific exposure conditions including multiple pathways of exposure that affect the same individual or subpopulation, and site-specific CTLs shall be calculated taking into account, through apportionment, potential additive effects of contaminants.

(9)(6) If a Consent Order or permit that requires assessment and rehabilitation of a site has been entered into with the Department prior to April 17, 2005 ~~the effective date~~

~~of this chapter~~, compliance with the terms of the Consent Order or permit shall constitute compliance with the provisions of this chapter.

~~(7) This chapter does not apply to site rehabilitation being performed pursuant to Chapter 62-770, 62-782, or 62-785, F.A.C.~~

~~(8) This chapter does not apply to site rehabilitation being performed pursuant to Chapter 62-730, F.A.C., except to the extent that rules promulgated under Section 376.30701, F.S., are referred to or incorporated by reference in Chapter 62-730, F.A.C.~~

~~(10)~~⁽⁹⁾ This chapter does not apply to the rehabilitation of sites contaminated with radiological substances to the extent that such rehabilitation is governed by Chapter 404, F.S., or the Federal Atomic Energy Act of 1954, Chapter 1073, Statute 923, as amended.

(11) Receipt of approval pursuant to this chapter does not relieve the PRSR from the obligation to comply with other Department rules (for example, Chapters 62-701, 62-713, and 62-730, F.A.C.) [refer to the contaminated media guidance referenced in subsection 62-780.100(6), F.A.C.] regarding disposal, relocation, or treatment of contaminated media. The PRSR is advised that other federal, state, or local laws and regulations may apply to these activities.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81 FS. History—New 4-17-05, Amended

Editorial Note: Portions of this rule were copied from 62-770.160, Formerly 17-70.004 and Formerly 17-770.160; 62-782.150; and 62-785.150.

62-780.200 Acronyms and Definitions.

All words and phrases defined in Sections 376.301 and 376.79, F.S., shall have the same meaning when used in this chapter unless specifically stated otherwise in this chapter. See Sections 376.301 and 376.79, F.S., for definitions of the following terms: “Additive effects,” “Antagonistic effects,” “Brownfield area,” “Brownfield site,” “Cleanup target level,” “Contaminant,” “Contaminated site,” “Discharge,” “Drycleaning facility,” “Drycleaning solvents,” “Hazardous substances,” “Institutional control,” “Natural attenuation,” “Person responsible for brownfield site rehabilitation,” “Petroleum,” “Petroleum product,” “Pollutants,” “Risk reduction,” “Site rehabilitation,” “Synergistic effects,” “Temporary point of compliance,” and “Wholesale supply facility.” The following words and phrases used in this chapter shall, unless the context clearly indicates otherwise, have the following meanings:

(1) “Action level” means a specified concentration of a contaminant that, if exceeded during natural attenuation ~~with~~ monitoring or post active remediation monitoring, may require additional site assessment or active remediation. Action levels are established during the approval process for Natural

Attenuation ~~with~~ Monitoring Plans pursuant to Rule 62-780.690, F.A.C., and Post Active Remediation Monitoring Plans pursuant to Rule 62-780.750, F.A.C. “Action levels” are not equivalent to “cleanup target levels”.

(2) “Additive effect” means a scientific principle that the toxicity that occurs as a result of exposure is the sum of the toxicities of the individual chemicals to which an individual is exposed.

(3) “Antagonistic effect” means a scientific principle that the toxicity that occurs as a result of exposure is less than the sum of the toxicities of the individual chemicals to which an individual is exposed.

~~(2)~~⁽⁴⁾ “Apportioned” means CTLs adjusted such that for noncarcinogenic contaminants with the same target organ(s)/systems or effects, the hazard index (sum of the hazard quotients) is ~~one (1) or less~~, and for carcinogens, the cumulative lifetime excess cancer risk level is 1.0E-6, as applicable.

(5) through (6) renumbered (3) through (4) No change.

(5) “Brownfield Site Rehabilitation Agreement” (BSRA) means an agreement entered into between the person responsible for brownfield site rehabilitation and the Department. The BSRA shall at a minimum establish the time frames, schedules, and milestones for completion of site rehabilitation tasks and submission of technical reports, and other commitments or provisions pursuant to Section 376.80(5), F.S., and this chapter.

(6) “BSRA” means Brownfield Site Rehabilitation Agreement.

(7) No change.

(8) “Cleanup agreement document” (CAD) means any order or agreement issued to or entered into by the Department with a Person Responsible for Site Rehabilitation, including a voluntary cleanup agreement, permit, consent order, final order, or final judgment. For brownfield sites subject to a BSRA, CAD shall mean the BSRA. The CAD shall at a minimum establish the time frames, schedules, and milestones for completion of site rehabilitation tasks and submission of technical documents, and other commitments or provisions pursuant to this chapter.

(9) “Cleanup target level” (CTL) means the concentration for each contaminant identified by an applicable analytical test method, in the medium of concern, at which a site rehabilitation program is deemed complete.

~~(10) “Contaminant” means any physical, chemical, biological, or radiological substance present in any medium that may result in adverse effects to human health or the environment, or that creates an adverse nuisance, organoleptic, or aesthetic condition in groundwater.~~

~~(9)~~⁽¹¹⁾ “Contaminated” or “contamination” means the presence of free product or any contaminant in surface water, groundwater, soil, sediment, or upon the land, in concentrations that exceed the applicable CTLs specified in

Chapter 62-777, F.A.C., or water quality standards in Chapter 62-302 or 62-520, F.A.C., or in concentrations that may result in contaminated sediment. This definition is solely for use within Chapter 62-780, F.A.C., and pursuant to Section 376.30701(1)(a), F.S. subsection 62-780.110(2), F.A.C., shall not be used to establish legal responsibility for conducting site rehabilitation.

~~(10)~~(12) “Contaminated sediment” means sediment that is contaminated as determined by the concentrations of the contaminants, actual circumstances of exposure, biological diversity studies, toxicity testing, or other evidence of harmful effects, as applicable. [Refer to the sediment guidelines referenced in subsections 62-780.100(1) and (7), F.A.C., for guidance on the evaluation of contaminant concentrations, sediment quality conditions, and testing methods.]

~~(13)~~ “Contaminated site” means any contiguous land, sediment, surface water, or groundwater area that contains contaminants that may be harmful to human health or the environment.

~~(11)~~(14) “CTL” means cleanup target level as defined in Section 376.301, F.S.

~~(15)~~ “De minimis discharge” means a discharge that is removed from the soil, sediment, surface water, and groundwater to CTLs or background concentrations pursuant to subsection 62-780.680(1), F.A.C., within a period of 30 days from the discovery of the discharge.

~~(12)~~ “Department” means the FDEP or a county or Department of Health local program established under a contract pursuant to Section 376.3073, F.S., to assist the FDEP in the administration of the petroleum contamination site cleanup program, or a local pollution control program that has received delegated authority from the FDEP pursuant to Sections 376.80(9) and 403.182, F.S., to administer all or part of the brownfields program. For more information, visit the FDEP website.

~~(16)~~ “Discharge” includes, but is not limited to, any spilling, leaking, seeping, misapplying, pouring, emitting, emptying, releasing, or dumping of any pollutant or hazardous substance which occurs and which affects lands and the surface waters and groundwaters of the state not regulated by Sections 376.011-21, F.S.

~~(17)~~ “Domestic purposes” means that the water is used for human consumption such as bathing, cooking, or drinking, and is provided through pipes or other constructed conveyances.

~~(13)~~(18) No change.

~~(14)~~(19) “Engineering control” means use of existing features (such as buildings) or modifications to a site to reduce or eliminate the potential for migration of, or exposure to, contaminants. Examples of modifications include physical or hydraulic control measures, capping, point-of-use treatments, or slurry walls.

~~(15)~~ “Excessively contaminated soil” for the purposes of Section 376.3071(11)(b)2., F.S., that only applies to sites scored 29 or less (unless laboratory results verify that the organic vapor analysis data are not relevant), means soil saturated with petroleum or petroleum products or soil that causes a total corrected hydrocarbon measurement of 500 parts per million (ppm) or higher for Gasoline Analytical Group or 50 ppm or higher for Kerosene Analytical Group. Readings shall be obtained at the site on an organic vapor analysis instrument with a flame ionization detector in the survey mode upon sampling the headspace in half-filled, 8-ounce or 16-ounce jars. Each soil sample shall be split into two jars, the two subsamples shall be brought to a temperature of between 20° C. (68° F.) and 32° C. (90° F.), and the readings shall be obtained 5 to 30 minutes thereafter. One of the readings shall be obtained with the use of an activated charcoal filter unless the unfiltered reading is nondetect. The total corrected hydrocarbon measurement shall be determined by subtracting the filtered reading from the unfiltered reading. Instruments with a photo ionization detector may be used, but shall not be used in situations where humidity will interfere with the instruments’ sensitivity (including periods of rain, measuring wet or moist soil). If an instrument with a photo ionization detector is used, a filtered reading is not warranted and therefore sample splitting is not necessary. Analytical instruments shall be calibrated in accordance with the manufacturer’s instructions.

~~(16)~~(20) No change.

~~(17)~~ “FDEP” means the Florida Department of Environmental Protection.

~~(18)~~(21) No change.

~~(19)~~ “Gasoline Analytical Group” means aviation gasoline, gasohol, and motor gasoline or equivalent petroleum products.

~~(20)~~(22) No change.

~~(23)~~ “Initial remedial action” means the same as “emergency response action.”

~~(21)~~(24) “Innovative technology” means a process that has been tested and used as a treatment for contamination, but lacks an established history of full-scale use and information about its cost and how well it works sufficient to support prediction of its performance under a variety of operating conditions. An innovative technology is one that is undergoing pilot scale treatability studies, that usually are performed in the field or the laboratory and require installation of the technology, and that provide performance, cost, and design objectives for the technology prior to full-scale use.

~~(25)~~ “Institutional control” means the restriction on use of, or access to, a site to eliminate or minimize exposure to contaminants. Examples of restrictions include deed restrictions, restrictive covenants, and conservation easements.

~~(22)~~(26) No change.

(23) “Kerosene Analytical Group” means diesel, Jet-A, Jet-B, JP-4, JP-5, and kerosene or equivalent petroleum products.

(27) through (28) renumbered (24) through (25) No change.

(26) “MTBE” means Methyl tert-butyl ether.

~~(29) “Natural attenuation” means a verifiable approach to site rehabilitation that allows natural processes to contain the spread of contamination and reduce the concentrations of contaminants in contaminated groundwater and soil. Natural attenuation processes may include sorption, biodegradation, diffusion, dispersion, volatilization, and chemical reactions with subsurface materials.~~

(30) through (31) renumbered (27) through (28) No change.

(29) “PAHs” means Polycyclic Aromatic Hydrocarbons.

(30) “PCBs” means Polychlorinated Biphenyls.

~~(31)(32) “Person Responsible for Site Rehabilitation” (PRSR) means the Department when conducting site rehabilitation, or any of the following, which may include an agent or authorized representative, unless prohibited by statute or rule:~~

~~(a) Any person who has legal responsibility for site rehabilitation pursuant to Chapter 376 or 403, F.S., or any person who voluntarily rehabilitates a site pursuant to the requirements of this chapter and seeks an acknowledgement from the Department for approval of site rehabilitation program tasks;~~

~~(b) The individual or entity that is designated by a local government in its resolution establishing a brownfield area to enter into the brownfield site rehabilitation agreement with the Department, and that enters into an agreement with the local government for redevelopment of the site pursuant to Section 376.80(5)(i), F.S.;~~

~~(c) The real property owner, the facility owner, the facility operator, the discharger, or other person or entity responsible for site rehabilitation, or the Department when the Department is conducting the site rehabilitation at facilities with discharges eligible for state-funded cleanup pursuant to Sections 376.305(6), 376.3071(9), 376.3071(13), and 376.3072, F.S.; or~~

~~(d) A responsible party, a real property owner, or any individual or entity that has entered into a Voluntary Cleanup Agreement with the Department pursuant to Section 376.3078(11)(b), F.S., that is conducting site rehabilitation at a drycleaning solvent contaminated site pursuant to this chapter.~~

~~(32) “Petroleum products’ contaminants of concern” means the contaminants listed in Table B of this chapter and similar chemicals found in additives, provided the contaminants are present as a result of a discharge of petroleum or petroleum products as defined in Section 376.301, F.S.~~

(33) No change.

(34) “Plume” means the portion of an aquifer or aquifers in which groundwater contamination above applicable CTLs, and background concentrations as defined in subsection 62-780.200(3) ~~62-780.200(5)~~, F.A.C., has been detected.

(35) “Poor quality” means groundwater within the affected monitoring zone with background concentrations, as defined in subsection 62-780.200(3) ~~62-780.200(5)~~, F.A.C., that exceed any of Florida’s Primary or Secondary Drinking Water Standards referenced in Chapter 62-550, F.A.C.

(36) “PQL” means practical quantitation limit.

(36) through (37) renumbered (37) through (38) No change.

~~(39) “PRSR” means person responsible for site rehabilitation.~~

~~(40)(38) “Real property owner” means the person or entity that is vested with ownership, dominion, or legal or rightful title to the real property. For a drycleaning facility, this includes an individual or entity that has a ground lease interest in the real property, on which a drycleaning facility or wholesale supply facility is or has ever been located.~~

~~(41)(39) No change.~~

~~(40) “Risk reduction” means the lowering or elimination of the level of risk posed to human health or the environment through interim remedial action (interim source removal), remedial action, or institutional and, if appropriate, engineering controls.~~

~~(42)(41) No change.~~

~~(43)(42) “Site” means refers to the definition for “contaminated site” as defined in Section 376.301, F.S.~~

~~(44)(43) No change.~~

~~(44) “Site rehabilitation” means the assessment of site contamination and the remediation activities that reduce the levels of contaminants at a site through accepted treatment methods to meet the CTLs established for that site.~~

(45) through (46) No change.

~~(47) “Synergistic effect” means a scientific principle that the toxicity that occurs as a result of exposure is more than the sum of the toxicities of the individual chemicals to which an individual is exposed.~~

~~(48) “Temporary point of compliance” (TPOC) is the boundary represented by one or more designated monitoring wells at which groundwater CTLs may not be exceeded while site rehabilitation is proceeding.~~

(49) through (51) renumbered (47) through (49) No change.

~~(50) “Used oil” means any lubricants for use in internal combustion engines that have been refined from crude oil and, as a result of use, storage, or handling, have become unsuitable for their original purpose due to the presence of impurities or loss of properties, but that may be suitable for further use as a fuel or are economically recyclable for use as a fuel. “Used oil” shall not include any used oil that has been mixed with any~~

material that is a hazardous waste, unless the material is a hazardous waste solely due to the characteristic of ignitability as defined in 40 CFR Part 261, Subpart C.

(51) "VCA" means Voluntary Cleanup Agreement.

(52) "VOHs" means Volatile Organic Halocarbons.

(53) "Voluntary Cleanup Agreement" (VCA) means an agreement entered into between a PRSR and the Department for the purpose of rehabilitating a site contaminated with drycleaning solvents. The VCA shall at a minimum establish the time frames, schedules, and milestones for completion of site rehabilitation tasks and submission of technical reports, and other commitments or provisions pursuant to Section 376.3078(11), F.S., and this chapter.

(54)(52) No change.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81 FS. History—New 4-17-05, Amended _____.

Editorial Note: Portions of this rule were copied from 62-770.200, Formerly 17-70.003 and Formerly 17-770.200; 62-782.200; and 62-785.200.

62-780.210 Contamination Reporting.

(1) Upon discovery of petroleum or petroleum products contamination (unless the contamination is the result of a previously reported discharge for which site rehabilitation completion has not been achieved) or upon a discharge of petroleum or petroleum products, notification shall be submitted using the Discharge Report Form incorporated in Rule 62-761.900, F.A.C. [Form Number 62-761.900(1)], unless the discharge was less than 25 gallons onto a pervious surface and will be addressed pursuant to subsection 62-780.560(1), F.A.C. If the discharge will be addressed under the de minimis provisions of subsection 62-780.560(2), F.A.C., the discharge shall be reported to the State Watch Office and the Discharge Report Form shall be submitted to the FDEP Office of Emergency Response.

(a) If the discharge was from a storage tank system regulated pursuant to Chapter 62-761 or 62-762, F.A.C., the discharge shall be reported by the facility owner or operator pursuant to the applicable requirements of Chapters 62-761 and 62-762, F.A.C.; or

(b) All other discharges of petroleum or petroleum products of less than 25 gallons that are not addressed pursuant to subsection 62-780.560(1), F.A.C., shall be reported within one week of discovery. Discharges of petroleum or petroleum products equal to, or exceeding, 25 gallons onto pervious surfaces or any discharge to surface waters shall be reported to the State Watch Office or FDEP Office of Emergency Response as soon as possible, but no later than 24 hours after occurrence. The discharge shall be reported by:

1. The discharger; or

2. The owner or operator if the discharger is unknown or if the discovery was the result of a previously unreported discharge.

(2) A discharge of drycleaning solvents greater than one quart outside of a containment structure shall be reported to the state through the State Watch Office pursuant to Section 376.3078(9)(c), F.S.

(3) Except as provided in subsection (2), discharges of pollutants or hazardous substances, other than petroleum or petroleum products, that are being addressed pursuant to Chapter 62-780, F.A.C., are not subject to the notification and reporting requirements of this rule section. A discharge of petroleum or petroleum products contaminated with significant quantities of other substances is also not subject to the notification and reporting requirements of this rule section.

(4) Notwithstanding the provisions of subsections 62-780.210(1)-(3), F.A.C., nothing herein shall be construed to negate reporting requirements under other local, state or federal laws, such as Chapter 62-150, F.A.C., Hazardous Substance Release Notification, the Emergency Planning and Community Right-To-Know Act, Title III of the Superfund Amendments and Reauthorization Act of 1986, 42 U.S.C. s. 11001, et seq. (SARA), the Florida Hazardous Materials Emergency Response and Community Right-to-Know Act of 1988, Chapter 252, Part II, F.S., and the reporting requirements for discharges of oil to navigable waters pursuant to 40 C.F.R. Parts 110 and 112.

(5) For the purposes of Rule 62-780.210, F.A.C.:

(a) "Discharger" means the person who has dominion or control over the petroleum or petroleum products at the time of the discharge into the environment.

(b) "Discovery" means:

1. Observance or detection of free product in boreholes, wells, open drainage ditches, open excavations or trenches, or on nearby surface water, or petroleum or petroleum products in excess of 0.01 foot in thickness in sewer lines, subsurface utility conduits or vaults, unless the product has been removed and it was confirmed that a release into the environment did not occur;

2. Observance of visually stained soil or odor of petroleum products resulting from a discharge of used oil equal to, or exceeding, 25 gallons on a pervious surface [see subsection 62-780.560(1), F.A.C., for cleanup requirements applicable to discharges of less than 25 gallons];

3. Discharges of petroleum or petroleum products equal to, or exceeding, 25 gallons on a pervious surface [see subsection 62-780.560(1), F.A.C., for cleanup requirements applicable to discharges of less than 25 gallons];

4. Results of analytical test on a groundwater sample that exceed the CTLs referenced in Chapter 62-777, F.A.C., Table I, groundwater criteria column for the petroleum products' contaminants of concern listed in Table B of this chapter; or

5. Results of analytical test on a soil sample that exceed the lower of the direct exposure residential CTLs and leachability based on groundwater criteria CTLs specified in Chapter 62-777, F.A.C., Table II for the petroleum products' contaminants of concern listed in Table B of this chapter.

Rulemaking Authority 376.303, 376.3071, 376.3078 F.S. Law Implemented 376.305, 376.3071, 376.3078 F.S. History—New _____.

Editorial Note: Portions of this rule were copied from 62-770.250, Formerly 17-770.250.

62-780.220 Notices.

(1) No change.

(2) Initial Notice of Contamination Beyond Property Boundaries. Section 376.30702, F.S., provides specific notice requirements upon a PRSR's discovery from laboratory analytical results that comply with appropriate quality assurance protocols pursuant to Chapter 62-160, F.A.C., that contamination exists in any medium beyond the boundaries of the property at which site rehabilitation was initiated pursuant to this chapter. Upon such discovery, the PRSR shall notify the FDEP as soon as possible, but not later than 10 days after discovery. The notice shall be provided on Form 62-780.900(1) titled "Initial Notice of Contamination Beyond Property Boundaries" effective date _____, hereby adopted and incorporated by reference (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01488>). Forms may be obtained from the Division of Waste Management website at www.dep.state.fl.us/waste. The PRSR shall simultaneously mail a copy of such notice to the appropriate FDEP district office, county health department, and all known lessees and tenants of the source property. Refer to Section 376.30702(2), F.S., for additional details about this requirement and the information that must be included in the notice. At any time during site rehabilitation conducted pursuant to this chapter, if the PRSR, its authorized agent, or other representative discovers from laboratory analytical results that comply with appropriate quality assurance protocols pursuant to Chapter 62-160, F.A.C., that contamination [as defined in subsection 62-780.200(11), F.A.C.] exists in any medium beyond the boundaries of the property at which site rehabilitation was initiated pursuant to this chapter, the PRSR shall give actual notice as soon as possible, but no later than 10 days from such discovery, to the Division of Waste Management at the Department's Tallahassee Office. The actual notice shall be provided on Form 62-780.900(1) titled "Initial Notice of Contamination Beyond Property Boundaries" effective date 12-27-07, hereby adopted and incorporated by reference. Copies of this form are available from the Department of Environmental Protection, Bureau of Waste Cleanup, MS 4505, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. The form shall be mailed to the Department by "Certified Mail, Return Receipt Requested." A copy of such

~~notice shall be mailed simultaneously to the appropriate Department District Office, the County Health Department and to all known lessees and tenants of the property at which site rehabilitation was initiated. The notice shall include the following information:~~

~~(a) The location of the property at which site rehabilitation was initiated pursuant to this chapter and contact information for the PRSR, its authorized agent, or other representative;~~

~~(b) A listing of all record owners of any real property, other than the property at which site rehabilitation was initiated pursuant to this chapter, at which contamination has been discovered; the parcel identification number for any such real property; the owner's address listed in the current county property tax office records; and the owner's telephone number. This paragraph does not apply to notice provided to the lessees and tenants of the property at which site rehabilitation was initiated pursuant to this chapter;~~

~~(c) Separate table(s) by medium (groundwater, soil, surface water, or sediment) that list all the sampling locations; sampling date(s); names of contaminants detected above CTLs; their corresponding CTLs; the contaminant concentration(s); and whether the CTL is based on health or nuisance, organoleptic, or aesthetic concerns; and~~

~~(d) A vicinity map that shows all the sampling locations with corresponding laboratory analytical results and the date(s) on which the sample(s) was (were) collected, and that identifies the property boundaries of the property at which site rehabilitation was initiated pursuant to this chapter and the other property(ies) at which contamination has been discovered during such site rehabilitation.~~

(3) Subsequent Notice of Contamination Beyond Source Property Boundaries for Establishment of a Temporary Point of Compliance (TPOC). Prior to the Department authorizing a temporary extension of the point of compliance beyond the boundary of the source property (i.e., the location from which the contamination originates) in conjunction with Natural Attenuation with Monitoring pursuant to Rule 62-780.690, F.A.C., or Active Remediation pursuant to Rule 62-780.700, F.A.C., the PRSR shall provide the following notices:

(a) Actual notice in written form mailed by "Certified Mail, Return Receipt Requested" or other form of delivery that provides confirmation of receipt to the appropriate County Health Department and all record owners of any real property into which the point of compliance is allowed to extend (mailed to the owner's address listed in the current county property tax office records). The notice shall include the following information:

(3)(a)1. through 5. No change.

(b) Constructive notice to residents [if different from the real property owner(s) notified pursuant to paragraph 62-780.220(3)(a), F.A.C.] and business tenants of any real property into which the point of compliance is allowed to extend. Such constructive notice is not required for site

rehabilitation being conducted for petroleum or petroleum products contamination not associated with a brownfield site. Such constructive notice, which shall include the same information as required in the actual notice, shall be provided by complying with the following:

1. through 2. No change.

(c) Copies of notices, both actual and constructive, must be provided to the Department as proof of compliance with this ~~subsection rule~~. For purposes of the constructive notice, the PRSR shall provide a copy of the version printed in the newspaper or submit the actual newspaper page itself.

(4) Status Update Five-Year Notice. When utilizing a TPOC beyond the boundary of the source property to facilitate natural attenuation ~~with~~ monitoring or active remediation, an additional notice concerning the status of the site rehabilitation shall be similarly provided every five years to the classes of persons who received notice pursuant to subsection 62-780.220(3), F.A.C., unless in the intervening time, such persons have been informed that the contamination no longer affects the property into which the point of compliance was allowed to extend.

(5) Warning Signs at Hazardous Waste Sites. At sites where a risk of exposure to the public exists due to contamination of the soil, sediment, or surface water with hazardous waste as defined in Section ~~403.703(13) 403.703(21)~~, F.S., the PRSR shall place warning signs pursuant to ~~Section 403.7255, F.S. Chapter 62-730, F.A.C.~~

(6) Notice Requirements for Schools. If the property at which contamination has been discovered is the site of a school as defined in Section 1003.01, F.S., regardless of whether the school property is the site at which site rehabilitation was initiated, then the school board of the district in which the property is located shall provide actual notice of the contamination to teachers and parents or guardians of students attending the school during the period of site rehabilitation. Such notice must be provided within 30 days of discovery or receipt of notification from the Department, whichever is earlier, and shall conform to the requirements in ~~Section 376.30702(2)(a), (c), and (d), F.S. paragraphs 62-780.220(2)(a), (c) and (d), F.A.C.~~ At least annually during the period of site rehabilitation, the school board of the district in which the property is located shall continue to provide such actual notice of the contamination, updated as appropriate, to teachers and parents or guardians of students attending the school. A representative copy of all notices shall be submitted to the Department at the time the notice is provided to the teachers and parents or guardians.

(7) Prior to the Department's approval of a No Further Action Proposal with institutional controls or with institutional and engineering controls, the PRSR shall provide constructive notice of the Department's intent for such approval to the local government(s) with jurisdiction over the property(ies) subject to the institutional control, to real property owner(s) of any

property subject to the institutional control, and to residents of any property subject to the institutional control. The PRSR shall provide the Department with proof of such notice that meets the requirements of subsections 62-110.106(5), (8), and (9), F.A.C., except that the notice shall be prepared and published by the PRSR within 30 days after the Department's provisional approval of the No Further Action Proposal with institutional controls. The notice shall provide the local government(s) with jurisdiction over the property(ies) subject to the institutional control, real property owner(s) of any property subject to the institutional control, and residents of any property subject to the institutional control, the opportunity to comment to the Department within 30 days after receipt of the notice of the Department's intent of approval. Where subsection 62-110.106(8), F.A.C., requires a description of the agency action proposed, the notice shall contain "to issue a Site Rehabilitation Completion Order with institutional controls for a contaminated site." Additionally, the notice of rights language shall be replaced with "Local governments, real property owner(s) of any property subject to the institutional control, and residents of any property subject to the institutional control have 30 days from publication of this notice to provide comments to the Department." The notice also shall provide the appropriate mailing address to which comments should be sent. See subsection 62-780.100(8), F.A.C., Institutional Controls Procedures Guidance, for sample notice templates.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.30702, 376.3078(4), 376.81, 403.7255 FS. Law Implemented 376.3071, 376.30701, 376.30702, 376.3078(4), 376.81, 403.7255 FS. History—New 4-17-05, Amended 12-27-07, _____.

Editorial Note: Portions of this rule were copied from 62-770.220; 62-782.220; and 62-785.220.

62-780.300 Quality Assurance Requirements.

(1) No change.

(2) Unless otherwise specified in this chapter, reports that are submitted to the Department and that contain analytical data shall include the following forms and information, as applicable:

(a) Laboratory reports that include all applicable information specified in subsections 62-160.340(1) and (2), F.A.C., and are in the format specified in Chapter 62-160, F.A.C. (Soil analytical results shall be reported on a dry weight basis.);

(b) Copies of the completed chain of custody record form(s) [Form 62-780.900(2) 62-780.900(3), effective date _____, hereby adopted and incorporated by reference (http://www.flrules.org/Gateway/reference.asp?No=Ref-01489), or an equivalent chain of custody form that includes all the items required by Form 62-780.900(2) 62-780.900(3)]. Forms may be obtained from the Division of Waste Management website at www.dep.state.fl.us/waste/;

(c) Copies of the completed ~~groundwater~~ ~~water~~ sampling log(s) (Form FD 9000-24) referenced in the Groundwater Sampling SOP, FS 2200 form(s) pursuant to Chapter 62-160, F.A.C.; and

(d) Results from screening tests or ~~on-site~~ ~~onsite~~ analyses performed pursuant to this chapter.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81 FS. History—New 4-17-05, Amended

Editorial Note: Portions of this rule were copied from 62-770.400, Formerly 17-70.007 and Formerly 17-770.400; 62-782.300; and 62-785.300.

62-780.400 Professional Certifications.

(1) through (2) No change.

Rulemaking Specific Authority 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.80, 376.81, 403.0877 FS. History—New 4-17-05.

Editorial Note: Portions of this rule were copied from 62-770.490; 62-782.400; and 62-785.400.

62-780.450 Combined Document.

(1) Except for petroleum contamination sites, ~~t~~The Interim Source Removal Report, the Site Assessment Report, the Risk Assessment Report, and the Remedial Action Plan, as applicable, may be submitted by the PRSR to the Department for review either separately as each program task is completed, or as a combined document. Other individual program task documents may be included in a combined document if agreed to in writing by the Department. A combined document may be submitted for cleanup of a petroleum contamination site subject to a BSRA.

(2) The combined document may incorporate, as applicable, the required content for the Interim Source Removal Report, Site Assessment Report, Risk Assessment Report, and Remedial Action Plan program tasks pursuant to Rules 62-780.500, 62-780.600, 62-780.650, and 62-780.700, F.A.C., respectively, including an Interim Source Removal Proposal, a No Further Action Proposal, or a Natural Attenuation ~~with~~ Monitoring Plan associated with the Site Assessment Report or the Risk Assessment Report.

(3) No change.

(4) Within the time frames of Table A or the CAD, the PRSR shall submit an electronic copy ~~two copies~~ of the combined document to the Department for review, including all applicable professional certifications as required pursuant to Rule 62-780.400, F.A.C.

(5) The Department shall:

(a) Provide the PRSR with written approval of the individual program task or the combined document; or

(b) Notify the PRSR in writing, stating:

1. The reason(s) why one or more individual program tasks or the combined document does not conform with the requirements of the applicable criteria of Rule 62-780.500, 62-780.600, 62-780.650, or 62-780.700, F.A.C.; or

2. The reason(s) why a No Further Action Proposal or a Natural Attenuation ~~with~~ Monitoring Plan does not meet the applicable criteria of Rule 62-780.680 or 62-780.690, F.A.C., respectively.

(6) If the individual program task or combined document is incomplete in any respect, or is insufficient to satisfy the requirements of the applicable criteria of Rule 62-780.500, 62-780.600, 62-780.650, or 62-780.700, F.A.C., the Department shall inform the PRSR pursuant to paragraph 62-780.450(5)(b), F.A.C., and the PRSR shall submit to the Department for review an electronic copy ~~two copies~~ of a Combined Document Addendum that addresses the deficiencies within 60 days after receipt of the notice.

Rulemaking Specific Authority 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. History—New 4-17-05, Amended

Editorial Note: Portions of this rule were copied from 62-782.450; and 62-785.450.

62-780.500 Emergency Response Action or Interim Source Removal.

(1) No change.

(2) Free Product Removal and Disposal.

(a) No change.

(b) The following passive and active methods of free product recovery may be implemented without requesting approval from the Department:

1. through 3. No change.

4. Fluid vacuum techniques (for example, vacuum pump trucks) or total fluid displacement pumps, as long as the technique used shall not smear or spread free product, or contaminate previously uncontaminated or less contaminated media. If this method is used for petroleum or petroleum product contamination sites (except sites subject to a BSRA), the volume of groundwater recovered shall not be greater than two times the volume of free product recovered, except that the first 1,000 gallons of the total fluid recovered per discharge are exempt from meeting the required ratio of groundwater to free product.

(c) In addition to the free product recovery methods specified in paragraph 62-780.500(2)(b), F.A.C., the PRSR may evaluate, propose, and submit other product recovery methods to the Department for approval prior to implementation. The submittal, as an Interim Source Removal Proposal, shall include the results of the evaluation performed to determine the potential for product smearing or spreading and the potential for air emissions. The free product recovery methods proposed may include:

1. No change.
2. Air/fluid extraction with air emissions treatment; ~~or~~
3. Excavation of soil saturated with non-aqueous phase liquid into, or below, the water table; ~~-~~
4. Recovery of petroleum or petroleum products that exceeds the water-to-product ratio indicated in subparagraph 62-780.500(2)(b)4., F.A.C.; or
5. On-site treatment and discharge of contaminated water that results from dewatering to excavate free product from below the water table, or on-site treatment and discharge of contaminated water that is separated from recovered free product.

(d) through (e) No change.

(f) Within the time frames and frequencies specified in Table A or the CAD, written notification of initiation of free product recovery shall be provided by the PRSR to the Department ~~on Form 62-780.900(2).~~

(g) Within the time frames and frequencies specified in Table A or the CAD, the PRSR shall submit to the Department for review an electronic copy of an Interim Source Removal Status Report documenting the recovery progress and summarizing all recovery activities for a specified period shall be submitted by the PRSR to the Department for review.

(3) Short-term Groundwater Recovery.

(a) The PRSR may, and for emergency response actions shall, if necessary to alleviate a threat to human health, public safety, or the environment, perform a short-term groundwater recovery event as an interim source removal activity. Groundwater recovery from well(s) within the plume with screened intervals that intercept the water table, with the intent of achieving cleanup progress, may be performed prior to Department approval of a Remedial Action Plan submitted pursuant to Rule 62-780.700, F.A.C., provided the following criteria are met:

1. No change.
2. The groundwater contamination has been established to be less than one-fourth (1/4) acre and confined to shallow aquifer well(s) with screened intervals that intercept the water table, such that the pumping of a shallow aquifer well(s) within the plume may result in the site meeting the No Further Action criteria of Rule 62-780.680, F.A.C., or the Natural Attenuation ~~with~~ Monitoring criteria of Rule 62-780.690, F.A.C.;
3. through 6. No change.

(b) Within the time frames and frequencies specified in Table A or the CAD, the PRSR shall submit to the Department for review an electronic copy ~~two copies~~ of an Interim Source Removal Status Report that documents the recovery progress and summarizes all recovery activities for a specified period.

(4) Interim Groundwater Remediation ~~Groundwater Recovery, Treatment, and Disposal.~~

(a) Prior to approval of a Remedial Action Plan prepared and submitted pursuant to Rule 62-780.700, F.A.C., when any of the criteria of subparagraphs 62-780.500(3)(a)2. through 4., F.A.C., are not met. (The PRSR may perform groundwater recovery and on-site treatment and disposal or any other means of interim in situ groundwater remediation, prior to the approval of a Remedial Action Plan prepared and submitted pursuant to Rule 62-780.700, F.A.C., provided the PRSR submits an Interim Source Removal Proposal that includes the same level of engineering detail as a Remedial Action Plan pursuant to Rule 62-780.700, F.A.C. Applicable sections shall be signed and sealed pursuant to Rule 62-780.400, F.A.C.

(b) No change.

(c) Within the time frames and frequencies specified in Table A or the CAD, the PRSR shall submit to the Department for review an electronic copy ~~two copies~~ of an Interim Source Removal Status Report documenting the recovery progress and summarizing all recovery activities for a specified period.

(5) Soil and Sediment Removal, Treatment, and Disposal.

(a) The PRSR may, and for emergency response actions shall, excavate contaminated soil or contaminated sediment for proper treatment or proper disposal as an interim source removal activity provided the following criteria are met:

1. through 3. No change.
4. When a soil vacuum extraction system is necessary to abate an imminent threat to human life, health, or safety within a structure or utility conduit, then the vacuum extraction system shall be designed and operated only to abate the imminent threat. The Department shall be notified, within 24 hours, of the imminent threat and the intent to use a soil vacuum extraction system. The air emissions monitoring and frequency of monitoring shall be performed pursuant to paragraphs 62-780.700(4)(a) and (11)(i) ~~(12)(i)~~, F.A.C.;
5. No change.
6. A determination shall be made as to whether or not the contaminated soil or sediment contains hazardous waste. If the soil or sediment is known to be contaminated by hazardous waste, listed in 40 CFR ~~C.F.R.~~ Part 261 Subpart D, testing is not required to make the determination. If the soil or sediment is not known to be contaminated with listed hazardous waste, but is contaminated with any of the toxic constituents identified in 40 CFR ~~C.F.R.~~ 261.24(b) (and the contamination does not result solely from manufactured gas plant waste), then USEPA Test Method 1311, Toxicity Characteristic Leaching Procedure (TCLP) and subsequent analysis of the leachate, shall be performed on a number of samples sufficient to determine whether or not the contaminated soil or sediment exceeds maximum concentrations for the toxicity characteristics. Pursuant to 40 CFR 261.4(b)(10), petroleum contaminated media and debris, associated with an underground storage tank system, that fail the test for the Toxicity Characteristic of 40 CFR 261.24 (Hazardous Waste Codes D018 and D043 only) are solid waste, not hazardous

waste. Contaminated soil associated with an underground storage tank system, which will be managed as solid waste, is not subject to the requirement that TCLP extraction and subsequent analysis of the leachate be performed. [Refer to the contaminated media guidelines referenced in subsection 62-780.100(6), F.A.C., for guidance in managing soil or sediment that contains hazardous waste.]; and

7. When excavated contaminated soil or sediment is temporarily stored or stockpiled ~~on-site~~ onsite, the soil or sediment shall be placed on an impermeable surface to prevent leachate infiltration and secured in a manner that prevents human exposure to contaminated soil or sediment and prevents soil or sediment exposure to precipitation that may cause surface runoff. Any excavation shall be secured to prevent entry by the public. Excavated contaminated soil [including excessively contaminated soil as defined in subsection 62-780.200(15), F.A.C.] may be returned to the original excavation when petroleum storage tank systems have been removed or replaced, and when contaminated soil is encountered during construction activities at a petroleum storage or dispensing facility, to be addressed later pursuant to Rule 62-780.700, F.A.C. The temporary storage or stockpiling of excavated contaminated soil or sediment shall not exceed 60 days, unless it is stockpiled on a right-of-way, in which case it shall be removed for proper treatment or proper disposal as soon as practical but no later than 30 days after excavation, or unless the excavated contaminated soil or sediment contains hazardous waste and a different time frame is authorized pursuant to Chapter 62-730, F.A.C. Excavated petroleum contaminated soil [including excessively contaminated soil as defined in subsection 62-780.200(15), F.A.C.] may be containerized in water tight drums and stored on-site for 90 days, after which time proper treatment or proper disposal of the contaminated soil shall occur, or it may be land farmed pursuant to paragraph 62-780.500(5)(b), F.A.C. The PRSR is advised that other federal or local laws and regulations may apply to these activities.

(b) Land farming of soil contaminated by petroleum products is allowed, provided the land farming operation is located on the same property as the source of contaminated soil unless it is land farmed at a permitted stationary facility. The following criteria shall be met for contaminated soil land farmed on the source property:

1. The land farm operation shall be at least 200 feet from any residence, school, or park;
2. An area large enough to spread the soil to a thickness of 6 to 12 inches shall be available;
3. The land farming area shall be secured in a manner that prevents entry by the public and prevents human exposure to contaminated soil;
4. The materials used to construct the land farm treatment area shall withstand the rigors of the land farming and weather;

5. The land farmed soil shall be placed over an impermeable liner or surface, and surrounded at all times by an impermeable liner supported by berms;

6. The land farmed soil shall be tilled at least biweekly;

7. The land farmed soil shall be covered when not being tilled to prevent water from entering or leaving the area;

8. A monitoring and sampling program shall be established to evaluate the effectiveness of the land farming operation and the effect on the environment, including monitoring of groundwater to confirm leaching is not occurring and of off-gas emissions for air regulatory compliance. Before the land farming operation commences, the PRSR shall submit to the Department for review the monitoring and sampling program, design specifications of the treatment area, and types and amounts of any proposed additives to the soil, to demonstrate that the objectives of this subparagraph will be met. Prior approval is not required for quantities less than 20 cubic yards, but the design specifications and results of the monitoring and sampling program shall be submitted in the Interim Source Removal Report;

9. Land farming of soil is limited to 180 days, at the end of which time proper disposal is required except if written approval pursuant to the provisions of subsection 62-780.790(3), F.A.C., to exceed this time frame is obtained from the Department; and

10. Land farmed soil that does not exceed the lower of the direct exposure residential CTLs and leachability based on groundwater criteria CTLs specified in Chapter 62-777, F.A.C., Table II may be disposed on-site or off-site. The PRSR is advised that other federal or local laws and regulations may apply to these activities. Land farmed soil that exceeds the applicable CTLs specified in Chapter 62-777, F.A.C., Table II shall not be disposed or returned to the original excavation without obtaining approval from the Department.

(c)(b) Consistent with the goals set forth in Section 403.061(33), F.S., the Department encourages treatment over disposal options to address contaminated soil.

(d)(e) Soil or sediment treatment, storage, or disposal techniques not authorized by applicable rules of the Department require approval in an Interim Source Removal Proposal submitted pursuant to paragraph 62-780.500(5)(e)(d), F.A.C., or in a Remedial Action Plan submitted pursuant to Rule 62-780.700, F.A.C.

(e)(d) The Interim Source Removal Proposal shall include the information outlined in subsections 62-780.700(3) and (4), F.A.C., as applicable.

(f)(e) The Department shall:

1. Provide the PRSR with written approval of the Interim Source Removal Proposal submitted pursuant to paragraph 62-780.500(5)(e)(d), F.A.C.; or

2. Notify the PRSR in writing, stating the reason(s) why the Interim Source Removal Proposal does not contain information adequate to support the selection of an alternative soil or sediment treatment or disposal technique.

(6) Authorization or receipt of approval pursuant to Rule 62-780.500, F.A.C., does not relieve the PRSR from the obligation to comply with other Department rules (for example, Chapters 62-701 and 62-730, F.A.C.) for product recovery, product disposal, groundwater recovery, or the handling, storage, disposal, or treatment of contaminated media. [Refer to the contaminated media guidelines referenced in subsection 62-780.100(6), F.A.C., for guidance on management of environmental media that contain hazardous waste.] The PRSR is advised that other federal or local laws and regulations may apply to these activities.

(7) Interim Source Removal Report.

(a) Within the time frames specified in Table A or the CAD, the PRSR shall submit an electronic copy two copies of an Interim Source Removal Report ~~shall be submitted by the PRSR~~ to the Department for review. If analytical results obtained pursuant to subparagraphs 62-780.500(3)(a)6., 62-780.500(5)(a)5., and 62-780.600(5)(m)3. ~~62-780.600(5)(l)3.~~, F.A.C., as applicable, after completion of the interim source removal, demonstrate that the No Further Action criteria of subsection 62-780.680(1), F.A.C., are met, a Site Assessment Report pursuant to subsection 62-780.600(7), F.A.C., may be submitted in lieu of an Interim Source Removal Report. The Interim Source Removal Report shall contain the following information in detail, as applicable:

1. through 12. No change.

13. A scaled site map (including a graphical representation of the scale used) that shows the locations and results of confirmatory soil or sediment samples in relation to the area of the soil or sediment removal; ~~and~~

14. Documentation or certification that confirms the proper treatment or proper disposal of the non-aqueous phase liquids, contaminated groundwater, contaminated soil, or contaminated sediment, including disposal manifests for non-aqueous phase liquids or hazardous waste, and a copy of the documentation or certification of treatment or acceptance of the contaminated soil or contaminated sediment; ~~and~~.

15. For land farmed soil, a copy of the pre-treatment and post-treatment analytical results.

(b) No change.

(8) If the Interim Source Removal Report is incomplete in any respect, or is insufficient to satisfy the criteria of paragraph 62-780.500(7)(a), F.A.C., the Department shall inform the PRSR pursuant to subparagraph 62-780.500(7)(b)2., F.A.C., and the PRSR shall submit to the Department for review an electronic copy two copies of an Interim Source Removal Report Addendum that addresses the deficiencies within 60 days after receipt of the notice.

(9) If the interim source removal is performed after submittal of the Site Assessment Report, the PRSR shall submit to the Department for review an electronic copy two copies of a Site Assessment Report Addendum that updates the Site Assessment Report by summarizing the interim source removal activities and all sampling results obtained after submittal of the Site Assessment Report, and that includes a recommendation pursuant to paragraph 62-780.600(8)(b), F.A.C.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.3078(9), 376.81 FS. Law Implemented 376.3071, 376.30701, 376.30711, 376.3078(4), 376.3078(9), 376.81 FS. History—New 4-17-05, Amended _____.

Editorial Note: Portions of this rule were copied from 62-770.300. Formerly 17-70.006 and Formerly 17-770.300; 62-782.500; and 62-785.500.

62-780.550 Nonpetroleum De Minimis Discharges.

(1) A discharge of pollutants or hazardous substances other than petroleum or petroleum products as defined in Section 376.301, F.S., that is removed from the soil, sediment, surface water, and groundwater to CTLs or background concentrations pursuant to subsection 62-780.680(1), F.A.C., within a period of 30 days from the discovery of the discharge is considered de minimis.

(2)(4) Nonpetroleum de De minimis discharges shall be addressed in an interim source removal and shall be subject to the applicable requirements of Rule 62-780.500, F.A.C., except for the notification and reporting requirements of that section. De minimis discharges also shall be exempt from and the notification requirements of subsection 62-780.220(1), F.A.C. De minimis discharges of drycleaning solvents shall not be exempt from the reporting requirements of subsection 62-780.210(2), F.A.C.

(3)(2) The PRSR shall maintain records of the actions that were taken in response to the discharge including the information required pursuant to paragraph 62-780.500(7)(a), F.A.C., for five years from the date of the discharge. The records shall be made available to the Department upon request.

Rulemaking Specific Authority 376.30701, 376.3078(4), 376.81 FS. Law Implemented 376.30701, 376.3078(4), 376.81 FS. History—New 4-17-05, Amended _____.

62-780.560 Petroleum or Petroleum Product De Minimis Discharges.

(1) Discharges of petroleum or petroleum products of less than 25 gallons onto a pervious surface are considered de minimis discharges and are exempt from the notification requirements of subsection 62-780.220(1) and Rule 62-780.500, F.A.C., as long as the discharge is removed and properly treated or properly disposed, or otherwise remediated.

pursuant to the applicable provisions of Rule 62-780.500, F.A.C., so that CTLs or background concentrations pursuant to subsection 62-780.680(1), F.A.C., are achieved.

(2) Discharges of petroleum or petroleum products of 25 to 500 gallons onto a pervious surface that are not associated with a regulated petroleum storage system and have not impacted groundwater, and for which the FDEP Office of Emergency Response oversees the response actions, are considered de minimis discharges if at the conclusion of the emergency response action, CTLs or background concentrations pursuant to subsection 62-780.680(1), F.A.C., are achieved. These de minimis discharges shall be addressed as an interim source removal and shall be subject to the applicable requirements of Rule 62-780.500, F.A.C., including notification and reporting. If the information presented in the Interim Source Removal Report confirms that no contamination remains at the conclusion of the emergency response action, the Department will indicate in writing that information provided on a Discharge Reporting Form, incorporated in Rule 62-761.900, F.A.C. [Form Number 62-761.900(1)], or other discharge record will no longer be tracked by the Division of Waste Management and that no other site rehabilitation requirements of this chapter are required to be followed.

Rulemaking Authority 376.303, 376.3071 FS. Law Implemented 376.303, 376.3071 FS. History—New _____.

62-780.600 Site Assessment.

(1) For all sites except brownfield sites, unless the discharge is a de minimis discharge addressed pursuant to the requirements of Rule 62-780.550 or 62-780.560, F.A.C., the PRSR shall commence a site assessment within 60 days after a discharge is discovered. For purposes of a site assessment, “commence” means that the PRSR has employed or contracted with a professional engineer or geologist to design, implement, and complete the requirements of this section, and has given the professional the authority to proceed with the required work. The PRSR shall conduct the site assessment in accordance with the requirements of this rule and the time frames of Table A or the CAD, if applicable. For brownfield sites, because site assessment or assessment activities may have already been completed at a brownfield site or sites within a designated brownfield area prior to the execution of a BSRA, a PRSR may choose to submit to the Department for review the associated assessment documents as its Site Assessment Report pursuant to subsection 62-780.600(8), F.A.C. If site assessment work is necessary to define the nature and extent of contamination at a brownfield site or sites within a designated brownfield area, the site assessment shall be completed in accordance with the time frames specified in the BSRA.

(2) No change.

(3) The objectives of the site assessment shall be the following, as applicable:

(a) through (b) No change.

(c) To determine or confirm the origin(s) of the source(s) of contamination, if technologically feasible. For discharges of petroleum or petroleum products, to determine or confirm the source(s) of contamination to the extent practicable and to estimate the volume of petroleum or petroleum products that was released. That confirmation shall include a determination of the structural integrity, in accordance with the testing procedures specified in Chapters 62-761 and 62-762, F.A.C., of any petroleum storage tank system that exists at the property and is likely to be the source of the contamination;

(d) through (g) No change.

(h) To determine by means of a well survey whether any public water supply wells, as defined in Chapter 62-550, F.A.C., are present within a one-half mile radius of the site, whether the site is located within the regulated wellhead protection zone of a public water supply well or well field, and whether any private water supply wells (including potable, irrigation, and industrial wells) are present within a one-quarter mile radius of the site, unless the site meets the No Further Action criteria of subsection 62-780.680(1), F.A.C. If contamination beyond the boundaries of the property at which site rehabilitation was initiated pursuant to this chapter is discovered at any time, within 60 days of such discovery the PRSR shall conduct the well survey pursuant to paragraph 62-780.600(5)(o) ~~62-780.600(5)(n)~~, F.A.C., and submit a report to the Department and to the County Health Department that provides the results of the well survey in accordance with the requirements of subparagraphs 62-780.600(8)(a)10. and 62-780.600(8)(a)11., F.A.C., and that provides the results of any required sampling pursuant to paragraph 62-780.600(5)(p) ~~62-780.600(5)(o)~~, F.A.C., based on the results of the well survey. These results shall include a listing of the sampled wells, the rationale for their selection, the contaminants analyzed, and the analytical results;

(i) No change.

(j) To report any off-property offsite activities (for example, dewatering, active remediation, or flood control pumping) in the immediate vicinity of the site that may have an effect on the groundwater flow at the site, unless the site meets the No Further Action criteria of subsection 62-780.680(1), F.A.C.; and

(k) No change.

(4) The analyses for contaminants in surface water, groundwater, soil, and sediment samples, as applicable, shall be performed using the appropriate analytical procedures referenced or listed in Chapter 62-160, F.A.C. The initial analyses of contaminants, including their reaction and degradation products, shall be based on the site history.

(a) For discharges of drycleaning solvents, analyses shall be performed for the applicable contaminants of concern listed in Table B of this chapter.

(b) For discharges of petroleum or petroleum products, analyses shall be performed for the applicable contaminants of concern listed in Table B of this chapter, as follows:

1. If petroleum product discharges are from the Gasoline or Kerosene Analytical Groups, analyses shall be performed as described in Table C, except that:

a. If the site is anticipated to meet the No Further Action criteria of Rule 62-780.680, F.A.C., and the site is contaminated by products solely from the Gasoline Analytical Group, analytical screening of the monitoring wells for Benzene, Ethylbenzene, Toluene, total Xylenes, MTBE, and PAHs (using applicable methods in Table C) may be performed; or

b. If the site is anticipated to meet the No Further Action criteria of Rule 62-780.680, F.A.C., and the site is contaminated by products from the Kerosene Analytical Group, analytical screening of the monitoring wells for Benzene, Ethylbenzene, Toluene, total Xylenes, MTBE, PAHs, and TRPHs (using applicable methods in Table C) may be performed.

2. If petroleum product discharges are from used oil, from an identified product not listed in the Gasoline or Kerosene Analytical Groups, or from a product for which the specific identity is unknown, analyses shall be performed as described in Table D.

3. If the contamination is derived from petroleum, analyses shall be performed as described in Table E.

(5) The site assessment shall include tasks that are necessary to achieve objectives described in subsection 62-780.600(3), F.A.C., and include the following, as applicable:

(a) through (b) No change.

(c) Sampling of soil from the unsaturated zone for the following criteria, as applicable:

1. Appropriate laboratory analyses to determine the degree and extent of soil contamination and, as applicable, the background concentrations. Soil samples shall be collected from a sufficient number of locations in the unsaturated zone based on the horizontal and vertical extent of contamination. Samples shall be collected at two-foot intervals unless the sampling intervals are adjusted, as necessary, to account for factors such as discrete variations in the lithology, depth to the water table, the point of discharge, and the chemical and physical properties of the contaminants. If a surficial discharge of metals or semi-volatile organic compounds is known or suspected, the sampling intervals shall be as follows: land surface to six inches, six inches to two feet, and two-foot intervals thereafter to the extent necessary to define the soil contamination. If the 95 percent Upper Confidence Limit (UCL) approach pursuant to subparagraphs

62-780.680(1)(b)1., 62-780.680(2)(b)1., and 62-780.680(3)(b)1., F.A.C., is utilized, the soil sampling shall be sufficient to identify the area(s) of highest contaminant concentrations and to allow the calculation of an exposure unit average concentration. [Refer to the technical report referenced in subsection 62-780.100(2), F.A.C., for guidance.];

2. through 5. No change.

(d) Sampling of undisturbed soil above and below the water table using hand augers, hollow stem augers with split spoons or Shelby tubes, direct push technology, or other available technologies to obtain information on site stratigraphy and nonaqueous phase liquids entrapped below the water table, to determine geotechnical parameters and vertical hydraulic conductivity of confining or semi-confining zones, and to assess the appropriateness of natural attenuation ~~with~~ monitoring;

(e) through (f) No change.

(g) Use of visual observations to determine whether soil contaminated or saturated with used oil is present. If the presence of soil contaminated or saturated with used oil is identified, then at least one grab sample from the most visibly stained area shall be collected for analyses for the used oil parameters as listed in Table D. If no visual signs of contamination are identified, then a soil sample for laboratory analyses is not required unless used oil contamination was previously reported, in which case one grab sample shall be collected for laboratory analyses from the location where used oil contamination was identified in the past, and shall be analyzed for VOHs, PAHs, TRPHs, PCBs, arsenic, cadmium, chromium, and lead. If soil visually stained or saturated with used oil is excavated pursuant to paragraph 62-780.500(5)(a), F.A.C., then at least one grab sample from the bottom of the excavation (if the water table was not reached) and at least one grab sample from the wall of the excavation at an equivalent depth to the stained or saturated soil that was removed, shall be collected for analyses. Sample(s) shall be analyzed for the contaminants detected in the sample collected from the most visibly stained area or in the sample(s) collected for disposal purposes, to confirm that all contaminated soil was removed.

(g) through (i) renumbered (h) through (j) No change.

(k)(j) Survey of every top-of-casing to the National Geodetic Vertical Datum (NGVD) of 1929 or to the North American Vertical Datum (NAVD) of 1988 or, for petroleum or petroleum product discharges, to a single benchmark of an arbitrary elevation. If the latter option is used, the survey shall be completed by closing the loop for each pair of adjacent monitoring wells or piezometers or with the first top-of-casing surveyed;

~~(l)(k)~~ No change.

(m)(k) Sampling of monitoring wells for the appropriate laboratory analyses, with the most recent sampling of representative monitoring wells having occurred no more than

270 days prior to Site Assessment Report submittal, to determine the degree and extent of groundwater contamination and the background concentrations, if applicable, such that:

1. Drill cuttings and drilling mud generated during monitoring well installation shall be handled and disposed of in such a manner that contamination is not spread into previously uncontaminated or less contaminated media. Authorization pursuant to this rule does not relieve the PRSR from the obligation to comply with other Department rules (for example, Chapters 62-701 ~~and~~; 62-730, ~~62-770, 62-782, and 62-785~~, F.A.C.) for handling and disposal of contaminated media. [Refer to the contaminated media guidelines referenced in subsection 62-780.100(6), F.A.C., for guidance.] The PRSR is advised that other federal or local laws and regulations may apply; and

2. Development water and purge water shall be handled and disposed of in such a manner that contamination is not spread into previously uncontaminated or less contaminated media. Authorization pursuant to this rule does not relieve the PRSR from the obligation to comply with other Department rules (for example, Chapters 62-701 ~~and~~; 62-730, ~~62-770, 62-782, and 62-785~~, F.A.C.) for handling and disposal of contaminated media. [Refer to the contaminated media guidelines referenced in subsection 62-780.100(6), F.A.C., for guidance.] The PRSR is advised that other federal or local laws and regulations may apply; and

3. No change.

(m) through (q) renumbered (n) through (r) No change.

~~(s)(†)~~ Review of historical land use records and existing aerial photographs to determine past uses of the property(ies) and location(s) of previous storage systems; ~~and~~

(t) Performance of a professional land survey of a petroleum contamination site in order to develop an accurate base map, if the Department determines that the site map provided in a report is not accurate; and

~~(u)(§)~~ No change.

(6) No change.

(7) Within the time frames specified in Table A or the CAD, the PRSR shall submit to the Department for review an electronic copy ~~two copies~~ of a Site Assessment Report (that may reference previously submitted documents) ~~for review~~.

(8) The Site Assessment Report shall:

(a) Summarize all tasks that were completed pursuant to subsections 62-780.600(3), (4), and (5), F.A.C., and summarize the results obtained. All maps shall indicate the North direction, be drawn to scale, and include a graphical representation of the scale used. The following shall be included, when applicable, to the discharge(s) being assessed:

1. through 2. No change.

3. A vicinity map that shows pertinent features, such as local drainage features, land cover, property boundaries, supply wells and, particularly, any potential off-property ~~off site~~ sources of contamination identified during the

assessment (if applicable and available, FDEP identification numbers shall be provided). If the PRSR prefers, aerial photographs may be submitted to complement the vicinity map. If the subject site meets the No Further Action criteria of subsection 62-780.680(1), F.A.C., a vicinity map is not required;

4. One or more scaled site maps that show pertinent surface and subsurface features such as buildings, former and current tank farms, integral piping, dispensers, utilities, sewers, floor drains, drain lines, above and underground structures, and storage areas, monitoring wells, land cover, streets, rights-of-way, locations and elevations (if significantly different) of property boundaries and surrounding properties, present in the immediate vicinity of the contamination;

5. through 6. No change.

7. Data and calculations used to determine the top-of-casing elevations and the accuracy of the survey performed pursuant to paragraph 62-780.600(5)(k) ~~62-780.600(5)(j)~~, F.A.C.;

8. through 16. No change.

17. At least two cross-sections relative to NGVD of 1929 or NAVD of 1988 or, for petroleum or petroleum product discharges, to a single benchmark of an arbitrary elevation, that illustrate the site-specific stratigraphy and approximate concentrations of applicable contaminants;

18. through 19. No change.

20. One or more scaled site maps that show all soil sampling locations for field screening or laboratory analyses, in relation to the former and current sources of contamination and any excavated areas, and that illustrate the horizontal and vertical extent of unsaturated zone soil contamination when soil contamination is detected;

21. through 22. No change.

23. A table that is updated any time additional piezometers, monitoring wells, or recovery wells are installed and that summarizes the well construction details (including the top-of-casing elevation referenced to NGVD of 1929 or NAVD of 1988 or, for petroleum or petroleum product discharges, to a single benchmark of an arbitrary elevation, depth of the top of the screen below land surface, total depth and screen length, and ground surface elevation referenced to NGVD of 1929 or NAVD of 1988 or, for petroleum or petroleum product discharges, to a single benchmark of an arbitrary elevation) of all monitoring wells (including storage tank compliance wells or other compliance wells required by permit), piezometers, and recovery wells;

24. through 28. No change.

(b) Summarize conclusions regarding site assessment objectives outlined in subsection 62-780.600(3), F.A.C., and include one of the following:

1. No change.

2. A Natural Attenuation ~~with~~ Monitoring Plan may be included if the site meets the Natural Attenuation ~~with~~ Monitoring criteria of Rule 62-780.690, F.A.C.;

3. A recommendation to prepare a ~~R~~isk ~~A~~ssessment or a Risk Assessment ~~W~~ork ~~P~~lan shall be included if the PRSR chooses to justify alternative CTLs using risk assessment studies demonstrating that human health, public safety, and the environment are protected to at least the same degree provided by the CTLs referenced in this chapter. The work plan shall include a schedule for completion of a ~~R~~isk ~~A~~ssessment and documentation adequate to support the request to do one or more of the task elements of subsection 62-780.650(1), F.A.C., and shall specify the parameters or exposure assumptions that will be used to develop the alternative CTLs pursuant to Rule 62-780.650, F.A.C.; or

4. No change.

(9) The Department shall:

(a) Provide the PRSR with written approval of the Site Assessment Report and:

1. If the No Further Action Proposal is approved, with a Site Rehabilitation Completion Order as referenced in subsection 62-780.680(7), F.A.C.;

2. If the Natural Attenuation ~~with~~ Monitoring Plan is approved, with a Natural Attenuation ~~with~~ Monitoring Plan Approval as referenced in paragraph 62-780.690(5)(a), F.A.C.;

3. If the Risk Assessment ~~W~~ork ~~P~~lan or the recommendation to prepare a Risk Assessment is approved, with a written notification that the Risk Assessment shall be prepared pursuant to Rule 62-780.650, F.A.C.; or

4. If the recommendation to prepare a Remedial Action Plan is approved, with a written notification that the Remedial Action Plan shall be prepared pursuant to Rule 62-780.700, F.A.C.; or

(b) No change.

(10) If the Site Assessment Report is incomplete in any respect, or is insufficient to satisfy the objectives of subsection 62-780.600(3), F.A.C., the Department shall inform the PRSR pursuant to paragraph 62-780.600(9)(b), F.A.C., and the PRSR shall submit to the Department for review an electronic copy ~~two copies~~ of a Site Assessment Report Addendum that addresses the deficiencies within 60 days after receipt of the notice.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. History—New 4-17-05, Amended _____.

Editorial Note: Portions of this rule were copied from 62-770.600. Formerly 17-70.008 and Formerly 17-770.600; 62-782.600; and 62-785.600.

62-780.610 Fate and Transport Model and Statistical Method Requirements.

(1) Fate and Transport Models.

(a) No change.

(b) Fate and transport models not listed in the ASTM document referenced in subsection 62-780.100(4), F.A.C., or on the list of approved fate and transport models maintained by the Department, may be submitted to the Department for approval and for inclusion on the list of approved fate and transport models maintained by the Department. ~~To be considered for approval by the Department, documentation that adequately demonstrates that the above criteria have been met shall be submitted to the Bureau of Waste Cleanup, 2600 Blair Stone Road, MS 4505, Tallahassee, Florida 32399-2400.~~ Any such request for Department approval shall set forth at a minimum the following information:

1. through 9. No change.

(2) Statistical Methods.

(a) No change.

(b) Statistical methods not on the list of approved statistical methods maintained by the Department may be submitted to the Department for approval and for inclusion on the list of approved statistical methods maintained by the Department. ~~To be considered for approval by the Department, documentation that adequately demonstrates that the above criteria have been met shall be submitted to the Bureau of Waste Cleanup, 2600 Blair Stone Road, MS 4505, Tallahassee, Florida 32399-2400.~~ Any such request for Department approval shall set forth at a minimum the following information:

1. through 9. No change.

(3) through (5) No change.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. History—New 4-17-05, Amended _____.

Editorial Note: Portions of this rule were copied from 62-770.610; 62-782.610; and 62-785.610.

62-780.650 Risk Assessment.

(1) During the risk assessment process, the PRSR is encouraged to have discussions with the Department at various decision points to establish applicable exposure factors, relevant receptors, and risk management options based on the current and projected land use(s) at the site. If a risk assessment is performed, the following risk assessment task elements shall be performed, as appropriate:

(a) through (c) No change.

(d) A justification for apportioned alternative CTLs, as applicable, for groundwater or soil. The justification for the alternative CTLs shall be based upon the site-specific characteristics affecting the site. In establishing the alternative CTLs for groundwater or soil, the following factors shall be used, as applicable: calculations using a lifetime excess cancer risk level of 1.0E-6 and a hazard index of 1 ~~or less~~, and (for groundwater only) nuisance, organoleptic, and aesthetic

considerations. However, the Department shall not require site rehabilitation to achieve a CTL for an individual contaminant that is more stringent than the site-specific background concentration for that contaminant or the best achievable detection limit for that contaminant. The justification shall be based on:

1. through 2. No change.

(2) Fate and transport models for contaminants may be employed, pursuant to Rule 62-780.610, F.A.C., to document that human health and environmental risks from the establishment of alternative CTLs are acceptable. If a fate and transport model for contaminants is used, the model shall be validated during subsequent monitoring to justify a No Further Action Proposal, or during natural attenuation ~~with~~ monitoring or active remediation monitoring, and adjusted as appropriate using empirical data as the data are obtained.

(3) Within the time frames specified in Table A or the CAD, the PRSR shall submit to the Department for review an electronic copy ~~three copies~~ of the Risk Assessment Report ~~for review~~.

(4) The Risk Assessment Report shall contain a description of the task elements undertaken, summarize the conclusions obtained, include the tables required pursuant to subparagraph 62-780.600(8)(a)27., F.A.C., updated as applicable, include a scaled site map for each contaminated medium, that illustrates the degree and extent of contamination (and, for groundwater, the flow direction), and include one of the following:

(a) No change.

(b) A Natural Attenuation ~~with~~ Monitoring Plan may be included if the site meets the Natural Attenuation ~~with~~ Monitoring criteria of Rule 62-780.690, F.A.C.; or

(c) No change.

(5) The Department shall:

(a) Provide the PRSR with written approval of the Risk Assessment Report and:

1. No change.

2. If the Natural Attenuation ~~with~~ Monitoring Plan is approved, with a Natural Attenuation ~~with~~ Monitoring Plan Approval as referenced in paragraph 62-780.690(5)(a), F.A.C.; or

3. No change.

(b) No change.

(6) If the Risk Assessment Report is incomplete in any respect, or is insufficient to satisfy the objectives set forth in subsection 62-780.650(4), F.A.C., the Department shall inform the PRSR pursuant to paragraph 62-780.650(5)(b), F.A.C., and the PRSR shall submit to the Department for review an electronic copy ~~three copies~~ of a Risk Assessment Report Addendum that addresses the deficiencies within 60 days after receipt of the notice.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81, 403.061, FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81, 403.021, 403.061, 403.062, FS. History—New 4-17-05, Amended _____.

Editorial Note: Portions of this rule were copied from 62-770.650; 62-782.650; and 62-785.650.

62-780.680 No Further Action and No Further Action with Controls.

(1) Risk Management Options Level I – A No Further Action without institutional controls or without institutional and engineering controls shall apply if the following conditions are met:

(a) through (b) No change.

(c) Contaminated groundwater is not present, as demonstrated by the analyses of groundwater samples collected from representative sampling locations (unless the Department has concurred that groundwater sampling is unnecessary based on the site-specific conditions), that show that criteria 1. and 2. are met:

1. Groundwater contaminant concentrations do not exceed the less stringent of:

a. The groundwater CTLs specified in Chapter 62-777, F.A.C., Table I groundwater criteria column, except that for brownfields, groundwater contaminant concentrations may exceed the groundwater CTLs derived from nuisance, organoleptic, or aesthetic considerations if the following additional criteria are met:

(I) Concentrations of contaminants meet all applicable health-based groundwater CTLs provided in Chapter 62-777, F.A.C., Table I groundwater criteria column, and Chapter 62-780, F.A.C., Table F, and if applicable, surface water CTLs pursuant to paragraph 62-780.680(1)(d), F.A.C.;

(II) The PRSR has demonstrated by a minimum of one year of groundwater monitoring data that groundwater concentrations at the property boundary do not, and will not, exceed the groundwater CTLs pursuant to subparagraph 62-780.680(1)(c)1. or 2., F.A.C., and, if applicable, the surface water CTLs pursuant to paragraph 62-780.680(1)(d), F.A.C.;

(III) The property has access to and is connected to an off-site water supply for domestic purposes and private wells are not used for domestic purposes. For purposes of this rule, “domestic purposes” means that the water is used for human consumption such as bathing, cooking, or drinking, and is provided through pipes or other constructed conveyances; and

(IV) The real property owner provides written acceptance of the No Further Action Proposal to the Department;

b. The background concentrations; or

c. The best achievable detection limits; and

2. Groundwater contaminant concentrations do not exceed the surface water CTLs specified in Chapter 62-777, F.A.C., Table I freshwater surface water criteria column or marine surface water criteria column, as applicable, if the site’s

groundwater ~~contaminant concentrations are~~ ~~contamination is~~ affecting or may potentially affect a surface water body based on monitoring well data, groundwater flow rate and direction, or fate and transport modeling;

(d) Contaminated surface water is not present, as demonstrated by the analyses of surface water samples collected from representative sampling locations (unless the Department has concurred that surface water sampling is unnecessary based on the site-specific conditions), that show that contaminant concentrations do not exceed the less stringent of:

1. The applicable surface water CTLs specified in Chapter 62-777, F.A.C., Table I freshwater surface water criteria column or marine surface water criteria column;
2. The background concentrations; or
3. The best achievable detection limits; ~~and~~.

(e) Contaminated sediment is not present, as demonstrated by the analyses of sediment samples collected from representative sampling locations (unless the Department has concurred that sediment sampling is unnecessary based on the site-specific conditions), or the concentrations of contaminants in sediment do not exceed the background concentrations.

(2) No change.

(3) Risk Management Options Level III – A No Further Action with institutional controls and, if appropriate, engineering controls shall apply if the controls are protective of human health, public safety, and the environment and are agreed to by the current real property owner(s) of all properties subject to the institutional or engineering controls. Fate and transport models, as defined in Rule 62-780.610, F.A.C., supported by a minimum of one year of monitoring data, may be utilized to justify the No Further Action Proposal. It shall be demonstrated to the Department that the following conditions are met for those contaminants that do not meet Risk Management Options Level I or Level II criteria of subsection 62-780.680(1) or 62-780.680(2), F.A.C.:

(a) No change.

(b) Alternative soil CTLs have been established by the PRSR and the following criteria are met for soil in the unsaturated zone:

1. No change.
2. One or more of the following criteria for leachability are met, as applicable:

a. No change.

b. Direct leachability testing results pursuant to subparagraph 62-780.600(5)(c)4., F.A.C., demonstrate that leachate concentrations do not exceed the alternative groundwater CTLs established pursuant to paragraph 62-780.680(3)(c) ~~62-780.680(3)(b)~~, F.A.C., and, if applicable, the appropriate surface water CTLs pursuant to paragraph 62-780.680(1)(d), F.A.C.;

c. through e. No change.

f. It has been demonstrated to the Department by a minimum of one year of groundwater monitoring data and, if applicable, fate and transport modeling results that, based upon the site-specific conditions, contaminants will not leach into the groundwater at concentrations that exceed the alternative groundwater CTLs established pursuant to paragraph 62-780.680(3)(c), F.A.C., and, if applicable, the appropriate surface water CTLs pursuant to paragraph 62-780.680(1)(d), F.A.C.; ~~and~~

(c) No change.

(4) Unless the No Further Action Proposal is included in a Site Assessment Report pursuant to subparagraph 62-780.600(8)(b)1., F.A.C., or a Risk Assessment Report pursuant to paragraph 62-780.650(4)(a), F.A.C., or a Site Rehabilitation Completion Report pursuant to subsection 62-780.690(10) or 62-780.750(6), F.A.C., the PRSR shall submit to the Department ~~for review an electronic copy two~~ ~~copies~~ of the No Further Action Proposal ~~for review~~ when the criteria for No Further Action have been met. The No Further Action Proposal shall include the tables required pursuant to subparagraph 62-780.600(8)(a)27., F.A.C., updated as applicable. Prior to approval of a No Further Action Proposal with an institutional control or an engineering control accompanied by an institutional control, documentation of the agreement with the real property owner(s) of all properties subject to the institutional or engineering controls shall be submitted to the Department.

(5) No change.

(6) If the No Further Action Proposal is incomplete in any respect, or is insufficient to satisfy the objectives of subsection 62-780.680(1), 62-780.680(2), or 62-780.680(3), F.A.C., the Department shall inform the PRSR pursuant to paragraph 62-780.680(5)(b), F.A.C., and the PRSR shall submit to the Department for review ~~an electronic copy two~~ ~~copies~~ of a revised No Further Action Proposal that addresses the deficiencies within 30 days after receipt of the notice. If the deficiencies are not timely corrected, or cannot be corrected, the PRSR shall submit to the Department for review, as appropriate, ~~an electronic copy two~~ ~~copies~~ of a Natural Attenuation ~~with~~ Monitoring Plan pursuant to Rule 62-780.690, F.A.C., or ~~an electronic copy two~~ ~~copies~~ of a Remedial Action Plan pursuant to Rule 62-780.700, F.A.C., within 60 days after receipt of the notice.

(7) No change.

(8) Prior to the Department's approval of a No Further Action Proposal with institutional controls or with institutional and engineering controls, the PRSR shall provide constructive notice of the Department's intent for such approval ~~in accordance with subsection 62-780.220(7), F.A.C. to the local government(s) with jurisdiction over the property(ies) subject to the institutional control, to real property owner(s) of any property subject to the institutional control, and to residents of any property subject to the institutional control. The PRSR~~

~~shall provide the Department with proof of such notice that meets the requirements of subsections 62-110.106(5), (8), and (9), F.A.C., except that the notice shall be prepared and published by the PRSR within 30 days after the Department's conditional approval of the No Further Action Proposal with institutional controls. The notice shall provide the local government(s) with jurisdiction over the property(ies) subject to the institutional control, real property owners of any property subject to the institutional control, and residents of any property subject to the institutional control, the opportunity to comment to the Department within 30 days after receipt of the notice of the Department's intent of approval. Where subsection 62-110.106(8), F.A.C., requires a description of the agency action proposed, the notice shall contain "to issue a Site Rehabilitation Completion Order with institutional controls for a contaminated site." Additionally, the notice of rights language shall be replaced with "Local governments, real property owner(s) of any property subject to the institutional control, and residents of any property subject to the institutional control have 30 days from publication of this notice to provide comments to the Department." The notice also shall provide the appropriate mailing address to which comments should be sent.~~

(9) No change.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81, 403.061, 403.0877 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. History—New 4-17-05, Amended.

Editorial Note: Portions of this rule were copied from 62-770.680; 62-782.680; and 62-785.680.

62-780.690 Natural Attenuation ~~with~~ Monitoring.

(1) Natural Attenuation ~~with~~ Monitoring is an allowable strategy for site rehabilitation depending on the individual site characteristics, provided human health, public safety, and the environment are protected. The individual site characteristics may include the current and projected use of the affected groundwater and surface water in the vicinity of the site, the current and projected land use of the area affected by the contamination, the exposed population, the location of the plume, the degree and extent of contamination, the rate of migration of the plume, the apparent or potential rate of degradation of contaminants through natural attenuation, and the potential for further migration in relation to the site's property boundary. Fate and transport models as defined in Rule 62-780.610, F.A.C., may be utilized to support the appropriateness of natural attenuation ~~with~~ monitoring. Natural attenuation ~~with~~ monitoring is allowable provided the following criteria are met:

(a) through (e) No change.

(f) One of the following is met:

1. The site is anticipated to ~~meet~~ achieve the applicable No Further Action criteria of Rule 62-780.680, F.A.C., as a result of natural attenuation in five years or less, the background concentrations or the applicable CTLs are not exceeded at the temporary point of compliance as established pursuant to subsection 62-780.690(2) or 62-780.690(3), F.A.C., and contaminant concentrations do not exceed the criteria specified in Chapter 62-777, F.A.C., Table V; or

2. If the criteria of subparagraph 62-780.690(1)(f)1., F.A.C., are not met, the appropriateness of natural attenuation ~~with~~ monitoring may be demonstrated by the following:

a. through c. No change.

(2) Provided human health, public safety, and the environment are protected, the point of compliance may be temporarily moved from the source of the contamination.

(a) through (b) No change.

(c) The temporary point of compliance may extend beyond the property boundary when accompanied by monitoring, if such extension is needed to facilitate monitoring of natural attenuation or to address the current conditions of the plume, provided human health, public safety, and the environment are protected. If the point of compliance is proposed to be temporarily extended beyond the property boundary, it cannot be extended further than the lateral extent of the plume at the time of execution of a CAD cleanup agreement, if known, or the lateral extent of the plume as defined at the time of the approved site assessment. Prior to the Department authorizing a temporary extension of the point of compliance beyond the property boundary, the PRSR shall provide notice and an opportunity to comment pursuant to subsection 62-780.220(3), F.A.C.

(d) Pursuant to subsection 62-780.220(4), F.A.C., ~~a~~Additional notice concerning the status of the natural attenuation processes shall be similarly provided every five years to persons receiving notice pursuant to paragraph 62-780.690(2)(c), F.A.C.

(3) No change.

(4) If the criteria of subsection 62-780.690(1), F.A.C., are met, a Natural Attenuation ~~with~~ Monitoring Plan, prepared pursuant to subsection 62-780.690(8), F.A.C., may be submitted. Unless the Natural Attenuation ~~with~~ Monitoring Plan is included in a Site Assessment Report pursuant to subparagraph 62-780.600(8)(b)2., F.A.C., or in a Risk Assessment Report pursuant to paragraph 62-780.650(4)(b) ~~62-780.650(3)(b)~~, F.A.C., the PRSR shall submit to the Department for review an electronic copy two copies of the Natural Attenuation ~~with~~ Monitoring Plan ~~for review~~.

(5) The Department shall:

(a) Provide the PRSR with written approval of the Natural Attenuation ~~with~~ Monitoring Plan; or

(b) Notify the PRSR in writing, stating the reason(s) why the Natural Attenuation ~~with~~ Monitoring Plan does not contain information adequate to support the conclusion that the applicable Natural Attenuation ~~with~~ Monitoring criteria of Rule 62-780.690, F.A.C., have been met.

(6) If the Natural Attenuation ~~with~~ Monitoring Plan is incomplete in any respect, or is insufficient to satisfy the criteria of subsection 62-780.690(1), F.A.C., the Department shall inform the PRSR pursuant to paragraph 62-780.690(5)(b), F.A.C., and the PRSR shall submit to the Department for review an electronic copy ~~two copies~~ of a revised Natural Attenuation ~~with~~ Monitoring Plan that addresses the deficiencies within 30 days after receipt of the notice. If the deficiencies are not timely corrected, or cannot be corrected, the PRSR shall, as appropriate, continue the implementation of the approved Remedial Action Plan or submit to the Department for review an electronic copy ~~two copies~~ of a Remedial Action Plan pursuant to Rule 62-780.700, F.A.C., within 60 days after receipt of the notice.

(7) If the Natural Attenuation ~~with~~ Monitoring Plan meets the criteria of subsection 62-780.690(1), F.A.C., a Natural Attenuation ~~with~~ Monitoring Plan approval shall be issued. The objective of the monitoring program shall be to meet the applicable No Further Action criteria of Rule 62-780.680, F.A.C.

(8) The monitoring program shall be performed as specified in the Natural Attenuation Monitoring Plan approval, as follows:

(a) No change.

(b) The designated monitoring wells shall be sampled for analyses of applicable contaminants no more frequent than quarterly, as specified in the Natural Attenuation ~~with~~ Monitoring Plan approval;

(c) Water-level measurements in all designated wells and piezometers shall be made within 24 hours of initiating each sampling event;

(d) Within the time frames specified in Table A or the CAD, the PRSR shall submit to the Department for review an electronic copy ~~two copies~~ of a Natural Attenuation ~~with~~ Monitoring Report. The report shall include the analytical results (laboratory report), chain of custody record form [Form 62-780.900(2) ~~62-780.900(3)~~ or an equivalent chain of custody form that includes all the items required by Form 62-780.900(2) ~~62-780.900(3)~~], the tables required pursuant to subparagraph 62-780.600(8)(a)27., F.A.C., updated as applicable, site maps that illustrate the analytical results, and the water-level elevation information (summary table and flow map);

(e) If analyses of groundwater samples indicate that concentrations of applicable contaminants exceed any action levels specified in the Natural Attenuation ~~with~~ Monitoring Plan approval, the well or wells shall be resampled no later than 30 days after the initial positive result is known. If the

results of the resampling confirm that the applicable action levels are exceeded, then the monitoring report referenced in paragraph 62-780.690(8)(d), F.A.C., shall be signed and sealed by an appropriate registered professional pursuant to Rule 62-780.400, F.A.C., and shall include a proposal to:

1. Perform a supplemental site assessment and submit a supplemental Site Assessment Report pursuant to Rule 62-780.600, F.A.C.;

2. Continue the implementation of the approved Natural Attenuation ~~with~~ Monitoring Plan; or

3. Prepare and submit a Remedial Action Plan pursuant to Rule 62-780.700, F.A.C.

(f) As specified in the approved Natural Attenuation Monitoring Plan ~~On an annual basis~~, the analytical data shall be evaluated in reference to the expected reductions in contaminant concentrations in monitoring wells pursuant to subparagraph 62-780.690(1)(f)1., F.A.C., or sub-subparagraph 62-780.690(1)(f)2.b., F.A.C., as applicable, to verify progress of site rehabilitation by natural attenuation. If the ~~annual~~ rate of expected cleanup progress is not achieved, then the monitoring report referenced in paragraph 62-780.690(8)(d), F.A.C., shall be signed and sealed by an appropriate registered professional pursuant to Rule 62-780.400, F.A.C., and shall include a proposal to:

1. Perform a supplemental site assessment and submit a supplemental Site Assessment Report pursuant to Rule 62-780.600, F.A.C.;

2. Continue the implementation of the approved Natural Attenuation ~~with~~ Monitoring Plan; or

3. Prepare and submit a Remedial Action Plan pursuant to Rule 62-780.700, F.A.C.; and

(g) If natural attenuation ~~with~~ monitoring follows site assessment, a minimum of two sampling events is required and site rehabilitation shall be considered complete when the No Further Action criteria of subsection 62-780.680(1), 62-780.680(2), or 62-780.680(3), F.A.C., have been met for two consecutive sampling events. If natural attenuation ~~with~~ monitoring follows active remediation, a minimum of four sampling events is required and site rehabilitation shall be considered complete when the No Further Action criteria of subsection 62-780.680(1), 62-780.680(2), or 62-780.680(3), F.A.C., have been met for at least the last two sampling events. If soil contamination was present at the beginning of the monitoring program, prior to submitting the Site Rehabilitation Completion Report soil samples shall be collected at appropriate locations and depths and analyzed for the applicable contaminants to demonstrate to the Department that applicable soil CTLs are met.

(9) If during implementation of the Natural Attenuation ~~with~~ Monitoring Plan the PRSR submits to the Department for review a Remedial Action Plan pursuant to subsection 62-780.700(6), F.A.C., to enhance natural attenuation processes, and the Remedial Action Plan is approved, natural

attenuation ~~with~~ monitoring shall be suspended during the implementation of the enhancement and the PRSR shall perform active remediation monitoring pursuant to the approved Remedial Action Plan.

(10) When Natural Attenuation ~~with~~ Monitoring is considered complete pursuant to paragraph 62-780.690(8)(g), F.A.C., within the time frames specified in Table A or the CAD, the PRSR shall submit to the Department for review an electronic copy two copies of a Site Rehabilitation Completion Report with a No Further Action Proposal. The Site Rehabilitation Completion Report shall include the documentation required in paragraph 62-780.690(8)(d), F.A.C., to support the opinion that site cleanup objectives have been achieved.

(11) No change.

(12) If the Site Rehabilitation Completion Report is incomplete in any respect, or is insufficient to satisfy the objectives of subsection 62-780.690(10), F.A.C., the Department shall inform the PRSR pursuant to paragraph 62-780.690(11)(b), F.A.C., and the PRSR shall submit to the Department for review an electronic copy two copies of a revised Site Rehabilitation Completion Report that addresses the deficiencies within 30 days after receipt of the notice. If the deficiencies are not timely corrected, or cannot be corrected, the PRSR shall resume the implementation of the approved Natural Attenuation ~~with~~ Monitoring Plan within 30 days after receipt of the notice.

(13) For brownfield sites, the Site Rehabilitation Completion Order shall contain the following statement, as applicable: "Based upon the information provided by (real property owner) concerning property located at (insert address), it is the opinion of the Florida Department of Environmental Protection that (party) has successfully and satisfactorily implemented the approved brownfield site rehabilitation agreement schedule and, accordingly, no further action is required to assure that any land use identified in the brownfield site rehabilitation agreement is consistent with existing and proposed uses. If the real property owner proposes to remove the institutional or engineering controls, the real property owner shall obtain prior approval from the Department. The removal of the controls shall be accompanied by the immediate resumption of site rehabilitation, or implementation of other approved controls, unless the criteria of subsection 62-780.680(1), F.A.C., are met."

~~(14)(13)~~ No change.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81, 403.061, 403.0877 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. History—New 4-17-05, Amended _____.

Editorial Note: Portions of this rule were copied from 62-770.690; 62-782.690; and 62-785.690.

62-780.700 Active Remediation.

(1) If the conditions at a site do not satisfy the No Further Action criteria of Rule 62-780.680, F.A.C., or the Natural Attenuation ~~with~~ Monitoring criteria of Rule 62-780.690, F.A.C., within the time frames specified in Table A or the CAD, the PRSR shall prepare and submit to the Department for review an electronic copy two copies of a Remedial Action Plan. The Remedial Action Plan shall be prepared pursuant to this ~~rule section~~ and shall contain all of the information required herein. The objective of the active remediation shall be to meet the applicable No Further Action criteria of Rule 62-780.680, F.A.C., or the Natural Attenuation ~~with~~ Monitoring criteria of Rule 62-780.690, F.A.C. The Remedial Action Plan shall provide a design that addresses cleanup of all contaminated soil, sediment, groundwater, or surface water as a result of the discharge ~~of pollutants or hazardous substances~~ for which the PRSR is conducting site rehabilitation. Additionally, if the Remedial Action Plan addresses contamination that has migrated into any medium beyond the boundary of the source property (i.e., the location from which the contamination is emanating), then the point of compliance may be temporarily extended beyond the property boundary with appropriate monitoring, if such extension is needed to address the current conditions of the plume, provided human health, public safety, and the environment are protected. If the point of compliance is proposed to be temporarily extended beyond the property boundary, it cannot be extended further than the lateral extent of the plume at the time of execution of a CAD, if known, or the lateral extent of the plume as defined at the time of the approved site assessment. Prior to the Department authorizing a temporary extension of the point of compliance beyond the property boundary, the PRSR shall provide notice and an opportunity to comment pursuant to subsection 62-780.220(3), F.A.C.

(2) Prior to performing any pilot study, within the time frames specified in Table A or the CAD, the PRSR shall submit to the Department for review an electronic copy two copies of a Pilot Study Work Plan to determine the need for any applicable Department permits or authorizations (for example, underground injection control, National Pollutant Discharge Elimination System, or air emissions), and to ensure that human health and the environment are adequately protected. The Department shall:

(a) through (b) No change.

(3) The Remedial Action Plan shall:

(a) through (e) No change.

(f) Summarize the design, construction details, and operational details of the equipment to be used during active remediation, including, if applicable:

1. through 5. No change.

(g) No change.

(h) Provide the details of any proposed treatment or disposition of contaminated soil or sediment. If contaminated soil exists at the site and active remediation does not include treatment or removal of such soil, the Remedial Action Plan shall include a proposal to implement an institutional control or both an institutional and an engineering control, pursuant to subsection 62-780.680(2) or 62-780.680(3), F.A.C., unless only leachability-based soil CTLs are exceeded and the site is expected to meet the criteria for Natural Attenuation ~~with~~ Monitoring after active remediation has been implemented.

(4) No change.

(5) The Remedial Action Plan may propose active remediation followed by natural attenuation ~~with~~ monitoring. The active remediation may consist solely of soil remediation, short-term or intermittent groundwater remediation, other remedial enhancements, or combinations of these. The discontinuation of active remediation may be appropriate at any time depending on the site-specific characteristics and conditions. The Remedial Action Plan shall include a discussion of when the active remediation will be discontinued. If the PRSR chooses to utilize the provisions of this subsection, natural attenuation monitoring shall be performed pursuant to subsection 62-780.690(8), F.A.C., when the Natural Attenuation Monitoring criteria of Rule 62-780.690, F.A.C., have been met.

(6) The Remedial Action Plan may propose the use of new and innovative technologies or approaches to meet the No Further Action criteria of Rule 62-780.680, F.A.C., or the Natural Attenuation ~~with~~ Monitoring criteria of Rule 62-780.690, F.A.C. The Remedial Action Plan shall include a demonstration that the proposed technology or approach meets the criteria of subsections 62-780.700(1)-(5) ~~and (5)~~, F.A.C. These technologies or approaches may include low-cost enhancements to natural attenuation. Natural attenuation ~~with~~ monitoring shall be suspended during the implementation of the enhancement, pursuant to subsection 62-780.690(9), F.A.C.

~~(7) The remedial action plan summary form [Form 62-780.900(4)] shall be completed and submitted as part of the Remedial Action Plan. The information provided in the remedial action plan summary form shall be updated to be consistent with the final approved Remedial Action Plan and any subsequent modifications to the approved Remedial Action Plan, and the updated summary form shall be submitted to the Department.~~

~~(7)(8)~~ No change.

~~(8)(9)~~ If the Remedial Action Plan is incomplete in any respect, or is insufficient to satisfy the objectives of subsection 62-780.700(3), F.A.C., the Department shall inform the PRSR pursuant to paragraph ~~62-780.700(7)(b)~~ ~~62-780.700(8)(b)~~, F.A.C., and the PRSR shall submit to the Department for

review an electronic copy ~~two copies~~ of a Remedial Action Plan Addendum that addresses the deficiencies within 60 days after receipt of the notice.

~~(9)(10)~~ No change.

~~(10)(11)~~ Within the time frames specified in Table A or the CAD, an electronic copy of engineering drawings (As-Built Drawings) for installed mechanical remediation systems and associated structures (e.g., slurry wall, permeable reactive barrier) shall be submitted by the PRSR to the Department ~~two copies of engineering drawings~~. The engineering drawings shall include all construction and equipment design specifications of the installed active remediation system(s) and any operational parameters different from those in the approved Remedial Action Plan. A summary of the system(s) startup activities shall be attached to the engineering drawings. For other types of remedial action including episodic treatment with mobile equipment, injection of chemical or biological remediation products, or contaminated soil excavation, revised site figures shall be provided indicating placement of remediation wells, injection wells, or boundaries of excavation.

~~(11)(12)~~ Within the time frames specified in Table A or the CAD, the operation of the active remediation system(s) shall be initiated unless, after the exercise of reasonable diligence, applicable permits required pursuant to subsection ~~62-780.700(9)~~ ~~62-780.700(10)~~, F.A.C., have not been obtained. The following shall be obtained or determined during active remediation at the specified frequencies and turnaround times, as applicable, unless otherwise provided in the approved Remedial Action Plan:

(a) Water-level data collected from all designated wells, piezometers, and staff gauge locations each time monitoring wells and recovery wells are sampled (water-level measurements shall be made within a 24-hour period). If water-level data or operational parameters remain unchanged, the PRSR may propose, pursuant to paragraph ~~62-780.700(14)(b)~~ ~~62-780.700(15)(b)~~, F.A.C., that the requirement be modified or discontinued;

(b) through (f) No change.

(g) Operational parameters for in situ system(s), which include measurements of biological, chemical, or physical indicators that will verify radius of influence at representative monitoring locations, weekly for the first month, monthly for the next two months, quarterly for the first two years, and semiannually thereafter. If a demonstration is provided to the Department that operational parameters remain unchanged, the PRSR may propose, pursuant to paragraph ~~62-780.700(14)(b)~~ ~~62-780.700(15)(b)~~, F.A.C., that the monitoring be modified or discontinued;

(h) Operational parameters for bioremediation system(s), including measurements of dissolved oxygen at representative monitoring locations, rates of biological, chemical, or nutrient enhancement additions, and any other indicators of biological activity as proposed in the approved Remedial Action Plan;

weekly for the first month, monthly for the next two months, and quarterly thereafter or at an alternative frequency as proposed in the approved Remedial Action Plan. If a demonstration is provided to the Department that operational parameters remain unchanged, the PRSR may propose, pursuant to paragraph 62-780.700(14)(b) ~~62-780.700(15)(b)~~, F.A.C., that the monitoring be modified or discontinued;

(i) Concentrations of recovered vapors from a vacuum extraction system, and post-treatment air emissions if air emissions treatment is provided, weekly for the first month, monthly for the next two months, and quarterly thereafter (if applicable air quality standards are not exceeded for two consecutive monthly or quarterly sampling events, the PRSR may submit to the Department for review a proposal for a different sampling frequency; for activated carbon off-gas treatment, additional sampling events may be performed based on the estimated time of breakthrough), as follows:

1. Concentrations of recovered vapors from individual wells shall be determined using an organic vapor analyzer with a flame ionization detector, or other applicable field detection device, in order to optimize the air flow rate and contaminant recovery; and

2. ~~The~~ Influent and effluent samples shall be collected using appropriate air sampling protocols and shall be analyzed for contaminants using an appropriate analytical method referenced in the approved Remedial Action Plan ~~and specified in Chapter 62-160, F.A.C.; and~~

3. ~~The samples shall be collected using appropriate air sampling protocols specified in Chapter 62-160, F.A.C.;~~

(j) No change.

(k) Results of analyses of soil samples taken to verify that the applicable No Further Action criteria of Rule 62-780.680, F.A.C., or the applicable Natural Attenuation ~~with~~ Monitoring criteria of Rule 62-780.690, F.A.C., have been met, based on one of the following:

1. through 3. No change.

~~(12)(13)~~ During implementation of the Remedial Action Plan, within the time frames specified in Table A or the CAD the PRSR shall submit to the Department for review an electronic copy ~~two copies~~ of status reports of remedial action. The Remedial Action Status Report shall contain the following, as applicable:

(a) A summary of the data requested in paragraphs 62-780.700(11)(a)-(k) ~~62-780.700(12)(a)-(k)~~, F.A.C.;

(b) All applicable information required by subsection 62-780.300(2), F.A.C.;

(c) A summary of the estimated mass of contaminants recovered in all phases, including free product, dissolved, and vapor phases, by all the on-site remediation equipment, ~~and a comparison to the original estimate of mass of contaminants onsite;~~

(d) One or more scaled site maps that shows groundwater flow direction(s), and the current degree and extent of the contamination;

(e) Conclusions as to the effectiveness of the active remediation for the specified period covered in the status report; and

(f) Recommendations to continue or discontinue the operation of the treatment system(s) or to modify the site rehabilitation; ~~and~~

~~(g) Form 62-780.900(5), summarizing the information from the annual remedial action tasks.~~

~~(13)(14)~~ If effluent concentrations or air concentrations exceed those in the approved Remedial Action Plan, or plume migration occurs during remediation system startup or during operation of the treatment system(s), corrective actions shall be taken and the Department shall be notified by the PRSR within seven days. If the condition may represent an imminent threat to human health, public safety, or the environment, the Department shall be notified within 24 hours. Details of all such incidents shall be included in the status report described in subsection 62-780.700(12) ~~62-780.700(13)~~, F.A.C.

~~(14)(15)~~ During implementation of the Remedial Action Plan, the PRSR may propose and justify:

(a) Supplemental assessment to determine alternative CTLs pursuant to Rule 62-780.650, F.A.C.;

(b) Modifications to existing treatment or recovery system(s), or modifications or discontinuation of requirements monitoring of operational parameters as outlined in the remedial action status report prepared pursuant to subsection 62-780.700(12) ~~62-780.700(13)~~, F.A.C.;

(c) Innovative technologies pursuant to subsection 62-780.700(6), F.A.C., or other alternative technologies or approaches; or

(d) Discontinuation of active remediation and commencement of Natural Attenuation ~~with~~ Monitoring. The proposal shall include a Natural Attenuation ~~with~~ Monitoring Plan pursuant to subsection 62-780.690(4), F.A.C.

~~(15)(16)~~ The Department shall:

(a) Provide the PRSR with written approval of the proposal; or

(b) Notify the PRSR in writing, stating the reason(s) why the proposal does not contain information adequate to comply with applicable requirements of subsection 62-780.700(14) ~~62-780.700(15)~~, F.A.C.

~~(16)(17)~~ If the proposal is incomplete in any respect, or is insufficient to satisfy the applicable requirements of subsection 62-780.700(14) ~~62-780.700(15)~~, F.A.C., the Department shall inform the PRSR pursuant to paragraph 62-780.700(15)(b) ~~62-780.700(16)(b)~~, F.A.C., and the PRSR shall submit to the Department for review an electronic copy ~~two copies~~ of a revised Natural Attenuation ~~with~~ Monitoring Plan or other proposal pursuant to paragraphs 62-780.700(14)(a)-(c) ~~62-780.700(15)(a)-(e)~~, F.A.C., that addresses the deficiencies,

within 60 days after receipt of the notice. If the deficiencies are not timely corrected, or cannot be corrected, the PRSR shall continue the implementation of the approved Remedial Action Plan within 30 days after receipt of the notice.

~~(17)(18)~~ Active remediation shall be deemed complete when the No Further Action criteria of subsection 62-780.680(1), 62-780.680(2), or 62-780.680(3), F.A.C., have been met, or may be deemed complete when the Natural Attenuation ~~with~~ Monitoring criteria of Rule 62-780.690, F.A.C., have been met.

~~(18)(19)~~ For sites conducting active groundwater remediation, if the site does not meet the No Further Action criteria of subsection 62-780.680(1), F.A.C., or the Natural Attenuation ~~with~~ Monitoring criteria of Rule 62-780.690, F.A.C., the PRSR may submit to the Department for review an electronic copy ~~two copies~~ of a proposal to discontinue active groundwater remediation, provided the following demonstration and analyses are met:

(a) No change.

(b) After a minimum of one year of groundwater treatment, concentrations of contaminants in designated monitoring wells and recovery wells have leveled off. This demonstration shall be based on subsequent monthly sampling results obtained for a minimum of 180 days, unless an alternative frequency has been approved in the Remedial Action Plan or pursuant to subsection ~~62-780.700(14)~~ ~~62-780.700(15)~~, F.A.C. “Leveling off ~~Leveling off~~” shall mean that the graph of contaminant concentrations versus time generally fits a curve defined by the equation $C = C_f + C_0 e^{-kt}$ ~~$C = C_f + C_0 e^{-kt}$~~ , that the lower limb of the curve is substantially linear, and that the slope of the final portion of the curve approaches zero. Applicable statistical methods shall be applied to demonstrate this conclusion. In the preceding equation, symbols are defined as follows:

1. C: concentration of the applicable contaminant at time t;
2. C_f ~~C_f~~ : coefficient representing final concentration that the curve approaches asymptotically;
3. C_0 ~~C_0~~ : coefficient representing concentration difference between the final concentration and the concentration at time zero;
4. e: 2.718, the base of natural logarithms;
5. k: coefficient representing the exponential factor that indicates how fast the concentration approaches ~~C_f~~ ~~C_f~~ ;
6. t: time in days from some fixed starting point.

(c) No change.

~~(19)(20)~~ If a demonstration pursuant to subsection ~~62-780.700(18)~~ ~~62-780.700(19)~~, F.A.C., was completed, the PRSR shall compile the results of the demonstration and analyses described in paragraphs ~~62-780.700(18)(a)-(c)~~ ~~62-780.700(19)(a)-(c)~~, F.A.C., in a report and shall submit an electronic copy ~~two copies~~ of the report to the Department for review within the time frames of Table A or the CAD. The

Department shall determine, using the criteria specified in paragraph ~~62-780.700(18)(c)~~ ~~62-780.700(19)(e)~~, F.A.C., whether modifications to the Remedial Action Plan are required pursuant to subsection ~~62-780.700(14)~~ ~~62-780.700(15)~~, F.A.C., to effect further treatment; however, if alternative methods are not required, active remediation shall be deemed complete.

~~(20)(21)~~ When the No Further Action criteria of subsection 62-780.680(1), F.A.C., or the leveling off criteria of subsection ~~62-780.700(18)~~ ~~62-780.700(19)~~, F.A.C., have been met, an electronic copy ~~two copies~~ of a Post Active Remediation Monitoring Plan prepared pursuant to the Post Active Remediation Monitoring criteria described in Rule 62-780.750, F.A.C., shall be submitted by the PRSR to the Department for review (unless the Department has concurred that Post Active Remediation Monitoring of sampling for ~~of~~ groundwater is unnecessary based on the site-specific conditions). If the Department agrees that groundwater sampling is unnecessary and the site meets the No Further Action criteria of subsection 62-780.680(1), F.A.C., a Site Rehabilitation Completion Order shall be issued as referenced in subsection 62-780.680(7), F.A.C.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. History—New 4-17-05, Amended _____.

Editorial Note: Portions of this rule were copied from 62-770.700, Formerly 17-70.010 and Formerly 17-770.700; 62-782.700; and 62-785.700.

62-780.750 Post Active Remediation Monitoring.

(1) Groundwater monitoring shall be performed following the completion of active groundwater remediation or soil remediation as described in Rule 62-780.700, F.A.C., unless the Department has concurred that groundwater sampling is unnecessary based on the site-specific conditions. When active groundwater remediation has met the No Further Action criteria of subsection 62-780.680(1), F.A.C., or the leveling off criteria of subsection ~~62-780.700(18)~~ ~~62-780.700(19)~~, F.A.C., an electronic copy ~~two copies~~ of a Post Active Remediation Monitoring Plan prepared pursuant to the provisions of subsection 62-780.750(4), F.A.C., and including analytical results demonstrating this conclusion, shall be submitted by the PRSR to the Department for review.

(2) No change.

(3) If the Post Active Remediation Monitoring Plan is incomplete in any respect, or is insufficient to satisfy the objectives of subsection 62-780.750(1), F.A.C., the Department shall inform the PRSR pursuant to paragraph 62-780.750(2)(b), F.A.C., and the PRSR shall submit to the Department for review an electronic copy ~~two copies~~ of a revised Post Active Remediation Monitoring Plan that addresses the deficiencies within 30 days after receipt of the

notice. If the deficiencies are not timely corrected, or cannot be corrected, the PRSR shall resume the implementation of the approved Remedial Action Plan within 30 days after receipt of the notice.

(4) The monitoring program shall be performed as specified in the Post Active Remediation Monitoring Plan approval, as follows:

(a) A minimum of two monitoring wells is required:

1. At least one well shall be located at the downgradient edge of the plume; and

2. At least one well shall be located in the area(s) of highest groundwater contamination or directly adjacent to it if the area of highest groundwater contamination is inaccessible (for example, under a structure);²

(b) No change.

(c) Water-level measurements in all designated wells and piezometers shall be made within 24 hours of initiating each sampling event;

(d) Within the time frames specified in Table A or the CAD, the PRSR shall submit to the Department for review an electronic copy two copies of a Post Active Remediation Monitoring Report. The report shall include the analytical results (laboratory report), chain of custody record form [Form 62-780.900(2) ~~62-780.900(3)~~ or an equivalent chain of custody form that includes all the items required by Form 62-780.900(2) ~~62-780.900(3)~~], the tables required pursuant to subparagraph 62-780.600(8)(a)27., F.A.C., updated as applicable, site maps that illustrate the analytical results, and the water-level elevation information (summary table and flow map);

(e) through (f) No change.

(5) The remediation equipment may be maintained in an inactive but operational status during the duration of post active remediation monitoring to avoid the possibility of having to re-install it if when contaminant concentrations rebound.

(6) When post active remediation monitoring is considered complete pursuant to paragraph 62-780.750(4)(f), F.A.C., within the time frames specified in Table A or the CAD, the PRSR shall submit to the Department for review an electronic copy two copies of a Site Rehabilitation Completion Report with a No Further Action Proposal. The Site Rehabilitation Completion Report shall include the documentation required in paragraph 62-780.750(4)(d), F.A.C., to support the opinion that site cleanup objectives have been achieved.

(7) No change.

(8) If the Site Rehabilitation Completion Report is incomplete in any respect, or is insufficient to satisfy the objectives of subsection 62-780.750(6), F.A.C., the

Department shall inform the PRSR pursuant to paragraph subsection 62-780.750(7)(b), F.A.C., and the PRSR shall submit to the Department for review an electronic copy two copies of a revised Site Rehabilitation Completion Report that addresses the deficiencies within 30 days after receipt of the notice. If the deficiencies are not timely corrected, or cannot be corrected, the PRSR shall resume the implementation of the approved Post Active Remediation Monitoring Plan within 30 days after receipt of the notice.

(9) For brownfields, the Site Rehabilitation Completion Order shall contain the following statement, as applicable: "Based upon the information provided by (real property owner) concerning property located at (insert address), it is the opinion of the Florida Department of Environmental Protection that (party) has successfully and satisfactorily implemented the approved brownfield site rehabilitation agreement schedule and, accordingly, no further action is required to assure that any land use identified in the brownfield site rehabilitation agreement is consistent with existing and proposed uses. If the real property owner proposes to remove the institutional or engineering controls, the real property owner shall obtain prior approval from the Department. The removal of the controls shall be accompanied by the immediate resumption of site rehabilitation, or implementation of other approved controls, unless the criteria of subsection 62-780.680(1), F.A.C., are met."

(10)(9) The Site Rehabilitation Completion Order shall constitute final agency action regarding cleanup activities at the site.

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4), 376.81, 403.061, 403.0877 FS. Law Implemented 376.3071, 376.30701, 376.3078(4), 376.81, 403.0877 FS. History--New 4-17-05, Amended

Editorial Note: Portions of this rule were copied from 62-770.750; 62-782.750; and 62-785.750.

62-780.790 Time Schedules.

(1) Site rehabilitation performed pursuant to this chapter shall be conducted within the time frames specified in Table A of this chapter, except that:

(a) If the PRSR has entered into a CAD with the Department for site rehabilitation, the time frames specified in the CAD shall take precedence over the time frames specified in Table A of this chapter; or

(b) If the Department is the PRSR, the time frames specified in this chapter do not apply.

~~(2) If the PRSR has entered into a CAD with the Department for site rehabilitation, the time frames specified in the CAD shall take precedence over the time frames specified in Table A of this chapter.~~

(3) through (4) renumbered (2) through (3) No change.

~~(4)(5) The failure of the PRSR to submit requested information or meet any time frame herein shall be a violation of Chapters 376 and 403, F.S., and shall be enforceable by the Department pursuant to Sections 376.303 and 403.121, F.S., unless otherwise addressed by a CAD.~~

~~(5)(6) No change.~~

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.3078(4) FS. Law Implemented 376.3071, 376.30701, 376.30711, 376.3078(4) FS. History—New 4-17-05, Amended _____.

Editorial Note: Portions of this rule were copied from 62-770.800, Formerly 17-70.013 and Formerly 17-770.800; and 62-782.790.

62-780.900 Forms.

The forms used by the Department in ~~its~~ the Contaminated Site Cleanup Criteria programs are adopted and incorporated by reference in this rule. Each form is listed by subsection ~~rule~~ number, which is also the form number, and with the subject, title, and effective date. Forms may be obtained from the Division of Waste Management website at

~~www.dep.state.fl.us/waste. Copies of forms may be obtained by writing to the Department of Environmental Protection, Bureau of Waste Cleanup, MS 4505, 2600 Blair Stone Road, Tallahassee, FL 32399-2400; or to the applicable local district office of the Department.~~

(1) Form 62-780.900(1), Initial Notice of Contamination Beyond Property Boundaries (effective date _____ ~~12-27-07~~).

~~(2) Form 62-780.900(2), Free Product Removal Notification Form for Contaminated Sites (effective date 4-17-05).~~

~~(2)(3) Form 62-780.900(2) 62-780.900(3), Chain of Custody Record (effective date _____ 4-17-05).~~

~~(4) Form 62-780.900(4), Remedial Action Plan Summary (effective date 4-17-05).~~

~~(5) Form 62-780.900(5), Active Remediation Status Report Summary (effective date 4-17-05).~~

Rulemaking Specific Authority 376.303, 376.3071, 376.30701, 376.30702, 376.3078(4), 376.81 FS. Law Implemented 376.3071, 376.30701, 376.30702, 376.3078(4), 376.81 FS. History—New 4-17-05, Amended 12-27-07, _____.

Editorial Note: Portions of this rule were copied from 62-770.900, Formerly 17-770.900; 62-782.900; and 62-785.900.

TABLE A- Submittals and Time Frames for PRSR (Unless superseded by a CAD)	
Type of Report or Activity	PRSR Action or Submittal Time Frames
Notice of Initiation of Emergency Response Action or Interim Source Removal Action	Within 24 hours of initiation of the action
Interim Source Removal Proposal <u>Plan</u>	When seeking approval before implementation of an alternative product recovery method, groundwater recovery, soil treatment or disposal technique (Rule 62-780.500, F.A.C.)
Interim Source Removal Status Report	Within 60 days of initiating interim source removal activities and every 60 days thereafter or when the field activity is terminated, whichever occurs first
Interim Source Removal Report	Within 60 days of completion of interim source removal activities
Site Assessment Commenced	Within 60 days after a discharge is discovered
Site Assessment Report (SAR)	SAR submitted within 270 days of discharge or discovery
Risk Assessment Report (RAR)	Optional (within 60 days of SAR approval or within the schedule approved in the Risk Assessment Work Plan <u>Plan</u>)
Well Survey and Sampling Results pursuant to paragraph 62-780.600(3)(h), F.A.C.	Within 60 days of discovery of contamination beyond the property boundaries
No Further Action (NFA) Proposal	When the site meets the criteria for NFA (Rule 62-780.680, F.A.C.)
Natural Attenuation with Monitoring (NAM) Plan	When the site meets the criteria for NAM (Rule 62-780.690, F.A.C.)
Natural Attenuation with Monitoring (NAM) Report	Within 60 days of sample collection
Remedial Action Plan (RAP)	Within 90 days of approval of a SAR or RAR
As-Built Drawings	Within 120 days of initiating operation of active remediation system
Initiate Operation of Active Remediation System	Within 120 days of RAP approval
Remedial Action Status Report	Within 60 days of the anniversary date of initiating operation of active remediation system
Proposals submitted pursuant to subsection 62-780.700(14) 62-780.700(15) , F.A.C.	Optional during active remediation
Post Active Remediation Monitoring (PARM) Plan	When the site meets the criteria for NFA (Rule 62-780.680, F.A.C.) or <u>Leveling Off</u> Leveling-Off (subsection 62- 62-780.700(18) <u>62-780.700(19)</u> , F.A.C.)
Post Active Remediation Monitoring (PARM) Report	Within 60 days of sample collection
Leveling Off Determination	Within 60 days of sample collection
Post Active Remediation Monitoring Plan resampling proposal (paragraph 62-780.750(4)(e), F.A.C.)	Within 60 days of sample collection
Site Rehabilitation Completion Report (SRCR)	Within 60 days of the final sampling event. If SRCR is not approved then submit modifications, etc. within 60 days of Department's response
Pilot Study Work Plan	When seeking approval before implementation of a Pilot Study pursuant to subsection 62-780.700(2), F.A.C.
Combined Document (optional submittal)	Submitted within 270 days of discharge or discovery
Notices for Field Activities (except for Initiation of Emergency Response Action, De <u>M</u> inimis Discharges or Interim Source Removal Action)	Notice to the Department within seven days but not less than 24 hours prior to performing field activity
Submittal to the Department of addenda, responses, or modification to plans or reports, pursuant to Rule 62-780.790, F.A.C.	Within 60 days of receipt of the Department's response
Submittal of Form and Actual Notice required in subsection 62-780.220(2), F.A.C.	See text of rule for "Initial Notice of Contamination Beyond Property Boundaries" in subsection 62-780.220(2), F.A.C.
Submittal of Actual or Constructive Notices required in subsection 62-780.220(3), F.A.C.	See text of rule for "Subsequent Notice of Contamination Beyond Source Property Boundaries for Establishment of a Temporary Point of Compliance (TPOC)" in subsection 62-780.220(3), F.A.C.

<u>TABLE B</u>	
<u>Petroleum, Petroleum Product and Drycleaning Solvent Contaminants of Concern (COCs)</u>	
<u>Petroleum or Petroleum Product COCs</u>	<u>Drycleaning Solvent COCs</u>
<u>Petroleum or Petroleum Product Sites</u>	<u>Chlorinated Solvent Sites</u>
<u>Benzene</u>	<u>Carbon tetrachloride</u>
<u>Ethylbenzene</u>	<u>Chloroform</u>
<u>Toluene</u>	<u>Dichloroethane, 1,1-</u>
<u>Xylenes, total</u>	<u>Dichloroethane, 1,2- [or EDC]</u>
<u>Acenaphthene</u>	<u>Dichloroethene, 1,1-</u>
<u>Acenaphthylene</u>	<u>Dichloroethene, cis-1,2-</u>
<u>Anthracene</u>	<u>Dichloroethene, trans-1,2-</u>
<u>Benzo(a)anthracene</u>	<u>Ethyl chloride [or Chloroethane]</u>
<u>Benzo(a)pyrene</u>	<u>Methyl chloride [or Chloromethane]</u>
<u>Benzo(b)fluoranthene</u>	<u>Methylene chloride</u>
<u>Benzo(g,h,i)perylene</u>	<u>Tetrachloroethene [or PCE]</u>
<u>Benzo(k)fluoranthene</u>	<u>Trichloro-1,2,2-trifluoroethane, 1,1,2 [or CFC 113]</u>
<u>Chrysene</u>	<u>Trichloroethane, 1,1,1- [or Methyl chloroform]</u>
<u>Dibenz(a,h)anthracene</u>	<u>Trichloroethene [or TCE]</u>
<u>Fluoranthene</u>	<u>Vinyl chloride</u>
<u>Fluorene</u>	<u>Petroleum Solvent Sites</u>
<u>Indeno(1,2,3-cd)pyrene</u>	<u>Benzene</u>
<u>Methylnaphthalene, 1-</u>	<u>Ethylbenzene</u>
<u>Methylnaphthalene, 2-</u>	<u>Toluene</u>
<u>Naphthalene</u>	<u>Xylenes, total</u>
<u>Phenanthrene</u>	<u>Acenaphthene</u>
<u>Pyrene</u>	<u>Acenaphthylene</u>
<u>Dibromoethane, 1,2- [or EDB]</u>	<u>Methylnaphthalene, 1-</u>
<u>Dichloroethane, 1,2- [or EDC]</u>	<u>Methylnaphthalene, 2-</u>
<u>Methyl tert-butyl ether [or MTBE]</u>	<u>Naphthalene</u>
<u>TRPHs</u>	<u>TRPHs</u>
<u>Arsenic</u>	
<u>Cadmium</u>	
<u>Chromium</u>	
<u>Lead</u>	
<u>Chloride</u>	
<u>Sulfate</u>	
<u>Total Dissolved Solids [or TDS]</u>	

<u>TABLE C</u> For Gasoline and Kerosene Analytical Groups		
<u>Contaminants of Concern</u>	<u>Groundwater and Surface Water</u>	<u>Soil and Sediment</u>
<u>Benzene, Ethylbenzene, Toluene, total Xylenes, and MTBE</u>	<u>EPA 602, 624, 8021, or 8260</u>	<u>EPA 8021 or 8260</u>
<u>1-methylnaphthalene, 2-methylnaphthalene, and the 16 method-listed PAHs included in Table B</u>	<u>EPA 610 (by HPLC), 625, 8270, or 8310</u>	<u>EPA 8270 or 8310</u>
<u>1,2-dichloroethane and other listed Priority Pollutant Volatile Organic Halocarbons</u>	<u>EPA 601, 624, 8021, or 8260</u>	<u>NOT REQUIRED</u>
<u>1,2-dibromoethane [or EDB]</u>	<u>EPA 504, 504.1, or 8011</u>	<u>NOT REQUIRED</u>
<u>Lead, total</u>	<u>EPA 200.7, 200.8, 6010, or 6020</u>	<u>NOT REQUIRED</u>
<u>TRPHs</u>	<u>FL-PRO</u>	<u>FL-PRO</u>
<u>NOTE 1: Practical quantitation limits shall meet the specified cleanup target levels.</u>		
<u>NOTE 2: Appropriate sample preparation and cleanup methods (e.g., extraction, digestion) shall be performed prior to analysis.</u>		
<u>NOTE 3: Equivalent methods may be used if approved through protocols described in Chapter 62-160, F.A.C.</u>		

<u>TABLE D</u> For used oil, as defined in Rule 62-780.200(50), F.A.C., for identified products not listed in the Gasoline or Kerosene Analytical Groups, and for products for which the specific identity is unknown			
<u>Contaminants of Concern</u>	<u>Groundwater and Surface Water</u>	<u>Soil and Sediment</u>	
<u>Arsenic, total</u>	<u>EPA 200.7, 200.8, 6010, or 6020</u>	<u>EPA 6010 or 6020</u>	
<u>Cadmium, total</u>	<u>EPA 200.7, 200.8, 6010, or 6020</u>	<u>EPA 6010 or 6020</u>	
<u>Chromium, total</u>	<u>EPA 200.7, 200.8, 6010, or 6020</u>	<u>EPA 6010 or 6020</u>	
<u>Lead, total</u>	<u>EPA 200.7, 200.8, 6010, or 6020</u>	<u>EPA 6010 or 6020</u>	
<u>Priority Pollutant Volatile Organics</u>	<u>EPA 624 or 8260</u>	<u>EPA 8260</u>	
<u>Priority Pollutant Extractable Organics</u>	<u>EPA 625 + 608, 625 + 8081 + 8082, 8270 + 608 (unless certified for Organochlorine Pesticides and PCBs by 8270), or 8270 + 8081 (unless certified for Organochlorine Pesticides by 8270) + 8082 (unless certified for PCBs by 8270)</u>	<u>EPA 8270 + 8081 (unless certified for Organochlorine Pesticides by 8270) + 8082 (unless certified for PCBs by 8270)</u>	
<u>Nonpriority Pollutant Organics (with GC/MS peaks greater than 10 ug/L)</u>	<u>EPA 624 or 8260, and 625 or 8270</u>	<u>NOT REQUIRED</u>	
<u>Priority Pollutant Volatile Organic Halocarbons</u>	<u>EPA 601, 624, 8021, or 8260</u>	<u>EPA 8021 or 8260</u>	

<u>1-methylnaphthalene, 2-methylnaphthalene, and the 16 method-listed PAHs included in Table B</u>	<u>EPA 610 (by HPLC), 625, 8270, or 8310</u>	<u>EPA 8270 or 8310</u>	
<u>PCBs</u>	<u>EPA 608 or 8082</u>	<u>EPA 8082</u>	
<u>TRPHs</u>	<u>FL-PRO</u>	<u>FL-PRO</u>	

<u>Toxicity Characteristic Leaching Procedure (TCLP) and the subsequent analyses for metals shall be performed on soil samples to determine if the soil is a hazardous waste and to evaluate leaching potential when the total concentration of any contaminant of concern in the samples meets the following conditions (the applicable analytical method shall be used following sample preparation by EPA Method 1311 and any appropriate digestion procedure):</u>		
<u>II:</u>		<u>Test Criteria: Use: Exceeds:</u>
<u>Total Arsenic</u>		<u>5.0 mg/LEPA 6010 or 6020100 mg/kg</u>
<u>Total Cadmium</u>		<u>1.0 mg/LEPA 6010 or 602020 mg/kg</u>
<u>Total Chromium</u>		<u>5.0 mg/LEPA 6010 or 6020100 mg/kg</u>
<u>Total Lead</u>		<u>5.0 mg/LEPA 6010 or 6020100 mg/kg</u>

<u>NOTE 1: Practical quantitation limits shall meet the specified cleanup target levels.</u>	
<u>NOTE 2: Appropriate sample preparation and cleanup methods (e.g., extraction, digestion) shall be performed prior to analysis.</u>	
<u>NOTE 3: Equivalent methods may be used if approved through protocols described in Chapter 62-160, F.A.C.</u>	

<u>TABLE E</u>		
<u>For petroleum as defined in Section 376.301, F.S.</u>		
<u>Contaminants of Concern</u>	<u>Groundwater and Surface Water</u>	<u>Soil and Sediment</u>
<u>Benzene, Ethylbenzene, Toluene, total Xylenes, and MTBE</u>	<u>EPA 602, 624, 8021, or 8260</u>	<u>EPA 8021 or 8260</u>
<u>1-methylnaphthalene, 2-methylnaphthalene, and the 16 method-listed PAHs included in Table B</u>	<u>EPA 610 (by HPLC), 625, 8270, or 8310</u>	<u>EPA 8270 or 8310</u>
<u>1,2-dichloroethane and other listed Priority Pollutant Volatile Organic Halocarbons</u>	<u>EPA 601, 624, 8021, or 8260</u>	<u>EPA 8021 or 8260</u>
<u>1,2-dibromoethane [or EDB]</u>	<u>EPA 504, 504.1, or 8011</u>	<u>NOT REQUIRED</u>
<u>Arsenic, total</u>	<u>EPA 200.7, 200.8, 6010, or 6020</u>	<u>EPA 6010 or 6020</u>
<u>Cadmium, total</u>	<u>EPA 200.7, 200.8, 6010, or 6020</u>	<u>EPA 6010 or 6020</u>
<u>Chromium, total</u>	<u>EPA 200.7, 200.8, 6010, or 6020</u>	<u>EPA 6010 or 6020</u>
<u>Lead, total</u>	<u>EPA 200.7, 200.8, 6010, or 6020</u>	<u>EPA 6010 or 6020</u>
<u>TRPHs</u>	<u>FL-PRO</u>	<u>FL-PRO</u>

Chloride	EPA 300.0, 9056, 9251, or 9253, or SM 4500-Cl B, 4500-Cl C, or 4500-Cl E	NOT REQUIRED
Sulfate	EPA 300.0, 300.1, 375.2, 9038, or 9056, or SM 4500-SO4 C	NOT REQUIRED
Total Dissolved Solids [or TDS]	SM 2540 C	NOT APPLICABLE

NOTE 1: Practical quantitation limits shall meet the specified cleanup target levels.

NOTE 2: Appropriate sample preparation and cleanup methods (e.g., extraction, digestion) shall be performed prior to analysis.

NOTE 3: Equivalent methods may be used if approved through protocols described in Chapter 62-160, F.A.C.

Table F
Health-Based Values For Groundwater Cleanup Target Levels at Brownfield Sites

<u>Contaminant</u>	<u>CAS#</u>	<u>Chapter 62-777, F.A.C., (ug/L)</u>	<u>Health-Based GCTL (ug/L)</u>	<u>Target Organ/System or Effect</u>
Acenaphthene	83-32-9	20 <u>Organoleptic</u>	420	-Liver
Aluminum	7429-90-5	200 <u>Secondary Standard</u>	7000	-Body Weight
Biphenyl, 1,1- [or Diphenyl]	92-52-4	0.5 <u>Organoleptic</u>	350	-Kidney
Butyl acetate, n-	123-86-4	43 <u>Organoleptic</u>	NA	-None Specified
Chloride	16887-00-6	250000 <u>Secondary Standard</u>	NA	-None Specified
Chlorophenol, 3-	108-43-0	0.1 <u>Organoleptic</u>	35	-Reproductive
Chlorophenol, 4-	106-48-9	0.1 <u>Organoleptic</u>	35	-Reproductive
Chloropicrin	27913	7.3 <u>Organoleptic</u>	NA	-None Specified
Copper	7440-50-8	1000 <u>Secondary Standard</u>	280 (a)	-Gastrointestinal
Cumene [or Isopropyl benzene]	98-82-8	0.8 <u>Organoleptic</u>	700	-Adrenals -Kidney
Dichlorophenol, 2,3-	576-24-9	0.04 <u>Organoleptic</u>	21	-Immunological
Dichlorophenol, 2,4-	120-83-2	0.3 <u>Organoleptic</u>	21	-Immunological
Dichlorophenol, 2,5-	583-78-8	0.5 <u>Organoleptic</u>	21	-Immunological
Dichlorophenol, 2,6-	87-65-0	0.2 <u>Organoleptic</u>	21	-Immunological

<u>Dichlorophenol, 3,4-</u>	<u>95-77-2</u>	<u>0.3</u> <u>Organoleptic</u>	<u>21</u>	<u>- Immunological</u>
<u>Ethanol</u>	<u>64-17-5</u>	<u>10000</u> <u>Organoleptic</u>	<u>400000</u>	<u>-Developmental</u>
<u>Ethyl acrylate</u>	<u>140-88-5</u>	<u>0.4</u> <u>Organoleptic</u>	<u>0.7</u>	<u>-Carcinogen</u>
<u>Ethyl ether</u>	<u>60-29-7</u>	<u>750</u> <u>Organoleptic</u>	<u>1400</u>	<u>-Body Weight</u>
<u>Ethylbenzene</u>	<u>100-41-4</u>	<u>30</u> <u>Secondary Standard</u>	<u>700</u> <u>(700)</u>	<u>-Developmental -Kidney -</u> <u>Liver</u>
<u>Fluoride</u>	<u>7782-41-4</u>	<u>2000</u> <u>Secondary Standard</u>	<u>420</u> <u>(a)</u>	<u>-Teeth mottling</u>
<u>Formaldehyde</u>	<u>50-00-0</u>	<u>600</u> <u>Organoleptic</u>	<u>1400</u>	<u>-Body Weight-Carcinogen</u> <u>-Gastrointestinal</u>
<u>Hexane, n-</u>	<u>110-54-3</u>	<u>6</u> <u>Organoleptic</u>	<u>420</u>	<u>-Neurological</u>
<u>Iron</u>	<u>7439-89-6</u>	<u>300</u> <u>Secondary Standard</u>	<u>4200</u>	<u>-Gastrointestinal</u>
<u>Manganese</u>	<u>7439-96-5</u>	<u>50</u> <u>Secondary Standard</u>	<u>330</u>	<u>-Neurological</u>
<u>Methyl acetate</u>	<u>79-20-9</u>	<u>3000</u> <u>Organoleptic</u>	<u>7000</u>	<u>-Liver</u>
<u>Methyl methacrylate</u>	<u>80-62-6</u>	<u>25</u> <u>Organoleptic</u>	<u>9800</u>	<u>-None specified</u>
<u>Methyl tert-butyl ether</u> <u>[or MTBE]</u>	<u>1634-04-4</u>	<u>20</u> <u>Organoleptic</u>	<u>NA</u>	<u>-Eye-Kidney-Liver</u>
<u>Phenol</u>	<u>108-95-2</u>	<u>10</u> <u>Organoleptic</u>	<u>2100</u>	<u>-Developmental</u>
<u>Silver</u>	<u>7440-22-4</u>	<u>100</u> <u>Secondary Standard</u>	<u>35</u> <u>(a)</u>	<u>-Skin</u>
<u>Sulfate</u>	<u>14808-79-8</u>	<u>250000</u> <u>Secondary Standard</u>	<u>NA</u>	<u>-None Specified</u>
<u>Toluene</u>	<u>108-88-3</u>	<u>40</u> <u>Secondary Standard</u>	<u>1400</u> <u>(1000) (b)</u>	<u>-Kidney-Liver-Neurological</u>
<u>Total dissolved solids</u> <u>[or TDS]</u>	<u>C-010</u>	<u>500000</u> <u>Secondary Standard</u>	<u>NA</u>	<u>-None Specified</u>
<u>Trichlorophenol, 2,4,5-</u>	<u>95-95-4</u>	<u>1</u> <u>Organoleptic</u>	<u>700</u>	<u>-Kidney -Liver</u>
<u>Trimethylbenzene,</u> <u>1,2,3-</u>	<u>526-73-8</u>	<u>10</u> <u>Organoleptic</u>	<u>350</u>	<u>-None Specified</u>
<u>Trimethylbenzene,</u> <u>1,2,4-</u>	<u>95-63-6</u>	<u>10</u> <u>Organoleptic</u>	<u>350</u>	<u>-None Specified</u>
<u>Trimethylbenzene,</u> <u>1,3,5-</u>	<u>108-67-8</u>	<u>10</u> <u>Organoleptic</u>	<u>350</u>	<u>-None Specified</u>

<u>Vinyl acetate</u>	<u>108-05-4</u>	<u>88</u> <u>Organoleptic</u>	<u>7000</u>	<u>-Body Weight-Kidney-Nasal</u>
<u>Xylenes, total</u>		<u>20</u> <u>Secondary Standard</u>	<u>1400</u> <u>(10000) (c)</u>	<u>-Body Weight-Mortality</u> <u>-Neurological</u>
<u>Zinc</u>	<u>1330-20-7</u> <u>7440-66-6</u>	<u>5000</u> <u>Secondary Standard</u>	<u>2100</u> <u>(a)</u>	<u>Blood</u>

Note: GCTLs based organoleptic considerations are lower than the health-based values.

Table F in Chapter 62-780, F.A.C., was duplicated in Table 7 of the technical report referenced in this chapter. Table F is for use only when making decisions for brownfield sites regarding sub-subparagraph 62-780.680(1)(c)1 a., F.A.C.

NA = Not available at time of rule adoption.

(a) = Health-based GCTL lower than the Secondary Standard. The Secondary Standard shall be used for this contaminant.

(b) = Health-based GCTL higher than Primary Standard (value). The Primary Standard shall be used for this contaminant.

(c) = Health-based GCTL lower than Primary Standard (value). The Primary Standard shall be used for this contaminant.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jorge R. Caspary, Director, Division of Waste Management
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel T. Vinyard Jr., Secretary, Department of Environmental Protection
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 17, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 9, 2012

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-782.100	Referenced Guidelines
62-782.150	Applicability
62-782.200	Acronyms and Definitions
62-782.220	Notices
62-782.300	Quality Assurance Requirements
62-782.400	Professional Certifications
62-782.450	Combined Document
62-782.500	Interim Source Removal
62-782.600	Site Assessment
62-782.610	Fate and Transport Model and Statistical Method
62-782.650	Risk Assessment
62-782.680	No Further Action and No Further Action with Controls Criteria

62-782.690 Natural Attenuation with Monitoring Criteria
 62-782.700 Active Remediation
 62-782.750 Post Active Remediation Monitoring
 62-782.790 Time Schedules
 62-782.900 Forms

PURPOSE AND EFFECT: Chapter 62-782, F.A.C., is being repealed with all of the current Risk-Based Corrective Action (RBCA) rule chapters being merged into Chapter 62-780, F.A.C., Contaminated Site Cleanup Criteria. The purpose is to achieve rule consolidation and consistency across cleanup programs, where possible, based on governing statutes. Concurrently, the Department is proposing the expansion of Chapter 62-780, F.A.C., to include program-specific provisions from the Petroleum, Drycleaning Solvent, and Brownfields RBCA cleanup rules.

SUMMARY: The existing drycleaning solvent contamination site rehabilitation criteria, process and procedures contained in Chapter 62-782, F.A.C., will be merged into Chapter 62-780, 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: Chapter 62-782, F.A.C., is merely being merged into Chapter 62-780, F.A.C., and no substantive changes were made during the merger of these rules. The department expects no regulatory costs associated with this proposed rule repeal; therefore, a SERC and legislative ratification are not required.

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

RULEMAKING AUTHORITY: 376.3078(4), 376.30702, 403.7255, 403.061, 376.3078(9) FS.

LAW IMPLEMENTED: 376.3078(4), 376.30702, 403.7255, 403.0877, 376.3078(9) 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: Wednesday, October 3, 2012, 9:00 a.m. until conclusion, but no later than 5:00 p.m.

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Brian Dougherty at (850)245-7503 or brian.dougherty@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Brian Dougherty at (850)245-7503 or brian.dougherty@dep.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

62-782.100 Referenced Guidelines.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.100, F.A.C.

62-782.150 Applicability.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.150, F.A.C.

62-782.200 Acronyms and Definitions.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.200, F.A.C.

62-782.220 Notices.

Rulemaking Specific Authority 376.30702, 376.3078(4), 403.7255 FS. Law Implemented 376.30702, 376.3078(4), 403.7255 FS. History–New 4-17-05, Amended 12-27-07, Repealed.

Editorial Note: see Rule 62-780.220, F.A.C.

62-782.300 Quality Assurance Requirements.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.300, F.A.C.

62-782.400 Professional Certifications.

Rulemaking Specific Authority 403.061 FS. Law Implemented 403.0877 FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.400, F.A.C.

62-782.450 Combined Document.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.450, F.A.C.

62-782.500 Interim Source Removal.

Rulemaking Specific Authority 376.3078(4), 376.3078(9) FS. Law Implemented 376.3078(4), 376.3078(9) FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.500, F.A.C.

62-782.600 Site Assessment.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.600, F.A.C.

62-782.610 Fate and Transport Model and Statistical Method.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 4-17-05, Repealed.

Editorial Note: see Rule 62-780.610, F.A.C.

62-782.650 Risk Assessment.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.650, F.A.C.

62-782.680 No Further Action and No Further Action with Controls Criteria.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.680, F.A.C.

62-782.690 Natural Attenuation with Monitoring Criteria.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed.

Editorial Note: see Rule 62-780.690, F.A.C.

62-782.700 Active Remediation.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed _____.

Editorial Note: see Rule 62-780.700, F.A.C.

62-782.750 Post Active Remediation Monitoring.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed _____.

Editorial Note: see Rule 62-780.750, F.A.C.

62-782.790 Time Schedules.

Rulemaking Specific Authority 376.3078(4) FS. Law Implemented 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, Repealed _____.

Editorial Note: see Rule 62-780.790, F.A.C.

62-782.900 Forms.

Rulemaking Specific Authority 376.30702, 376.3078(4) FS. Law Implemented 376.30702, 376.3078(4) FS. History–New 8-5-99, Amended 4-17-05, 12-27-07, Repealed _____.

Editorial Note: see Rule 62-780.900, F.A.C.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jorge R. Caspary, Director, Division of Waste Management
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel T. Vinyard Jr., Secretary, Department of Environmental Protection
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 17, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 16, 2012

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-785.100	Referenced Guidelines
62-785.150	Applicability
62-785.200	Acronyms and Definitions
62-785.220	Notices
62-785.300	Quality Assurance Requirements
62-785.400	Professional Certifications
62-785.450	Combined Document
62-785.500	Interim Source Removal
62-785.600	Site Assessment
62-785.610	Fate and Transport Model and Statistical Method
62-785.650	Risk Assessment

62-785.680	No Further Action and No Further Action with Controls
62-785.690	Natural Attenuation with Monitoring Criteria
62-785.700	Active Remediation
62-785.750	Post Active Remediation Monitoring Forms
62-785.900	

PURPOSE AND EFFECT: Chapter 62-785, F.A.C., is being repealed with all of the current Risk-Based Corrective Action (RBCA) rule chapters being merged into Chapter 62-780, F.A.C., Contaminated Site Cleanup Criteria. The purpose is to achieve rule consolidation and consistency across cleanup programs, where possible, based on governing statutes. Concurrently, the Department is proposing the expansion of Chapter 62-780, F.A.C., to include program-specific provisions from the Petroleum, Drycleaning Solvent, and Brownfields RBCA cleanup rules.

SUMMARY: The existing brownfields contamination site rehabilitation criteria, process and procedures contained in Chapter 62-785, F.A.C., will be merged into Chapter 62-780, 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: Chapter 62-785, F.A.C., is merely being merged into Chapter 62-780, F.A.C., and no substantive changes were made during the merger of these rules. The department expects no regulatory costs associated with this proposed rule repeal; therefore, a SERC and legislative ratification are not required.

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

RULEMAKING AUTHORITY: 376.30702, 376.81, 403.7255 FS.

LAW IMPLEMENTED: 376.30702, 376.80, 376.81, 403.7255, 403.0877 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: Wednesday, October 3, 2012, 9:00 a.m. until conclusion, but no later than 5:00 p.m.

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Brian Dougherty at (850)245-7503 or brian.dougherty@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Brian Dougherty at (850)245-7503 or brian.dougherty@dep.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULES IS:

62-785.100 Referenced Guidelines.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.100, F.A.C.

62-785.150 Applicability.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.150, F.A.C.

62-785.200 Acronyms and Definitions.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.200, F.A.C.

62-785.220 Notices.

Rulemaking Specific Authority 376.30702, 376.81, 403.7255 FS. Law Implemented 376.30702, 376.81, 403.7255 FS. History–New 4-17-05, Amended 12-27-07, Repealed.

Editorial Note: see Rule 62-780.220, F.A.C.

62-785.300 Quality Assurance Requirements.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.300, F.A.C.

62-785.400 Professional Certifications.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.80, 376.81, 403.0877 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.400, F.A.C.

62-785.450 Combined Document.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.450, F.A.C.

62-785.500 Interim Source Removal.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.500, F.A.C.

62-785.600 Site Assessment.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.600, F.A.C.

62-785.610 Fate and Transport Model and Statistical Method.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 4-17-05, Repealed.

Editorial Note: see Rule 62-780.610, F.A.C.

62-785.650 Risk Assessment.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.650, F.A.C.

62-785.680 No Further Action and No Further Action with Controls.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81, 403.0877 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.680, F.A.C.

62-785.690 Natural Attenuation with Monitoring Criteria.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.690, F.A.C.

62-785.700 Active Remediation.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.700, F.A.C.

62-785.750 Post Active Remediation Monitoring.

Rulemaking Specific Authority 376.81 FS. Law Implemented 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, Repealed.

Editorial Note: see Rule 62-780.750, F.A.C.

62-785.900 Forms.

Rulemaking Specific Authority 376.30702, 376.81 FS. Law Implemented 376.30702, 376.81 FS. History–New 7-6-98, Amended 8-5-99, 4-17-05, 12-27-07, Repealed.

Editorial Note: see Rule 62-780.900, F.A.C.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Jorge R. Caspary, Director, Division of Waste Management
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel T. Vinyard Jr., Secretary, Department of Environmental Protection
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 17, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 16, 2012

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NO.: RULE TITLE:
 2A-5.011 Enforcement

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. 38, No. 32, August 10, 2012 issue of the Florida Administrative Weekly.

(1) Before the Department may take action to enforce a provision of the “Convenience Business Security Act,” Sections 812.1701-.175, F.S., an inspection of a convenience business or businesses must be performed and properly documented on the form entitled “Convenience Business Security Inspection Form,” CBS-2 (Revised 4/09), effective 8-4-09, which is incorporated by reference in these rules.

(2) The owner or principal operator of a convenience business must respond to a notice of violation and provide proof of compliance by submitting to the Office of the Attorney General a completed form entitled “Voluntary Compliance Agreement,” CBS-3 (Revised 4/09), effective 8-4-09, which is incorporated by reference in these rules.

(3) Upon a showing that the owner or principal operator of a convenience business has a good faith intention to correct a violation and there is no evidence of unnecessary delay, the Office of the Attorney General ~~shall~~ may grant a 90 ~~30~~-day extension of time for correcting violations. However, if a violation is not timely corrected, civil fines ~~shall~~ may be imposed in the following amounts:

(a) \$1,000 for violation of any of the security requirements of Section 812.173(1) and (2), F.S.;

(b) \$2,000 for violation of the silent alarm requirements in Section 812.173(3), F.S.; or the employee training requirement in Section 812.174, F.S.;

(c) \$5,000 for violation of any of the security requirements in Section 812.173(4), F.S.;

(d) \$5,000 for any violation of the requirements indicated in paragraphs (a)-(c) above if the violation is found during the investigation of any of the crimes specified in subsection 812.173(4), F.S.

(4) When a civil fine is imposed, the Office of the Attorney General shall issue a certified, return receipt requested letter to the owner or principal operator demanding payment to the State of Florida within 21 days of receipt.

(5) The allegations contained in a notice of civil fine will become binding and final, and the right to an administrative hearing will be deemed waived, unless a request for administrative hearing under Sections 120.569 and 120.57, F.S., is filed with the Office of the Attorney General within 21 days after receipt of the notice of civil fine.

Rulemaking Authority 812.176 FS. Law Implemented 120.57, 812.175 FS. History–New 4-20-93, Amended 6-25-96, 4-28-98, 8-4-09, _____.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

RULE NOS.:	RULE TITLES:
15C-20.001	Secondary Metals Recyclers or Salvage Motor Vehicle Dealers
15C-20.002	Secondary Metals Recycler and Salvage Motor Vehicle Dealer Participation Requirements
15C-20.003	Electronic Notification System Vendors; Certification; Requirements
15C-20.004	Electronic System Procedure Requirements
15C-20.005	Derelict Motor Vehicles
15C-20.006	Derelict Motor Vehicle Certificates
15C-20.007	Electronic Application for Derelict Motor Vehicle Certificates
15C-20.008	Enforcement/Compliance

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. 38, No. 18, May 4, 2012 issue of the Florida Administrative Weekly.

These changes are in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated June 13, 2012. The corrections are as follows:

15C-20.001 Secondary Metals Recyclers or Salvage Motor Vehicle Dealers.

(1) No change.

(2)(a) through (c) No change.

(d) “National Motor Vehicle ~~Title Filing~~ Information System” (NMVTIS) means the nationwide electronic system that provides information about a vehicle’s condition and history to include a vehicle’s title, most recent odometer reading, brand history and historical theft data.

(3) through (5) No change.

Rulemaking Authority 319.30(8)(a), (h) FS. Law Implemented 319.30(8)(a) FS. History–New _____.

15C-20.002 Secondary Metals Recycler and Salvage Motor Vehicle Dealer Participation Requirements.

(1) through (4) No change.

Rulemaking Authority 319.30(8)(a), (h) FS. Law Implemented 319.30(8)(a) FS. History–New _____.

15C-20.003 Electronic Notification System Vendors; Certification; Requirements.

(1) through (4) No change.

Rulemaking Authority 319.30(8)(a), (h) FS. Law Implemented 319.30(8)(a) FS. History–New _____.

15C-20.004 Electronic System Procedure Requirements.

(1) through (6) No change.

Rulemaking Authority 319.30(8)(a), (h) FS. Law Implemented 319.30(8)(a) FS. History–New _____.

15C-20.005 Derelict Motor Vehicles.

(1) through (2) No change.

Rulemaking Authority 319.30(8)(a), (h) FS. Law Implemented 319.30(8)(a) FS. History–New _____.

15C-20.006 Derelict Motor Vehicle Certificates.

(1) If applying for a derelict motor vehicle certificate at a tax collector’s office or license plate agency, application must be made on Application for an Original/Duplicate Derelict Motor Vehicle Certificate and Request to Cancel Title, Form HSMV 82137 S (Rev 04/12), incorporated herein by reference and available at tax collector offices, license plate agencies and via the Department website at www.flhsmv.gov. The secondary metals recycler or salvage motor vehicle dealer must

apply within 24 hours of receiving the derelict motor vehicle. If application is made at a tax collector’s office or license plate agency, the 24 hour notice excludes weekends and holidays. The derelict motor vehicle certificate application must be completed by the seller or owner, transporter and purchaser prior to the purchaser taking possession of the derelict motor vehicle.

(2) The derelict motor vehicle certificate application must be accompanied by:

(a) A legible copy of the seller’s or owner’s valid Florida driver license or Florida identification card, or a valid driver license or identification card issued by another state.

(b) No change.

(3) through (7) No change.

Rulemaking Authority 319.30(8)(a), (h) FS. Law Implemented 319.30(8)(a) FS. History–New _____.

15C-20.007 Electronic Application for Derelict Motor Vehicle Certificates.

(1) through (2) No change.

(3) The secondary metals recycler or salvage motor vehicle dealer must complete an Application for an Original/Duplicate Derelict Motor Vehicle Certificate and Request to Cancel Title, Form HSMV 82137 S (Rev. 04/12), incorporated herein by reference and available at tax collector offices, license plate agencies and via the Department website at www.flhsmv.gov, obtaining the signatures of the seller or owner, transporter and purchaser and meeting all other derelict motor vehicle certificate application criteria. The secondary metals recycler or salvage motor vehicle dealer shall then enter the information required via the vendor’s Electronic Notification System.

(4) through (9) No change.

Rulemaking Authority 319.30(8)(a), (h) FS. Law Implemented 319.30(8)(a) FS. History–New _____.

15C-20.008 Enforcement/Compliance.

(1) The Department shall enforce compliance with the requirements of the Electronic Notification System. The following are prohibited and shall may result in the termination of certification as an electronic notification vendor:

(a) Providing access to the Electronic Notification System to a client or person not authorized by the Department.

(b) Willful misrepresentation of electronic notification policies, procedures, contractual terms or other titling procedures.

(c) Using Department information for reasons other than authorized electronic notification services.

(d) Failure to correct errors as required by the Department.

(2) No change.

Rulemaking Authority 319.30(8)(a), (h) FS. Law Implemented 319.30(8)(a) FS. History–New _____.

THE PERSON TO BE CONTACTED REGARDING THE CHANGE IS: Selma Sauls, Government Operations Consultant I, 2900 Apalachee Parkway, Tallahassee Florida 32399, selmasauls@flhsmv.gov, (850)617-3001

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.002
 RULE TITLE: Medicaid Provider Reimbursement Schedule

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. 38, No. 22, June 1, 2012 issue of the Florida Administrative Weekly.

The following changes have been made to the proposed rule.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.002 Medicaid Provider Reimbursement Schedule.

(1) Medicaid providers who provide the following services and their billing agents who submit claims on behalf of an enrolled Medicaid provider must be in compliance with the provisions of the Florida Medicaid Provider Reimbursement Schedule for the following services: advanced registered nurse practitioner, birth center, chiropractic, general dental, hearing, licensed midwife, optometric, outpatient hospital laboratory, physician, physician assistant, podiatry, registered nurse first assistant, and visual. ~~Rule 59G-4.002 incorporates by reference changes to the Florida Medicaid Provider Reimbursement Schedule for the following services: practitioner procedure codes and fees, effective January 1, 2011, practitioner procedure codes and fees, effective January 1, 2012, fees for general dental services, effective July 1, 2011, physician immunization fees, effective April 1, 2011, and physician immunization fees, effective October 1, 2011.~~

(2) The following fee schedules are incorporated by reference: Advanced Registered Nurse Practitioner Fee Schedule, Effective January 1, 2011 and January 1, 2012; Birthing Center Fee Schedule, Effective January 1, 2011 and January 1, 2012; Chiropractic Services Fee Schedule, Effective January 1, 2011 and January 1, 2012; Dental General Fee Schedule, Effective January 1, 2011, July 1, 2011, and January 1, 2012; Dental Oral/Maxillofacial Surgery Fee Schedule, Effective January 1, 2011 and January 1, 2012; Dental Injectables Fee Schedule, Effective January 1, 2011 and January 1, 2012; Hearing Services Fee Schedule, Effective January 1, 2011 and January 1, 2012; Licensed Midwife Fee Schedule, Effective January 1, 2011 and January 1, 2012; Optometry Services Fee Schedule, Effective January 1, 2011 and January 1, 2012; Outpatient Hospital Laboratory Services Fee Schedule, Effective January 1, 2010; Physician Anesthesia Fee Schedule, Effective January 1, 2011 and January 1, 2012; Physician Assistant Fee Schedule, Effective January 1, 2011

and January 1, 2012; Physician Evaluation and Management Fee Schedule, Effective January 1, 2011 and January 1, 2012; Physician Immunization Fee Schedule, Effective January 1, 2011, April 1, 2011, October 1, 2011, and January 1, 2012; Physician Laboratory Services Fee Schedule, Effective January 1, 2011 and January 1, 2012; Physician Medical Fee Schedule, Effective January 1, 2011 and January 1, 2012; Physician Pediatric Fee Schedule, Effective January 1, 2011 and January 1, 2012; Physician Radiology Services Fee Schedule, Effective January 1, 2011 and January 1, 2012; Physician Surgical Fee Schedule, Effective January 1, 2011 and January 1, 2012; Podiatry Services Fee Schedule, Effective January 1, 2011 and January 1, 2012; Regional Perinatal Care Centers (RPICC) Neonatal Services Fee Schedule, Effective January 1, 2011 and January 1, 2012; Regional Perinatal Care Centers (RPICC) Obstetrical Services Fee Schedule, Effective January 1, 2011 and January 1, 2012; Registered Nurse First Assistant Fee Schedule, Effective January 1, 2011 and January 1, 2012; and Visual Services Fee Schedule, Effective January 1, 2011 and January 1, 2012.

The ~~fee schedules~~ Florida Medicaid Provider Reimbursement Schedule ~~are~~ is 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 of the ~~fee schedules reimbursement schedule~~ may be obtained by calling the Provider Contact Center at (800)289-7799 and selecting Option 7.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New 8-18-05, Amended 11-30-05, 4-16-06, 10-11-06, 3-27-07, 7-25-07, 9-29-08, 4-28-09, 2-11-10, 1/31/11, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE NOS.:	RULE TITLES:
61D-14.003	Renewal of Slot Machine Licenses
61D-14.011	Occupational License and Fingerprint Fees
61D-14.017	Days and Hours of Operation
61D-14.019	Compulsive or Addictive Gambling Prevention Program
61D-14.031	Bill Acceptors
61D-14.059	Slot Machine Licensee Personnel
61D-14.080	Retention, Storage and Destruction of Books, Records, and Documents
61D-14.082	Annual Financial Report
61D-14.086	Annual Compliance Audit
61D-14.090	Prohibited Acts
61D-14.200	Educational or Training Facilities
61D-14.203	Certified Educational Facility License Application

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 42, October 22, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: 64B9-4.002
 RULE TITLE: Requirements for Certification
 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. 38, No. 29, July 20, 2012 issue of the Florida Administrative Weekly.

The change is due to concerns by the Joint Administrative Committee in their letters dated July 24, 2012 and August 24, 2012. The change is as follows:

Subsection (3)(i) shall now read as follows:

(i) American Association of Critical-Care Nurses (AACN Certification Corporation) Adult Acute Care Nurse Practitioner Certification (ACNPC).

**Section IV
 Emergency Rules**

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER12-58
 RULE TITLE: Fan-Tastic College Football Promotion

SUMMARY: The Department of the Lottery will conduct the Fan-Tastic College Football Promotion between August 29, 2012, and November 28, 2012, in which special college football prizes will be awarded.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER12-58 Fan-Tastic College Football Promotion.

(1) Beginning Wednesday, August 29, 2012, through Wednesday, November 28, 2012, the Florida Lottery will conduct the Fan-Tastic College Football Promotion. Players who purchase a single \$10.00 or more FLORIDA LOTTO™ or FLORIDA LOTTO with XTRA ticket at a Florida Lottery (or “Lottery”) retailer location will receive an entry voucher with a unique number that can be entered in a team drawing in one (1) of eight (8) participating college team “Fan Experiences” on the Florida Lottery’s website for a chance to win college football prizes. The team experiences are: the Canes® Fan Experience; the Gators® Fan Experience; the Seminoles® Fan

Experience; the Bulls™ Fan Experience; the Knights™ Fan Experience; the Panthers™ Fan Experience; the Owls® Fan Experience; and the Rattlers™ Fan Experience.

(2) To enter a voucher number in a team drawing, players must enter on the Lottery’s website at www.flalottery.com. On the home page of the Lottery’s website, players can click on the Fan-Tastic College Football Promotion banner(s) and follow the directions. Players can also access the Lottery’s website to enter a voucher number via a link located on each of the following eight (8) colleges’ athletics websites:

College	Website	Fan Experience
University of Miami	www.hurricanesports.com	Canes Fan Experience
University of Florida	www.gatorzone.com	Gators Fan Experience
Florida State University	www.seminoles.com	Seminoles Fan Experience
University of Central Florida	www.ucfathletics.com	Knights Fan Experience
University of South Florida	www.goustbulls.com	Bulls Fan Experience
Florida International University	www.fiusports.com	Panthers Fan Experience
Florida Atlantic University	www.fausports.com	Owls Fan Experience
Florida A&M University	www.famuathletics.com	Rattlers Fan Experience

(3) The entry voucher will be attached to the bottom of the FLORIDA LOTTO ticket. The voucher entry number is located at the bottom on the front of the voucher. Players are to enter the first 13-digits of the 19-digit voucher entry number. Qualifying FLORIDA LOTTO ticket purchases will produce entry vouchers from the beginning of the promotion period until close of game for FLORIDA LOTTO at 10:40 p.m. on November 28, 2012. A player will be able to enter his or her voucher entry numbers beginning at the top of the hour after the FLORIDA LOTTO ticket is purchased. A player entering a voucher entry number prior to the top of the hour after purchase will be directed to return at a later time to enter his or her voucher entry number into the drawing. FLORIDA LOTTO tickets cannot be used for entry into the drawings. The odds of winning are dependent upon the number of entries received. Entry vouchers should not be mailed to the Lottery unless players are contacted by the Florida Lottery and requested to do so. Entry vouchers or tickets received in the mail by the Florida Lottery will not be entered into the drawing and will not be returned. Cancellation of a qualifying FLORIDA LOTTO ticket will also cancel the associated entry voucher and the voucher entry number will be ineligible for entry into a drawing. Voucher entry numbers associated with a cancelled FLORIDA LOTTO ticket that are entered into a drawing will be disqualified.

(4) In each of the eight (8) team experiences, four (4) Fan Experience computerized drawings will be held between September 6, 2012, and November 8, 2012, from entries received during the entry periods shown in subsection (5) below. One (1) final Grand Prize drawing will be held on November 29, 2012, from all entries received between August 29, 2012, and midnight ET on November 28, 2012, excluding entries selected as winners in the first four (4) Fan Experience drawings.

(5) Players may enter as many times as they wish during the contest period. However, each valid voucher entry number may only be used one (1) time, for one (1) entry into one (1) Fan Experience drawing and/or the Grand Prize drawing. Entries received from the beginning of the entry period for a drawing through midnight ET on the night before the drawing will be included in the drawing. The drawing dates are:

<u>Fan Experience Drawing</u>	<u>Drawing Date</u>	<u>From Entries Received</u>
<u>1</u>	<u>Thursday, September 6, 2012</u>	<u>August 29, 2012 – September 5, 2012</u>
<u>2</u>	<u>Thursday, September 27, 2012</u>	<u>September 6 – September 26, 2012</u>
<u>3</u>	<u>Thursday, October 18, 2012</u>	<u>September 27, 2012 – October 17, 2012</u>
<u>4</u>	<u>Thursday, November 8, 2012</u>	<u>October 18, 2012 – November 7, 2012</u>
<u>Grand Prize Drawing</u>	<u>Thursday, November 29, 2012</u>	<u>August 29, 2012 – November 28, 2012</u>

(6) Canes® Fan Experience.

(a) Fan Experience Drawings and Prizes.

1. First Prize. In each of the four (4) Fan Experience drawings, the first ten (10) winners will each receive \$25 in Lottery Scratch-Off tickets, two (2) tickets to the first University of Miami (“UM”) home football game scheduled after the prize is claimed and two (2) UM hats and t-shirts. If the prize in the November 8, 2012, drawing is not claimed in time for the winner to use the game tickets during the 2012 season, the game tickets awarded will be for the first 2013 home game. (Total value \$255).

2. Second Prize. In each of the four (4) Fan Experience drawings, the next forty (40) winners will each receive two (2) UM hats and t-shirts. (Total value \$100).

No alternate entries will be drawn in the Fan Experience Drawings.

(b) Grand Prize Drawing and Prizes.

In the Grand Prize drawing, the Lottery will draw a total of ten (10) entries and award five (5) winners with the prizes shown below. The first number selected will win the first prize, the second number selected will win the second prize, the third number selected will win the third prize, the fourth number selected will win the fourth prize, and the fifth number selected

with win the fifth prize. The sixth through tenth entries will serve as alternates as needed in the order in which they were drawn.

1. First Prize. \$10,000 in cash, two (2) UM hats and polo shirts and \$150 in Lottery Scratch-Off tickets. The Florida Lottery will withhold from the \$10,000 cash portion of the first prize federal tax withholding on the total value of the prize, which is \$10,320.

2. Second Prize. \$1,000 in cash; a bowl game trip consisting of two (2) tickets to the UM bowl game at the conclusion of the 2012-2013 season*, one (1) hotel room for two (2) nights, airfare for two (2) from any U.S regional or international airport with regularly scheduled commercial service to the city in which the bowl game will be held**, one (1) football autographed by Al Golden; two (2) UM hats and polo shirts and \$125 in Lottery Scratch-Off tickets. (Total value is estimated at \$2,845***).

3. Third Prize. \$500 in cash; a Flyaway Trip consisting of two (2) tickets to a 2013 UM away game (to be determined by the team) during the 2013 regular season, one (1) hotel room for one (1) night, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to the city in which the away game will be held**, two (2) UM hats and polo shirts and \$100 in Lottery Scratch-Off tickets. (Total value is estimated at \$1,930***).

4. Fourth Prize. Two (2) season tickets for the 2013-2014 UM football season, two (2) UM hats and polo shirts and \$75 in Lottery Scratch-Off tickets. (Total value \$1,155).

5. Fifth Prize. Four (4) tickets to a 2013 UM football home game, two (2) UM hats and polo shirts and \$50 in Lottery Scratch-Off tickets. (Total value \$480).

* If UM does not play in a bowl game at the conclusion of the 2012 season, or if the second prize is not claimed in time for the winner to use the trip for the 2012 end-of-season bowl game, the trip will be to an away game (to be determined by the team) during the 2013 regular season. Second prize does not include tickets to the National Championship Bowl Game. In the event UM plays in the 2012-2013 National Championship Bowl Game, the winner will have the option of taking the trip to the next end of season bowl game in which UM plays, or taking the trip to an away game (to be determined by the team) during the 2013 regular season. All tickets are subject to applicable terms, conditions, and restrictions of the applicable bowl game.

**No monetary compensation will be given to the winner in lieu of airfare if the bowl game or away game is held in a city in Florida for which air travel from the winner’s city of residence is not required. In such case, the value of the prize for tax reporting will be reduced by the estimated value of the airfare.

***The value of the prize is dependent upon the location of the winner and the location of the game.

(7) Gators® Fan Experience.

(a) Fan Experience Drawings and Prizes.

1. First Prize. In each of the four (4) Fan Experience drawings, the first ten (10) winners will each receive \$25 in Lottery Scratch-Off tickets, two (2) tickets to the first University of Florida ("UF") home football game scheduled after the prize is claimed and two (2) UF hats and t-shirts. If the prize in the November 8, 2012, drawing is not claimed in time for the winner to use the game tickets during the 2012 season, the game tickets awarded will be for the first 2013 home game. (Total value \$255).

2. Second Prize. In each of the four (4) Fan Experience drawings, the next forty (40) winners will each receive two (2) UF hats and t-shirts. (Total value \$100).

No alternate entries will be drawn in the Fan Experience Drawings.

(b) Grand Prize Drawing and Prizes.

In the Grand Prize drawing, the Lottery will draw a total of ten (10) entries and award five (5) winners with the prizes shown below. The first number selected will win the first prize, the second number selected will win the second prize, the third number selected will win the third prize, the fourth number selected will win the fourth prize, and the fifth number selected will win the fifth prize. The sixth through tenth entries will serve as alternates as needed in the order in which they were drawn.

1. First Prize. \$10,000 in cash, two (2) UF hats and polo shirts and \$150 in Lottery Scratch-Off tickets. The Florida Lottery will withhold from the \$10,000 cash portion of the first prize federal tax withholding on the total value of the prize, which is \$10,320.

2. Second Prize. \$1,000 in cash; a bowl game trip consisting of two (2) tickets to the UF bowl game at the conclusion of the 2012-2013 season*, one (1) hotel room for two (2) nights, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to the city in which the bowl game will be held**; one (1) football autographed by Will Muschamp; two (2) UF hats and polo shirts and \$125 in Lottery Scratch-Off tickets. (Total value is estimated at \$2,845***).

3. Third Prize. \$500 in cash; a Flyaway Trip consisting of two (2) tickets to a 2013 UF away game (to be determined by the team) during the 2013 regular season, one (1) hotel room for one (1) night, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to the city in which the away game will be held**; two (2) UF hats and polo shirts and \$100 in Lottery Scratch-Off tickets. (Total value is estimated at \$1,930***).

4. Fourth Prize. Two (2) season tickets for the 2013-2014 UF football season, two (2) UF hats and polo shirts and \$75 in Lottery Scratch-Off tickets. (Total value \$1,155).

5. Fifth Prize. Four (4) tickets to a 2013 UF football home game, two (2) UF hats and polo shirts and \$50 in Lottery Scratch-Off tickets. (Total value \$480).

* If UF does not play in a bowl game at the conclusion of the 2012 season, or if the second prize is not claimed in time for the winner to use the trip for the 2012 end-of-season bowl game, the trip will be to an away game (to be determined by the team) during the 2013 regular season. Second prize does not include tickets to the National Championship Bowl Game. In the event UF plays in the 2012-2013 National Championship Bowl Game, the winner will have the option of taking the trip to the next end of season bowl game in which UF plays, or taking the trip to an away game (to be determined by the team) during the 2013 regular season. All tickets are subject to applicable terms, conditions, and restrictions of the applicable bowl game.

**No monetary compensation will be given to the winner in lieu of airfare if the bowl game or away game is held in a city in Florida for which air travel from the winner's city of residence is not required. In such case, the value of the prize for tax reporting will be reduced by the estimated value of the airfare.

***The value of the prize is dependent upon the location of the winner and the location of the game.

(8) Seminoles® Fan Experience.(a) Fan Experience Drawings and Prizes.

1. First Prize. In each of the four (4) Fan Experience drawings, the first ten (10) winners will each receive \$25 in Lottery Scratch-Off tickets, two (2) tickets to the first Florida State University ("FSU") home football game scheduled after the prize is claimed and two (2) FSU hats and t-shirts. If the prize in the November 8, 2012, drawing is not claimed in time for the winner to use the game tickets during the 2012 season, the game tickets awarded will be for the first 2013 home game. (Total value \$255)

2. Second Prize. In each of the four (4) Fan Experience drawings, the next forty (40) winners will each receive two (2) FSU hats and t-shirts. (Total value \$100)

No alternate entries will be drawn in the Fan Experience Drawings.

(b) Grand Prize Drawing and Prizes.

In the Grand Prize drawing, the Lottery will draw a total of ten (10) entries and award five (5) winners with the prizes shown below. The first number selected will win the first prize, the second number selected will win the second prize, the third number selected will win the third prize, the fourth number selected will win the fourth prize, and the fifth number selected will win the fifth prize. The sixth through tenth entries will serve as alternates as needed in the order in which they were drawn.

1. First Prize. \$10,000 in cash, two (2) FSU hats and polo shirts and \$150 in Lottery Scratch-Off tickets. The Florida Lottery will withhold from the \$10,000 cash portion of the first prize federal tax withholding on the total value of the prize, which is \$10,320.

2. Second Prize. \$1,000 in cash; a bowl game trip consisting of two (2) tickets to the FSU bowl game at the conclusion of the 2012-2013 season*, one (1) hotel room for two (2) nights, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to the city in which the bowl game will be held**; one (1) football autographed by Jimbo Fisher; two (2) FSU hats and polo shirts and \$125 in Lottery Scratch-Off tickets. (Total value: Estimated at \$2,845***).

3. Third Prize. \$500 in cash; a Flyaway Trip consisting of two (2) tickets to a 2013 FSU away game (to be determined by the team) during the 2013 regular season, one (1) hotel room for one (1) night, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to the city in which the away game will be held**; two (2) FSU hats and polo shirts and \$100 in Lottery Scratch-Off tickets. (Total value is estimated at \$1,930***).

4. Fourth Prize. Two (2) season tickets for the 2013-2014 FSU football season, two (2) FSU hats and polo shirts and \$75 in Lottery Scratch-Off tickets. (Total value \$1,155).

5. Fifth Prize. Four (4) tickets to a 2013 FSU football home game, two (2) FSU hats and polo shirts and \$50 in Lottery Scratch-Off tickets. (Total value \$480).

* If FSU does not play in a bowl game at the conclusion of the 2012 season, or if the second prize is not claimed in time for the winner to use the trip for the 2012 end-of-season bowl game, the trip will be to an away game (to be determined by the team) during the 2013 regular season. Second prize does not include tickets to the National Championship Bowl Game. In the event FSU plays in the 2012-2013 National Championship Bowl Game, the winner will have the option of taking the trip to the next end of season bowl game in which FSU plays, or taking the trip to an away game (to be determined by the team) during the 2013 regular season. All tickets are subject to applicable terms, conditions, and restrictions of the applicable bowl game.

**No monetary compensation will be given to the winner in lieu of airfare if the bowl game or away game is held in a city in Florida for which air travel from the winner's city of residence is not required. In such case, the value of the prize for tax reporting will be reduced by the estimated value of the airfare.

***The value of the prize is dependent upon the location of the winner and the location of the game.

(9) Bulls™ Fan Experience.

(a) Fan Experience Drawings and Prizes.

1. First Prize. In each of the four (4) Fan Experience drawings, the first ten (10) winners will each receive \$25 in Lottery Scratch-Off tickets, two (2) tickets to the first University of South Florida ("USF") home football game scheduled after the prize is claimed and two (2) USF hats and t-shirts. If the prize in the November 8, 2012, drawing is not

claimed in time for the winner to use the game tickets during the 2012 season, the game tickets awarded will be for the first 2013 home game. (Total value \$205).

2. Second Prize. In each of the four (4) Fan Experience drawings, the next forty (40) winners will each receive two (2) USF hats and t-shirts. (Total value \$100).

No alternate entries will be drawn in the Fan Experience Drawings.

(b) The Grand Prize Drawing and Prizes.

In the Grand Prize drawing, the Lottery will draw a total of ten (10) entries and award five (5) winners with the prizes shown below. The first number selected will win the first prize, the second number selected will win the second prize, the third number selected will win the third prize, the fourth number selected will win the fourth prize, and the fifth number selected will win the fifth prize. The sixth through tenth entries will serve as alternates as needed in the order in which they were drawn.

1. First Prize. \$10,000 in cash, two (2) USF hats and polo shirts and \$150 in Lottery Scratch-Off tickets. The Florida Lottery will withhold from the \$10,000 cash portion of the first prize federal tax withholding on the total value of the prize, which is \$10,320.

2. Second Prize. \$1,000 in cash; a bowl game trip consisting of two (2) tickets to the USF bowl game at the conclusion of the 2012-2013 season*, one (1) hotel room for two (2) nights, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to the city in which the bowl game will be held**; one (1) football autographed by Skip Holtz; two (2) USF hats and polo shirts and \$125 in Lottery Scratch-Off tickets. (Total value is estimated at \$2,845***).

3. Third Prize. \$500 in cash; a Flyaway Trip consisting of two (2) tickets to a 2013 USF away game (to be determined by the team) during the 2013 regular season, one (1) hotel room for one (1) night, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to the city in which the away game will be held**; two (2) USF hats and polo shirts and \$100 in Lottery Scratch-Off tickets. (Total value is estimated at \$1,930***).

4. Fourth Prize. Two (2) season tickets for the 2013-2014 USF football season, two (2) USF hats and polo shirts and \$75 in Lottery Scratch-Off tickets. (Total value \$805).

5. Fifth Prize. Four (4) tickets to a 2013 USF football home game, two (2) USF hats and polo shirts and \$50 in Lottery Scratch-Off tickets. (Total value \$380).

* If USF does not play in a bowl game at the conclusion of the 2012 season, or if the second prize is not claimed in time for the winner to use the trip for the 2012 end-of-season bowl game, the trip will be to an away game (to be determined by the team) during the 2013 regular season. Second prize does not include tickets to the National Championship Bowl Game. In the event USF plays in the 2012-2013 National

Championship Bowl Game, the winner will have the option of taking the trip to the next end of season bowl game in which USF plays, or taking the trip to an away game (to be determined by the team) during the 2013 regular season. All tickets are subject to applicable terms, conditions, and restrictions of the applicable bowl game.

**No monetary compensation will be given to the winner in lieu of airfare if the bowl game or away game is held in a city in Florida for which air travel from the winner's city of residence is not required. In such case, the value of the prize for tax reporting will be reduced by the estimated value of the airfare.

***The value of the prize is dependent upon the location of the winner and the location of the game.

(10) Knights™ Fan Experience

(a) Fan Experience Drawings and Prizes.

1. First Prize. In each of the four (4) Fan Experience drawings, the first ten (10) winners will each receive \$25 in Lottery Scratch-Off tickets, two (2) tickets to the first University of Central Florida ("UCF") home football game scheduled after the prize is claimed and two (2) UCF hats and t-shirts. If the prize in the November 8, 2012, drawing is not claimed in time for the winner to use the game tickets during the 2012 season, the game tickets awarded will be for the first 2013 home game. (Total value \$205)

2. In each of the four (4) Fan Experience drawings, the next forty (40) winners will each receive two (2) UCF hats and t-shirts. (Total value \$100)

No alternate entries will be drawn in the Fan Experience Drawings.

(b) Grand Prize Drawing and Prizes.

In the Grand Prize drawing, the Lottery will draw a total of ten (10) entries and award five (5) winners with the prizes shown below. The first number selected will win the first prize, the second number selected will win the second prize, the third number selected will win the third prize, the fourth number selected will win the fourth prize, and the fifth number selected will win the fifth prize. The sixth through tenth entries will serve as alternates as needed in the order in which they were drawn.

1. First Prize. \$10,000 in cash, two (2) UCF hats and polo shirts and \$150 in Lottery Scratch-Off tickets. The Florida Lottery will withhold from the \$10,000 cash portion of the first prize federal tax withholding on the total value of the prize, which is \$10,320.

2. Second Prize. \$1,000 in cash, a bowl game trip consisting of two (2) tickets to the UCF bowl game at the conclusion of the 2012-2013 season*, one (1) hotel room for two (2) nights, airfare for two (2) from any U.S regional or international airport with regularly scheduled commercial service to the city in which the bowl game will be held**; one

(1) football autographed by George O'Leary; two (2) UCF hats and polo shirts and \$125 in Lottery Scratch-Off tickets. (Total value is estimated at \$2,845***).

3. Third Prize. \$500 in cash; a Flyaway Trip consisting of two (2) tickets to a 2013 UCF away game (to be determined by the team) during the 2013 regular season, one (1) hotel room for one (1) night, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to the city in which the away game will be held**; two (2) UCF hats and polo shirts and \$100 in Lottery Scratch-Off tickets. (Total value is estimated at \$1,930***).

4. Fourth Prize. Two (2) season tickets for the 2013-2014 UCF football season, two (2) UCF hats and polo shirts and \$75 in Lottery Scratch-Off tickets. (Total value \$805).

5. Fifth Prize. Four (4) tickets to a 2013 UCF football home game, two (2) UCF hats and polo shirts and \$50 in Lottery Scratch-Off tickets. (Total value \$380).

* If UCF does not play in a bowl game at the conclusion of the 2012 season, or if the second prize is not claimed in time for the winner to use the trip for the 2012 end-of-season bowl game, the trip will be to an away game (to be determined by the team) during the 2013 regular season. Second prize does not include tickets to the National Championship Bowl Game. In the event UCF plays in the 2012-2013 National Championship Bowl Game, the winner will have the option of taking the trip to the next end of season bowl game in which UCF plays, or taking the trip to an away game (to be determined by the team) during the 2013 regular season. All tickets are subject to applicable terms, conditions, and restrictions of the applicable bowl game.

**No monetary compensation will be given to the winner in lieu of airfare if the bowl game or away game is held in a city in Florida for which air travel from the winner's city of residence is not required. In such case, the value of the prize for tax reporting will be reduced by the estimated value of the airfare.

***The value of the prize is dependent upon the location of the winner and the location of the game.

(11) Panthers™ Fan Experience.

(a) Fan Experience Drawings and Prizes.

1. First Prize. In each of the four (4) Fan Experience drawings, the first ten (10) winners will each receive \$25 in Lottery Scratch-Off tickets, two (2) tickets to the first Florida International University ("FIU") home football game scheduled after the prize is claimed and two (2) FIU hats and t-shirts. If the prize in the November 8, 2012, drawing is not claimed in time for the winner to use the game tickets during the 2012 season, the game tickets awarded will be for the first 2013 home game. (Total value \$155)

(2). Second Prize. In each of the four (4) Fan Experience drawings, the next forty (40) winners will each receive two (2) FIU hats and t-shirts. (Total value \$100)

No alternate entries will be drawn in Fan Experience Drawings.

(b) Grand Prize Drawing and Prizes.

In the Grand Prize drawing, the Lottery will draw a total of ten (10) entries and award five (5) winners with the prizes shown below. The first number selected will win the first prize, the second number selected will win the second prize, the third number selected will win the third prize, the fourth number selected will win the fourth prize, and the fifth number selected will win the fifth prize. The sixth through tenth entries will serve as alternates as needed in the order in which they were drawn.

1. First Prize. \$10,000 in cash, two (2) FIU hats and polo shirts and \$150 in Lottery Scratch-Off tickets. The Florida Lottery will withhold from the \$10,000 cash portion of the first prize federal tax withholding on the total value of the prize, which is \$10,320.

2. Second Prize. \$1,000 in cash; a bowl game trip consisting of two (2) tickets to the FIU bowl game at the conclusion of the 2012-2013 season*, one (1) hotel room for two (2) nights, airfare for two (2) from any U.S regional or international airport with regularly scheduled commercial service to the city in which the bowl game will be held**; one (1) football autographed by Mario Cristobal; two (2) FIU hats and polo shirts and \$125 in Lottery Scratch-Off tickets. (Total value is estimated at \$2,845***).

3. Third Prize. \$500 in cash; a Flyaway Trip consisting of two (2) tickets to a 2013 FIU away game (to be determined by the team) during the 2013 regular season, one (1) hotel room for one (1) night, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to the city in which the away game will be held**; two (2) FIU hats and polo shirts and \$100 in Lottery Scratch-Off tickets. (Total value is estimated at \$1,930***).

4. Fourth Prize. Two (2) season tickets for the 2013-2014 FIU football season, two (2) FIU hats and polo shirts and \$75 in Lottery Scratch-Off tickets. (Total value: \$545).

5. Fifth Prize. Four (4) tickets to a 2013 FIU football home game, two (2) FIU hats and polo shirts and \$50 in Lottery Scratch-Off tickets. (Total value: \$280).

* If FIU does not play in a bowl game at the conclusion of the 2012 season, or if the second prize is not claimed in time for the winner to use the trip for the 2012 end-of-season bowl game, the trip will be to an away game (to be determined by the team) during the 2013 regular season. Second prize does not include tickets to the National Championship Bowl Game. In the event FIU plays in the 2012-2013 National Championship Bowl Game, the winner will have the option of taking the trip to the next end of season bowl game in which FIU plays, or taking the trip to an away game (to be determined by the team) during the 2013 regular season. All tickets are subject to applicable terms, conditions, and restrictions of the applicable bowl game.

**No monetary compensation will be given to the winner in lieu of airfare if the bowl game or away game is held in a city in Florida for which air travel from the winner's city of residence is not required. In such case, the value of the prize for tax reporting will be reduced by the estimated value of the airfare.

***The value of the prize is dependent upon the location of the winner and the location of the game.

(12) Owls® Fan Experience.

(a) Fan Experience Drawings and Prizes.

1. First Prize. In each of the four (4) Fan Experience drawings, the first ten (10) winners will each receive \$25 in Lottery Scratch-Off tickets, two (2) tickets to the first Florida Atlantic University ("FAU") home football game scheduled after the prize is claimed and two (2) FAU hats and t-shirts. If the prize in the November 8, 2012, drawing is not claimed in time for the winner to use the game tickets during the 2012 season, the game tickets awarded will be for the first 2013 home game. (Total value \$155)

2. Second Prize. In each of the four (4) Fan Experience drawings, the next forty (40) winners will each receive two (2) FAU hats and t-shirts. (Total value \$100)

No alternate entries will be drawn in the Fan Experience Drawings.

(b) Grand Prize Drawing and Prizes.

In the Grand Prize drawing, the Lottery will draw a total of ten (10) entries and award five (5) winners with the prizes shown below. The first number selected will win the first prize, the second number selected will win the second prize, the third number selected will win the third prize, the fourth number selected will win the fourth prize, and the fifth number selected will win the fifth prize. The sixth through tenth entries will serve as alternates as needed in the order in which they were drawn.

1. First Prize. \$10,000 in cash, two (2) FAU hats and polo shirts and \$150 in Lottery Scratch-Off tickets. The Florida Lottery will withhold from the \$10,000 cash portion of the first prize federal tax withholding on the total value of the prize, which is \$10,320.

2. Second Prize. \$1,000 in cash; a bowl game trip consisting of two (2) tickets to the FAU bowl game at the conclusion of the 2012-2013 season*, one (1) hotel room for two (2) nights, airfare for two (2) from any U.S regional or international airport with regularly scheduled commercial service to the city in which the bowl game will be held**; one (1) football autographed by Carl Pelini; two (2) FAU hats and polo shirts and \$125 in Lottery Scratch-Off tickets. (Total value is estimated at \$2,845***).

3. Third Prize. \$500 in cash; a Flyaway Trip consisting of two (2) tickets to a 2013 FAU away game (to be determined by the team) during the 2013 regular season, one (1) hotel room for one (1) night, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial

service to the city in which the away game will be held**; two (2) FAU hats and polo shirts and \$100 in Lottery Scratch-Off tickets. (Total value is estimated at \$1,930***)

4. Fourth Prize. Two (2) season tickets for the 2013-2014 FAU football season, two (2) FAU hats and polo shirts and \$75 in Lottery Scratch-Off tickets. (Total value \$545)

5. Fifth Prize. Four (4) tickets to a 2013 FAU football home game, two (2) FAU hats and polo shirts and \$50 in Lottery Scratch-Off tickets. (Total value \$280)

* If FAU does not play in a bowl game at the conclusion of the 2012 season, or if the second prize is not claimed in time for the winner to use the trip for the 2012 end-of-season bowl game, the trip will be to an away game (to be determined by the team) during the 2013 regular season. Second prize does not include tickets to the National Championship Bowl Game. In the event FAU plays in the 2012-2013 National Championship Bowl Game, the winner will have the option of taking the trip to the next end of season bowl game in which FAU plays, or taking the trip to an away game (to be determined by the team) during the 2013 regular season. All tickets are subject to applicable terms, conditions, and restrictions of the applicable bowl game.

**No monetary compensation will be given to the winner in lieu of airfare if the bowl game or away game is held in a city in Florida for which air travel from the winner's city of residence is not required. In such case, the value of the prize for tax reporting will be reduced by the estimated value of the airfare.

***The value of the prize is dependent upon the location of the winner and the location of the game.

(13) Rattlers™ Fan Experience.

(a) Fan Experience Drawings.

1. First Prize. In each of the four (4) Fan Experience drawings, the first ten (10) winners will each receive \$25 in Lottery Scratch-Off tickets, two (2) tickets to the first Florida A & M University ("FAMU") home football game scheduled after the prize is claimed and two (2) FAMU hats and t-shirts. If the prize in the November 8, 2012, drawing is not claimed in time for the winner to use the game tickets during the 2012 season, the game tickets awarded will be for the first 2013 home game. (Total value \$155)

2. Second Prize. In each of the four (4) Fan Experience drawings, the next forty (40) winners will each receive two (2) FAMU hats and t-shirts. (Total value \$100)

No alternate entries will be drawn in Fan Experience Drawings.

(b) Grand Prize Drawing and Prizes.

In the Grand Prize drawing, the Lottery will draw a total of ten (10) entries and award five (5) winners with the prizes shown below. The first number selected will win the first prize, the second number selected will win the second prize, the third number selected will win the third prize, the fourth number selected will win the fourth prize, and the fifth number selected

will win the fifth prize. The second through tenth entries will serve as alternates as needed in the order in which they were drawn.

1. First Prize. \$10,000 in cash, two (2) FAMU hats and polo shirts and \$150 in Lottery Scratch-Off tickets. The Florida Lottery will withhold from the \$10,000 cash portion of the first prize federal tax withholding on the total value of the prize, which is \$10,320.

2. Second Prize. \$1,000 in cash; a Florida Blue Florida Classic game trip consisting of two (2) tickets to the Florida Blue Florida Classic game during the 2013-2014 football season, one (1) hotel room for two (2) nights, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to Orlando, Florida where the Classic Game will be held*; one (1) football autographed by Joe Taylor; two (2) FAMU hats and polo shirts and \$125 in Lottery Scratch-Off tickets. (Total value \$2,845). All tickets are subject to applicable terms, conditions, and restrictions of the Florida Blue Florida Classic game.

3. Third Prize. \$500 in cash; a Flyaway Trip consisting of two (2) tickets to a 2013 FAMU away game (to be determined by the team) during the 2013 regular season, one (1) hotel room for one (1) night, airfare for two (2) from any U.S. regional or international airport with regularly scheduled commercial service to the city in which the away game will be held*; two (2) FAMU hats and polo shirts and \$100 in Lottery Scratch-Off tickets. (Total value is estimated at \$1,930**).

4. Fourth Prize. Two (2) season tickets for the 2013 FAMU football season, two (2) FAMU hats and polo shirts and \$75 in Lottery Scratch-Off tickets. (Total value: \$545).

5. Fifth Prize. Four (4) tickets to a 2013 FAMU football home game, two (2) FAMU hats and polo shirts and \$50 in Lottery Scratch-Off tickets. (Total value: \$280).

*No monetary compensation will be given to the winner in lieu of airfare if air travel from the winner's city of residence is not required. In such case, the value of the prize for tax reporting will be reduced by the estimated value of the airfare.

** The value of the prize is dependent upon the location of the winner and the location of the game.

(14) Winner Notification.

(a) Fan Experience Drawings.

The prizewinners in the each of the four (4) Fan Experience drawings for each team will be posted on flottery.com after the drawings.

1. First Prize winners. The Florida Lottery will attempt to notify first prize winners by telephone or e-mail no later than twenty-four (24) hours after the winners are drawn. If the Florida Lottery is unable to have telephone contact with a prizewinner within four (4) business days of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will not be awarded.

2. Second Prize winners. The Florida Lottery will attempt to notify second prize winners by telephone, U.S. mail or email using the contact information provided in the winner's registration data no later than seven (7) business days after the winner is drawn in order to confirm the winner's mailing address. If the Florida Lottery is unable to contact the second prize winner within sixty (60) days of the date of the drawing, the winner will forfeit his or her right to claim the prize.

(b) Grand Prize Drawings.

The prizewinners in each team's Grand Prize drawings will be posted on flalottery.com after the drawing.

1. The Florida Lottery will attempt to notify first, third, fourth and fifth prize winners in the November 29, 2012, Grand Prize drawings by telephone, certified mail or e-mail no later than twenty-four (24) hours after the winners are posted on the Florida Lottery's website. If the Florida Lottery is unable to have telephone contact with a first, third, fourth or fifth prize winner in the Grand Prize drawing within seven (7) business days of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will be awarded to the first eligible alternate winner in the order drawn. If the Florida Lottery is unable to contact the alternate winner within seven (7) business days, the alternate winner will forfeit his or her right to claim the prize and the prize will be awarded to the next eligible alternate winner. This process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of available alternates. If the Lottery is unable to contact an alternate the prize will not be awarded.

2. The Florida Lottery will attempt to notify the second prize winner by telephone or e-mail no later than twenty-four (24) hours after the winners are posted on the Florida Lottery's website. If the Florida Lottery is unable to contact the prizewinner within four (4) business days of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will be awarded to the first eligible alternate winner in the order drawn. If the Florida Lottery is unable to contact the alternate winner within four (4) business days, the alternate winner will forfeit his or her right to claim the prize and the prize will be awarded to the next eligible alternate winner. This process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of available alternates. If the Lottery is unable to contact an alternate the prize will not be awarded.

(c) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met.

(15) How to Claim a Prize.

(a) To claim the first, third, fourth or fifth prize in each team's Grand Prize drawing, a winner must submit for receipt by the Florida Lottery no later than seven (7) business days after being notified by the Lottery that he/she is a winner, the original valid voucher bearing the unique number selected in the drawing, a completed Winner Claim Form DOL-173-2,

revised 02/11, or DOL-173-2S, revised 02/11, and a copy of acceptable identification as listed on www.flalottery.com. Forms DOL-173-2 and DOL-173-2S are hereby incorporated by reference and can be obtained from any Lottery office, from the Lottery's website, www.flalottery.com, or by writing to: Florida Lottery, Customer Service Division, 250 Marriott Drive, Tallahassee, Florida 32399-4016. The third prize winner must also submit a completed Release and Authorization form DOL-474, effective 10/08, or Spanish Release and Authorization form DOL-474S, effective 9/11. Forms DOL-474 and DOL-474S are hereby incorporated by reference and can be obtained from any Lottery office or from the Lottery's website, www.flalottery.com.

(b) To claim the first prize in a Fan Experience drawing or the second prize in each team's Grand Prize drawing, the winner must submit for receipt by the Florida Lottery no later than five (5) business days after being notified by the Lottery that he/she is a winner, the original valid voucher bearing the unique number selected in the drawing and the identification and Winner Claim form set forth in paragraph (15)(a) above. The second prize winner must also submit a completed Release and Authorization form DOL-474 or Spanish Release and Authorization form DOL-474S.

(c) A winner who cannot produce a valid entry voucher and/or who does not submit the required documents to the Lottery as set forth above will forfeit his or her right to claim the prize and the prize will be awarded to an alternate winner as described in subparagraphs (14)(b)1 and 2, above, as applicable.

(16) Award of Prizes.

(a) Fan Experience Prizes.

1. First Prize. Upon the Florida Lottery's receipt of a first prize winner's required documentation, the Florida Lottery will mail \$25 in Lottery Scratch-Off tickets*, the team hats and t-shirts and a certificate with the necessary information to obtain the football tickets from the fulfillment entity.

2. Second Prize. Upon confirmation of a second prize winner's mailing address, the Florida Lottery will mail the team hats and t-shirts.

(b) Grand Prizes.

1. First Prize. Upon the Florida Lottery's receipt of a first prize winner's required documentation, the Lottery will award a prize of \$10,000, less applicable federal tax withholding on the value of the entire prize. The Florida Lottery will mail the winner \$150 in Lottery Scratch-Off tickets* and the team hats and polo shirts.

2. Second Prize. Upon the Florida Lottery's receipt of a second prize winner's required documentation, the Lottery will award a prize of \$1,000. The Florida Lottery will mail the winner \$125 in Lottery Scratch-Off tickets*, an autographed team football and the team hats and polo shirts. The winner will also be provided a certificate describing the bowl game

trip package (or for FAMU, the Florida Blue Florida Classic game trip package) along with the necessary information to make reservations to fulfill the trip.

3. Third Prize. Upon the Florida Lottery's receipt of a third prize winner's required documentation, the Lottery will award a prize of \$500. The Florida Lottery will mail the winner \$100 in Lottery Scratch-Off tickets* and the team hats and polo shirts. The winner will also be provided a certificate describing the Flyaway Trip package along with the necessary information to make reservations to fulfill the trip.

4. Fourth Prize. Upon the Florida Lottery's receipt of a fourth prize winner's required documentation, the Florida Lottery will mail the winner \$75 in Lottery Scratch-Off tickets* and the team hats and polo shirts. The winner will also be provided a certificate with the necessary information to obtain the football tickets from the fulfillment entity.

5. Fifth Prize. Upon the Florida Lottery's receipt of a fifth prize winner's required documentation, the Florida Lottery will mail the winner \$50 in Lottery Scratch-Off tickets* and the team hats and polo shirts. The winner will also be provided a certificate with the necessary information to obtain the football tickets from the fulfillment entity.

* A winner whose mailing address is outside the state of Florida will receive a check for the value of the Lottery Scratch-Off tickets portion of the prize in lieu of the actual tickets.

(17) If a voucher bearing the voucher entry number selected in the drawing is presented to the Lottery by a person other than the person who entered the number into the drawing, an investigation will be conducted by the Lottery to determine the person entitled to award of the prize.

(18) Except as specifically mentioned herein, all federal, state and/or local taxes or other fees on the Fan Experience prizes and the Grand Prize prizes will be the responsibility of the winner. Federal income taxes are required to be withheld from a prize awarded to a nonresident alien claimant at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code. A nonresident alien claimant who is selected as a winner of a prize for which tax withholding is not paid by the Florida Lottery will be required to pay the withholding tax or forfeit the prize. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident alien winner.

(19) If the winner of the first prize, second prize or third prize in a team Grand Prize drawing is identified as owing an outstanding debt to a state agency or child support collected through a court, the debt will be collected in accordance with section 24.115, Florida Statutes. If the debt is an amount less than the cash portion of the prize, the non-cash portion of the prize and the cash portion of the prize less the amount owed shall be awarded. If the winner is identified as owing such a debt in an amount greater than the cash portion of the prize, the

winner's entire cash portion of the prize will be applied toward the outstanding debt as provided in Section 24.115, Florida Statutes, and the winner will receive the remaining non-cash portion of the prize, if any.

(20) No cash option is available in lieu of the non-cash prizes.

(21) The right to claim a prize cannot be assigned to another person or entity.

(22) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder. Prizes will be paid in accordance with the rule of the Florida Lottery governing payment of prizes. Copies of the current prize payment rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(23) Players must be at least 18 years of age. Persons prohibited by Section 24.116, Florida Statutes, from purchasing a Florida Lottery ticket are not eligible to play.

(24) By entering the Fan-Tastic College Football Promotion, a player gives his or her permission for the Florida Lottery to provide the player's address and telephone number to the fulfillment entity for prize fulfillment purposes.

(25) A player entering the Fan-Tastic College Football Promotion is deemed to have granted permission for the Florida Lottery to photograph and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

(26) The Fan-Tastic College Football Promotion drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 8-27-12.

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

EFFECTIVE DATE: August 27, 2012

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

STATE BOARD OF ADMINISTRATION

The State Board of Administration hereby gives notice that on August 27, 2012, the State Board of Administration of Florida (SBA), Florida Hurricane Catastrophe Fund, received a request for withdrawal of a petition for Emergency Variance or Waiver from Rules 19-8.010 and 19-8.030, F.A.C. The SBA originally

received the petition from American Coastal Insurance Company on July 31, 2012, and Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 33, August 17, 2012. No public comment was received.

A copy of the Order or additional information may be obtained by contacting: Tina Joanos, Agency Clerk, SBA, P. O. Box 13300, Tallahassee, FL 32317-3300 or email: Tina.Joanos@sbafla.com.

The State Board of Administration hereby gives notice that on August 27, 2012, the State Board of Administration of Florida (SBA), Florida Hurricane Catastrophe Fund, received a request for withdrawal of a petition for Emergency Variance or Waiver from Rules 19-8.010, 19-8.028, and 19-8.030, F.A.C. The SBA originally received the petition from Homeowners Choice Property and Casualty Insurance Company, Inc. on August 8, 2012, and Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 34, August 24, 2012. No public comment was received.

A copy of the Order or additional information may be obtained by contacting: Tina Joanos, Agency Clerk, SBA, P. O. Box 13300, Tallahassee, FL 32317-3300 or email: Tina.Joanos@sbafla.com.

The State Board of Administration of Florida hereby gives notice that on August 23, 2012, the State Board of Administration of Florida (SBA), Florida Hurricane Catastrophe Fund, received a request for withdrawal of a petition for Emergency Variance or Waiver from Rules 19-8.010 and 19-8.028, F.A.C. The SBA originally received the petition from American Integrity Insurance Company, Inc., on July 25, 2012, and Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 32, August 10, 2012. No public comment was received.

A copy of the Order or additional information may be obtained by contacting: Tina Joanos, Agency Clerk, SBA, P. O. Box 13300, Tallahassee, Florida 32317-3300 or email: Tina.Joanos@sbafla.com.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on August 17, 2012, the Southwest Florida Water Management District, received a petition for a temporary waiver of Rule 40D-2.361, F.A.C., as well as Parts 1.8 and 1.11 of Section 1.0 of the District's Water Use Permitting Basis of Review, incorporated by reference in Rule 2.091, F.A.C., from Mr. Arthur E. Staggs. These rules govern the renewal of water use permits issued by the District and allow permits to remain in force after their expiration dates upon the submittal of an application for renewal. The waiver would authorize withdrawal of those water quantities previously permitted under Water Use Permit No.

20007467.002 until such time as the District takes final agency action on Mr. Staggs' application for renewal of the permit, filed as Water Use Permit Application No. 20007467.003. In the alternative, Mr. Staggs seeks a temporary waiver of Rules 40D-1.602 and 40D-2.041, F.A.C., as well as Part 1.2 of Section 1.0 of the District's Water Use Permitting Basis of Review, incorporated by reference in Rule 40D-2.091, F.A.C. These rules govern when water use permits are required. The waiver would allow Mr. Staggs to continue withdrawing those water quantities previously permitted under Water Use Permit No. 20007467.002 without a permit until such time as the District takes final agency action on Mr. Staggs' application for new quantities under Water Use Permit Application No. 20007467.003.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sonya White, Southwest Florida Water Management District, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (4660). Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

NOTICE IS HEREBY GIVEN that on August 17, 2012, the Southwest Florida Water Management District, received a petition for a temporary waiver of Rule 40D-2.361, F.A.C., as well as Parts 1.8 and 1.11 of Section 1.0 of the District's Water Use Permitting Basis of Review, incorporated by reference in Rule 2.091, F.A.C., from Mr. Arthur E. Staggs. These rules govern the renewal of water use permits issued by the District and allow permits to remain in force after their expiration dates upon the submittal of an application for renewal. The waiver would authorize withdrawal of those water quantities previously permitted under Water Use Permit No. 20007467.002 until such time as the District takes final agency action on Mr. Staggs' application for renewal of the permit, filed as Water Use Permit Application No. 20007467.003. In the alternative, Mr. Staggs seeks a temporary waiver of Rules 40D-1.602 and 40D-2.041, F.A.C., as well as Part 1.2 of Section 1.0 of the District's Water Use Permitting Basis of Review, incorporated by reference in Rule 40D-2.091, F.A.C. These rules govern when water use permits are required. The waiver would allow Mr. Staggs to continue withdrawing those water quantities previously permitted under Water Use Permit No. 20007467.002 without a permit until such time as the District takes final agency action on Mr. Staggs' application for new quantities under Water Use Permit Application No. 20007467.003.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sonya White, Southwest Florida Water Management District, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481

(4660). Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco hereby gives notice on May 18, 2012, the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco received a petition for a variance or waiver from, the petitioner, Lost Tree Club, Inc. VW 2012-151, filed for the Variance or Waiver of subsections 61A-2.014(6), (7), 61A-3.019(11), F.A.C.

On August 28, 2012, the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, filed an Order Denying the petition for variance of subsections 61A-2.014(6), (7) and 61A-3.019(11), F.A.C. The Division hereby denies Petitioner's Petition for Variance from, or Waiver of, subsections 61A-2.014(6), (7) and 61A-3.019(11), F.A.C. Sections 561.17(1), and 561.15(2) under Florida Statutes, grants the Division the discretion to require fingerprints for any person interested directly or indirectly in an alcoholic beverage license. The Rules from which Petitioner seeks waivers implement the statutes cited. Petitioner falls within the purview of the Rules. Petitioner asserts substantial hardship and unfairness in having to comply with the Rules. The Division, after careful consideration, finds that compliance with the Rules under the circumstances described in the Petition do not constitute hardship or unfairness. The Division finds that the circumstances of the Petitioner are those contemplated by the Rule 61A-2.014. Additionally, the Division finds that the time requirement in subsections 61A-3.019(11), F.A.C., does not constitute a substantial hardship.

A copy of the Order or additional information may be obtained by contacting: the Agency Clerk for Variance Waiver Number VW 2012-151, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe St., Suite 40, Tallahassee, FL 32399-2202.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Hyatt Place, filed July 2, 2012, and advertised on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc)1&3 ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that require that suspension and governor ropes be no

less than 9.5 mm to allow the installation of approved 6mm governor ropes and 8 mm hoist ropes 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 2012-212).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from the Home Association, filed July 6, 2012, and advertised on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.4.4, 3.9.1, 3.9.2, 3.10.3, 2.2.4, 2.3.1, 2.7.3, 3.4.1, and 3.4.2 ASME A17.3, 1996 edition and 8.6.1.6.3 ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators from providing ventilation of the machine room, access to pit and hoistway, car enclosures, car doors and gates, emergency exits, normal terminal stopping devices, final terminal stopping devices, top-of-car operating devices and wiring diagrams 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 2012-217).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Trafalgar Court, filed July 30, 2012, and advertised on August 10, 2012 in Vol. 38, No. 32, 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 subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-246).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Tradition Hospital, filed July 23, 2012, and advertised on August 3, 2012 in Vol. 38, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from 2.20.4, 2.24.2.1, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, the petition is to allow the removal of previously approved Kevlar ropes and replace them with 8mm steel ropes 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 2012-240).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from FW Medical Office, filed June 29, 2012, and advertised on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, and 2.20.1, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires 9.5mm ropes and upgrading the elevators with approved 6mm governor ropes and non-circular elastomeric coated steel suspension 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 2012-207).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Nemours Children's Hospital, filed July 2, 2012, and advertised on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received

in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc)1&3, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires 9.5mm suspension and governor ropes and installing approved 6mm governor ropes and 8mm hoist ropes 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 2012-211).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Lafayette Bldg., filed July 16, 2012, and advertised on July 27, 2012 in Vol. 38, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 8.6.5.8 ASME A17.1a, 2005 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires installing a bulkhead on in ground hydraulic cylinders until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-232).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 16, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Shalimar Condo, filed July 16, 2012, and advertised on July 27, 2012 in Vol. 38, No. 30, 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 subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until elevator is replaced or undergoes major modification 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 2012-227).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 16, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from 5000 Tower Center, filed July 11, 2012, and advertised on July 27, 2012, in Vol. 38, No. 30, 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 A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with 6mm governor ropes and non-circular elastomeric coated steel suspension members 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 2012-220).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 22, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Chico's Bldg. 10 (G5782), filed July 17, 2012, and advertised on July 27, 2012 in Vol. 38, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.1, 2.19.2.2(4)A, and 2.15.9.2(a) ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with 6mm governor ropes and non-circular elastomeric coated steel suspension members and unintended car movement and car frames and platforms 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 2012-233).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 22, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Palmer College, filed July 18, 2012, and advertised on August 3, 2012, in Vol. 38, No. 31, of the Florida

Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc)1&3, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with 6mm governor ropes and 8mm hoist ropes 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 2012-236).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 22, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Chico's Bldg. 10 (G5783), filed July 17, 2012, and advertised on July 27, 2012, in Vol. 38, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.1, 2.19.2.2(4)(a) and 2.15.9.2(a) ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators governor ropes with 6mm governor ropes and non-circular coated steel suspension members and unintended car movement and car frames and platforms 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 2012-234).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 22, 2012, the Department issued a Final Order that was in response to a Petition for Variance from Peabody Orlando, filed July 31, 2012, and advertised on August 10, 2012 in Vol. 38, No. 32, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 3.11.3, and 3.10.4(u), ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations and emergency stop switch because, the Petitioner has not demonstrated that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-249).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 22, 2012, the Department issued a Final Order that was in response to a Petition for Variance from Westgate Towers, filed July 30, 2012, and advertised on August 10, 2012, in Vol. 38, No. 32, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 3.11.3, and 3.3.2, and 3.4.5(d), ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations, car illumination, and platform guards because, the Petitioner has not demonstrated that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-245).

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

NOTICE IS HEREBY GIVEN that on August 15, 2012, the The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for paragraph 61C-1.004(2)(a), subsections 61C-4.010(6), (7), Florida Administrative Code, and Section 6-402.11, 2001 FDA Food Code from BC Food Service First Floor located in Miami, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom on the same level be provided for use by customers and employees. They are requesting to utilize bathrooms located on a different level.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011, Lydia.Gonzalez@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN that on August 22, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Beaver Street Fisheries, Inc. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, 3.11.1, 3.10.3, 3.10.4(e)(h)(q)(v), 3.3.2, 3.4.1(b), 3.4.5(2e), 3.9.2(b), and 3.9.1, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the

elevators with firefighters' emergency operations, platform guards, car enclosures freight elevators, car illumination top of car light fixtures, normal terminal stopping devices, final terminal stopping devices for traction driving machines, top-of-car operating devices, stop switch on top of car, stop switch in pit, final terminal stopping devices, and car emergency signaling 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 2012-278).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on August 27, 2012, the Board of Accountancy, received a petition for Aaron Shmalo, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria 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 within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on August 27, 2012, the Board of Accountancy, received a petition for Heather Jordan, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria 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 within 14 days of publication of this notice.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Bureau of Historic Preservation**, Florida Historical Marker Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, September 25, 2012, 9:00 a.m. – Conclusion

PLACE: R.A. Gray Building, Room 404, 500 South Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review applications for the Florida Historical Marker Program. A copy of the agenda may be obtained by contacting: Michael Zimny, (850)245-6333 or via email: Michael.Zimny@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: Michael Zimny, (850)245-6333 or via email: Michael.Zimny@DOS.MyFlorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Michael Zimny, (850)245-6333, email: Michael.Zimny@DOS.MyFlorida.com.

The **Division of Cultural Affairs** and the **Florida Council on Arts and Culture** announces a public meeting to which all persons are invited.

DATES AND TIMES: October 8, 2012, 1:00 p.m.; October 9, 2012, 8:30 a.m.

PLACE: R.A. Gray Building, Heritage Auditorium, First Floor, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the Cultural Facilities Panel meeting and to discuss, review and take action on funding recommendations for grants and any other business which may appropriately come before the Council.

Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken. Council members must be physically present in order to participate.

A copy of the agenda may be obtained by contacting: Rachelle Ashmore, (850)245-6490 or by email: Rachelle.Ashmore@DOS.MyFlorida.com or via the Division's website: www.florida-arts.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: Maureen McKloski, (850)245-6475 or by email: Maureen.McKloski@DOS.MyFlorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rachelle Ashmore, (850)245-6490, email: Rachelle.Ashmore@DOS.MyFlorida.com.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Florida Agriculture Center and Horse Park Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 4:00 p.m. – 5:00 p.m.

PLACE: Holiday Inn and Suites Ocala Conference Center, 3600 S.W. 38th Avenue, Ocala, Florida 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Executive board will meet at 4:00 p.m., and the Board of Directors will meet at 5:00 p.m. Both meetings are to discuss general board business.

A copy of the agenda may be obtained by contacting: Shawn Doherty, Executive Director or EllenMarie Ettenger, Events Director, (352)307-6699 or email: events@flhorsepark.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Shawn Doherty, Executive Director or EllenMarie Ettenger, Events Director, (352)307-6699 or email: events@flhorsepark.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Animal Industry Technical Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 20, 2012, 1:00 p.m. – 4:00 p.m.

PLACE: Florida Cattlemen's Association Building, 800 Shakerag Road, Kissimmee, Florida 34744

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

A copy of the agenda may be obtained by contacting: Stephen Monroe by telephone at (850)410-0944.

Pursuant to the provisions of 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: Stephen Monroe by telephone at (850)410-0944. If you are 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: Stephen Monroe by telephone at (850)410-0944.

The **Subcommittee on Imperiled Species** announces a public meeting to which all persons are invited.

DATE AND TIME: October 3, 2012, 10:00 a.m.

PLACE: U.S. Fish and Wildlife Service, Ecological Services Office, 1339 20th Street, Vero Beach, Florida 32960, (772)562-3909; Conference Call: 1(888)808-6959 Code: 921 414 5; Web Technology: URL: <https://suncom.webex.com/suncom/j.php?ED=204871707&UID=1485885697&PW=NY2Q4ZTA4ZTlh&RT=MIMxMQ%3D%3D>, Password: species
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Subcommittee is charged with developing recommendations to the Coordinating Council for Mosquito Control regarding conduct of mosquito control that will: 1) allow for management and recovery of imperiled species by state and federal agencies and 2) allow the Mosquito Control Districts to continue to provide mosquito control as required by State Law under Chapter 388, Florida Statutes. This meeting will be used to discuss issues related to mosquito control and imperiled species.

A copy of the agenda may be obtained by contacting: Max Feken, Bureau of Pesticides, 3125 Conner Boulevard, Bldg. 6, Tallahassee, Florida 32399-1650, (850)617-7917. Instructions for joining via teleconference and WebEx may be obtained by contacting the Bureau of Pesticides at the above number or via e-mail: Max.Feken@freshfromflorida.com.

The **Florida Agricultural Statistics Service** announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2012, 2:30 p.m.

PLACE: Florida's Natural Grove House, Hwy. 27, Lake Wales, Florida 33859

GENERAL SUBJECT MATTER TO BE CONSIDERED: The citrus crop estimates program, and any other matters which might properly come before this committee.

A copy of the agenda may be obtained by contacting: Candice Erick, (407)648-6013.

For more information, you may contact: Candice Erick, (407)648-6013.

The **Aquaculture Review Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 3, 2012, 10:00 a.m. – 3:00 p.m.

PLACE: Gatorama, 6180 U.S. Highway 27, Palmdale, FL 33944; Conference Call: 1(888)808-6959, Code: 4884033

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the growth of aquaculture in Florida.

A copy of the agenda may be obtained by contacting: Paul Zajicek, 1203 Governor's Square Boulevard, Suite 501, Tallahassee, FL 32301-2961, (850)488-5471.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Paul Zajicek, (850)488-5471. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF EDUCATION

The **Department of Education** announces a public meeting to which all persons are invited.

DATE AND TIME: September 13, 2012, 10:30 a.m. – 4:00 p.m.

PLACE: Nova Southeastern University, Health Professions Division, Chancellor's Dining Room, Room 1596A, Nova Southeastern University, Davie, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this annual meeting of the Commissioner's Task Force on Holocaust Education is to provide the group with an update on the Professional Learning Institutes, as well as to take up other matters of interest to the Task Force.

A copy of the agenda may be obtained by contacting: Ms. Linda Medvin, Chair, linda.medvin@browardschools.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: Ms. Linda Medvin, Chair, email: linda.medvin@browardschools.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Linda Medvin, Chair, email: linda.medvin@browardschools.com.

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

DATE AND TIME: September 28, 2012, 9:00 a.m.

PLACE: Moore Hall Center for Learning Development, FSDB Campus, 207 N. San Marco Avenue, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by contacting: Dr. Jeanne G. Prickett, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084, (904)827-2210.

Pursuant to the provisions of 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: Dr. Jeanne G. Prickett, President, at the afore-mentioned address. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Dr. Jeanne G. Prickett, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084, (904)827-2210.

The **Commission for Independent Education** announces a public meeting to which all persons are invited.

DATE AND TIME: September 19, 2012, Commission Meeting, 9:00 a.m.

PLACE: Orlando Marriott Lake Mary, 1501 International Parkway, Lake Mary, Florida 32746

GENERAL SUBJECT MATTER TO BE CONSIDERED: On September 19, 2012 beginning at 9:00 a.m. the Commission for Independent Education will consider: All Degree Granting Institutions and Non-Degree granting institutions for the following: Disciplinary Matters, Informal Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Application for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual License, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Applications for Exemption for Religious Colleges, and the General Business of the Commission.

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

DEPARTMENT OF LAW ENFORCEMENT

The **Region XIV Trust Fund Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 25, 2012, 10:00 a.m.

PLACE: Miami Dade College, North Campus, Room 9118, Miami, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Region XIV reports and other Region XIV business matters.

A copy of the agenda may be obtained by contacting: Maevis Manoly, Interim, Region XIV, Secretary Office, (305)237-1329, email: mmanoly1@mdc.edu.

The **Florida Violent Crime and Drug Control Council** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, September 12, 2012, 2:00 p.m. – 3:00 p.m. (EST)

PLACE: Florida Department of Law Enforcement Headquarters, 2331 Phillips Road, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Violent Crime and Drug Control Council's Victim/Witness Protection (VWP) Review Committee will hold a "CLOSED" conference call meeting of its members to discuss pending VWP funding requests.

A copy of the agenda may be obtained by contacting: Government Analyst Joyce Gainous-Harris, Florida Department of Law Enforcement, Investigations & Forensic Science Program, Office of Field Services, Post Office Box 1489, Tallahassee, FL 32302, (850)410-7096.

DEPARTMENT OF REVENUE

The **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

Please refer to the Cabinet Agenda posted to the Department's Internet site at <http://dor.myflorida.com/dor/rules> prior to attending a meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rule for the following rule sections:

Rule Chapter 12-2, F.A.C. – Organization and General Information (Rules 12-2.021, 12-2.027, and 12-2.028, F.A.C.)

Rule Chapter 12-3, F.A.C. – General; Procedure (Rule 12-3.006, F.A.C.)

Rule Chapter 12-13, F.A.C. – Compromise and Settlement (Rules 12-13.001, 12-13.003, 12-13.004, 12-13.0063, 12-13.0064, 12-13.007, 12-13.0075, 12-13.008, and 12-13.009, F.A.C.)

Rule Chapter 12-15, F.A.C. – Debt Collection Services (Rules 12-15.001, and 12-15.005, F.A.C.)

Rule Chapter 12-16, F.A.C. – Consent Agreements (Rule 12-16.004, F.A.C.)

Rule Chapter 12-18, F.A.C. – Compensation for Tax Information (Rule 12-18.008, F.A.C.)

Rule Chapter 12-19, F.A.C. – Reports or Large Currency Transactions (Rule 12-19.001, F.A.C.)

Rule Chapter 12-22, F.A.C. – Confidentiality and Disclosure of Tax Information (Rules 12-22.001, 12-22.002, 12-22.003, 12-22.004, and 12-22.005, F.A.C.)

Rule Chapter 12-24, F.A.C. – Payment of Taxes and Submissions of Returns by Electronic Means; Taxpayer Recordkeeping and Retention Requirements (Rules 12-24.011, 12-24.028, and 12-24.030, F.A.C.)

Rule Chapter 12A-1, F.A.C. – Sales and Use Tax (Rules 12A-1.003, 12A-1.005, 12A-1.014, 12A-1.0144, 12A-1.034, 12A-1.035, 12A-1.0371, 12A-1.038, 12A-1.039, 12A-1.044, 12A-1.055, 12A-1.056(2), 12A-1.056(4), 12A-1.059, 12A-1.061, 12A-1.064, 12A-1.0641, 12A-1.068, 12A-1.087, 12A-1.0911, 12A-1.096, 12A-1.097, and 12A-1.097(20), F.A.C.)

Rule Chapter 12A-3, F.A.C. – Tourist Development Tax (Rules 12A-3.001, 12A-3.002, and 12A-3.006, F.A.C.)

Rule Chapter 12A-8, F.A.C. – Dade County Convention Development Tax (Rules 12A-8.001 and 12A-8.002, F.A.C.)

Rule Chapter 12A-9, F.A.C. – Duval County Convention Development Tax (Rules 12A-9.001 and 12A-9.002, F.A.C.)

Rule Chapter 12A-10, F.A.C. – Volusia County Convention Development Taxes (Rules 12A-10.001 and 12A-10.002, F.A.C.)

Rule Chapter 12A-12, F.A.C. – Solid Waste Fees (Rules 12A-12.001 and 12A-12.0011, F.A.C.)

Rule Chapter 12A-13, F.A.C. – Fee on the Sale or Lease of Motor Vehicles (Rules 12A-13.001 and 12A-13.002, F.A.C.)

Rule Chapter 12A-17, F.A.C. – Registration as Secondhand Dealer or Secondary Metals Recycler (Rules 12A-17.001, 12A-17.003, and 12A-17.005, F.A.C.)

Rule Chapter 12A-19, F.A.C. – Communications Services Tax (Rules 12A-19.010, 12A-19.041, 12A-19.050, 12A-19.070, 12A-19.100, and 12A-19.100(7), F.A.C.)

Rule Chapter 12B-4, F.A.C. – Documentary Stamp Tax (Rules 12B-4.013, 12B-4.014, and 12B-4.054, F.A.C.)

Rule Chapter 12B-5, F.A.C. – Tax on Motor Fuels, Diesel Fuels, Alternative Fuels, Aviation Fuels, and Pollutants (Rules 12B-5.020, 12B-5.090, 12B-5.100, 12B-5.130, 12B-5.150, 12B-5.150(13), and 12B-5.200, F.A.C.)

Rule Chapter 12B-7, F.A.C. – Severance Taxes, Fees, and Surcharges (Rules 12B-7.003, 12B-7.004, 12B-7.008, 12B-7.022, and 12B-7.026, F.A.C.)

Rule Chapter 12B-8, F.A.C. – Insurance Premium Taxes, Fees and Surcharges (Rules 12B-8.002 and 12B-8.003, F.A.C.)

Rule Chapter 12B-12, F.A.C. – Tax on Perchloroethylene (Rule 12B-12.007, F.A.C.)

Rule Chapter 12C-1, F.A.C. – Corporate Income Tax (Rules 12C-1.0191, 12C-1.0193, 12C-1.0221, 12C-1.051, and 12C-1.318, F.A.C.)

Rule Chapter 12C-2, F.A.C. – Intangible Personal Property Tax (Rules 12C-2.004, 12C-2.010, 12C-2.0115, 12C-2.0115(2), and 12C-2.012, F.A.C.)

Rule Chapter 12C-3, F.A.C. – Estate Tax (Rule 12C-3.010, F.A.C.)

Rule Chapter 12E-1, F.A.C. – Child Support Enforcement (Rules 12E-1.001, 12E-1.002, 12E-1.003, 12E-1.004, 12E-1.005, 12E-1.009, 12E-1.013, 12E-1.015, 12E-1.016, 12E-1.017, 12E-1.019, 12E-1.020, 12E-1.024, 12E-1.025, and 12E-1.026, F.A.C.)

A copy of the agenda and the meeting materials may be obtained by going to the Department's Internet site at <http://dor.myflorida.com/dor/rules> or by contacting: Tammy Miller, (850)617-8347.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tammy Miller, (850)617-8347. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TTY) or 1(800)955-8770 (Voice).

DEPARTMENT OF TRANSPORTATION

The Florida **Department of Transportation (FDOT)** announces a public meeting to which all persons are invited.

DATE AND TIMES: Thursday, September 27, 2012, Open House: 5:00 p.m. – 7:00 p.m.; Presentation: 5:30 p.m.

PLACE: City of Cocoa Beach City Hall, 2 S. Orlando Avenue, Cocoa Beach, FL 32932

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 423630-2-52-01.

Project Description: State Road (SR) A1A Sidewalk Project, from South 16th Street to Wakulla Lane.

The project consists of construction of a new sidewalk, from South 16th Street to South 1st Street, and reconstruction of the existing path between Orlando Avenue and Wakulla Lane.

A copy of the agenda may be obtained by contacting: Additional Information will be distributed at the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Molly deVivero, P.E. at Bentley Architects + Engineers, Inc., 665 West Warren Ave., Longwood, Florida 32750, Telephone: (407)331-6116, Fax: (407)331-4566, email: molly@baeonline.com

Public participation is solicited without regard to race, color, national origin, age, sex, disability or family status.

Persons who require translation services (free of charge) should contact Molly deVivero at the phone number above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Derek Dixon, The FDOT, Project Manager, (386)943-5547, e-mail: derek.dixon@dot.state.fl.us.

Additional information regarding the project and a presentation video are also available at website: www.cflroads.com.

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

The **Commission on Oil Spill Response Coordination** announces a public meeting to which all persons are invited.

DATE AND TIME: September 12, 2012, 9:00 a.m. (CDT)

PLACE: Emerald Coast Convention Center, 1250 Miracle Strip Parkway, S.E., Fort Walton Beach, FL 32548

GENERAL SUBJECT MATTER TO BE CONSIDERED: In the wake of the Deepwater Horizon oil spill, the Florida Legislature (under Section 496 of Chapter 2011-142, Laws of Florida) charged the Board of Trustees of the Internal Improvement Trust Fund (Board) with establishing the Commission on Oil Spill Response Coordination

(Commission) to identify ways to ensure that the health and welfare of Florida's citizens and natural resources are best protected in the future from potential disasters. The Commission is moving forward to prepare a report for review and approval by the Board. The report that is due to the Governor, the President of the Senate, the Speaker of the House of Representatives, the Secretary of the Department of Environmental Protection, and the Executive Director of the Department of Economic Opportunity by January 1, 2013.

Five supporting reports will also be finalized at these meetings, one addressing each task of the final report. The supporting reports will address key research issues that will be discussed by the Commission as the drafts are presented, receive comments, and accepted. The recommendations to be contained in the final report will be drafted and finalized by the Commission at these meetings.

If you would like to submit comments about the Commission meeting please email: floilspillcommission@tetrattech.com.

A copy of the agenda may be obtained by contacting: Amber Siegel, amber.siegel@tetrattech.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: Amber Siegel, amber.siegel@tetrattech.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 **Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 19, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: Guana Tolomato Matanzas National Estuarine Research Reserve (GTMNERR) Marineland Office, 9741 Ocean Shore Blvd., St. Augustine, FL 32080

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Management Advisory Group for GTMNERR will hold a meeting to provide advisory input for the management of GTMNERR.

A copy of the agenda may be obtained by contacting: Margarete Laidlaw, by email: Margarete.Laidlaw@dep.state.fl.us, by phone: (904)823-4500 or by mail: 505 Guana River Road, Ponte Vedra Beach, FL 32082.

Pursuant to the provisions of 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: Margarete Laidlaw, (904)823-4500. 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).

STATE BOARD OF ADMINISTRATION

The **State Board of Administration of Florida (SBA)** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, 9:00 a.m. (ET) to conclusion of the meeting

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a meeting of the Trustees of the SBA to obtain approval to file Rule 19-8.010, F.A.C., Reimbursement Contract, for Notice of Proposed Rulemaking and to file this rule for adoption if no member of the public timely requests a hearing or if a hearing is requested, no changes need to be made. This meeting is also to address and take action on the need for liquidity of the Florida Hurricane Catastrophe Fund and to request that the Florida Hurricane Catastrophe Fund Finance Corporation, pursuant to Section 215.555, F.S., engage in financial transactions to provide sufficient funds to achieve the purposes of Section 215.555, F.S. In addition, other general business may be addressed.

Pursuant to the provisions of 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: Tracy Allen, Florida Hurricane Catastrophe Fund, (850)413-1341 or tracy.allen@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).

For more information, you may contact: Tracy Allen at the number or email listed above.

The **State Board of Administration of Florida (SBA)** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, immediately following the conclusion of the meeting of the Governor and Cabinet. The Cabinet meeting begins at 9:00 a.m. (ET)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a meeting of the Board of Directors of the Florida Hurricane Catastrophe Fund Finance Corporation, a public benefits corporation created under Section 215.555(6)(d), F.S., to provide authorization for the Corporation to engage in financial transactions to provide sufficient funds to achieve the purposes of Section 215.555, F.S. In addition, other general business may be addressed.

Pursuant to the provisions of 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: Tracy Allen, Florida Hurricane Catastrophe Fund, (850)413-1341 or tracy.allen@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).

For more information, you may contact: Tracy Allen at the number or email listed above.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: September 13, 2012, 9:20 a.m.

PLACE: 4070 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Semi-Annual Business Meeting.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida, (850)922-6137.

The **Florida Parole Commission** announces a workshop to which all persons are invited.

DATE AND TIME: September 27, 2012, 10:30 a.m.

PLACE: Florida Parole Commission, Room 180-G, 4070 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review Rule 23-15.015, F.A.C.

A copy of the agenda may be obtained by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

The **Florida Parole Commission** announces a workshop to which all persons are invited.

DATE AND TIME: September 27, 2012, 10:30 a.m.

PLACE: Florida Parole Commission, Room 180-G, 4070 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review Rules 23-20.002, .007, F.A.C.

A copy of the agenda may be obtained by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

The **Florida Parole Commission** announces a workshop to which all persons are invited.

DATE AND TIME: September 27, 2012, 10:30 a.m.

PLACE: Florida Parole Commission, Room 180-G, 4070 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review Rules 23-21.002, .004, .014, .0155, .017, .019, .021, F.A.C.

A copy of the agenda may be obtained by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

The **Florida Parole Commission** announces a workshop to which all persons are invited.

DATE AND TIME: September 27, 2012, 10:30 a.m.

PLACE: Florida Parole Commission, Room 180-G, 4070 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review Rules 23-22.007, .008, .010, .013, .014, F.A.C.

A copy of the agenda may be obtained by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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For more information, you may contact: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

The **Florida Parole Commission** announces a workshop to which all persons are invited.

DATE AND TIME: September 27, 2012, 10:30 a.m.

PLACE: Florida Parole Commission, Room 180-G, 4070 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review Rules 23-23.007, .11, F.A.C.

A copy of the agenda may be obtained by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Sarah Rumph, Florida Parole Commission, 4070

Esplanade Way, Tallahassee, Florida 32399, (850)488-4460. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

The **Florida Parole Commission** announces a workshop to which all persons are invited.

DATE AND TIME: September 27, 2012, 10:30 a.m.

PLACE: Florida Parole Commission, Room 180-G, 4070 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review Rules 23-24.020, .025, .040, .050, F.A.C.

A copy of the agenda may be obtained by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

The **Florida Parole Commission** announces a workshop to which all persons are invited.

DATE AND TIME: September 27, 2012, 10:30 a.m.

PLACE: Florida Parole Commission, Room 180-G, 4070 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review Rule 23-25.004, F.A.C.

A copy of the agenda may be obtained by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Sarah Rumph, Florida Parole Commission, 4070 Esplanade Way, Tallahassee, Florida 32399, (850)488-4460.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Gubernatorial Fellows Program** announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2012, 10:00 a.m.

PLACE: 400 South Monroe Street, The Capitol, PL-03, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Gubernatorial Fellows Board of Directors to discuss general business of the Board.

A copy of the agenda may be obtained by contacting: Lauren McKeague, 400 South Monroe Street, The Capitol, LL-08, Tallahassee, Florida 32399-0001, (850)717-9224.

Pursuant to the provisions of 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: Lauren McKeague, 400 South Monroe Street, The Capitol, LL-08, Tallahassee, FL 32399-0001, (850)717-9224. If you are 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: Lauren McKeague, (850)717-9224 or Lauren.McKeague@eog.myflorida.com.

The Florida **Children and Youth Cabinet Human Trafficking Workgroup** announces a public meeting to which all persons are invited.

DATE AND TIME: September 19, 2012, 10:00 a.m. – 12:00 Noon

PLACE: Florida State University Turnbull Center, Room 215, 555 West Pensacola Street, Tallahassee, Florida 32306

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workgroup will meet to continue their work on the Human Trafficking Summit, hear updates on the Safe Harbor Act Implementation and Intake Identification Project, and other projects.

A copy of the agenda may be obtained by contacting: Frenchie Yon, Governor's Office of Adoption and Child Protection, (850)717-9261 or frenchie.yon@eog.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 7 days before the workshop/meeting by contacting: Frenchie Yon, Governor's Office of Adoption and Child Protection, (850)717-9261 or email: frenchie.yon@eog.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Frenchie Yon, Governor's Office of Adoption and Child Protection, (850)717-9261 or frenchie.yon@eog.myflorida.com.

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 17, 2012, 12:30 p.m.

PLACE: North Central Florida Regional Planning Council Office, 2009 N.W. 67th Place, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Finance Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, 10:00 a.m.

PLACE: Charles F. Justice Conference Room, North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, FL 32653.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Comprehensive Economic Development Strategy Committee.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, FL 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Withlacoochee Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: WRPC Executive Committee Meeting, Thursday, September 20, 2012, 6:15 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Evaluation of its Executive Director.

A copy of the agenda may be obtained by contacting: Withlacoochee Regional Planning Council, 1241 S.W. 10th Street, Ocala, FL 34471-0323 or website: wrpc.cc.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Withlacoochee Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: WRPC Board of Directors, Thursday, September 20, 2012, 7:00 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

GENERAL SUBJECT MATTER TO BE CONSIDERED: The WRPC Board of Directors will meet to conduct the regular business of the Council including the consideration of the 5-year rewrite of the Comprehensive Economic Development Strategy (CEDs).

A copy of the agenda may be obtained by contacting: Executive Director, Withlacoochee Regional Planning Council, 1241 S.W. 10th Street, Ocala, Florida 34471-0323, website: wrpc.cc.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 19, 2012, 10:00 a.m.

PLACE: 309 Cranes Roost Blvd., Suite 2000, Altamonte Springs, Florida 32701 (Visit: www.ecfrpc.org for map and directions)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular monthly meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: Tuesdai Brunsonbyrd-Bowden, (407)262-7772, tbyrd@ecfrpc.org or visit: www.ecfrpc.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 2 hours before the workshop/meeting by contacting: Tuesdai Brunsonbyrd-Bowden, (407)262-7772 or tbyrd@ecfrpc.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: Tuesdai Brunsonbyrd-Bowden, (407)262-7772 or tbyrd@ecfrpc.org.

The **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 27, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: Arcola Lakes Branch Library, Miami-Dade Public Library Facility, 8240 N. W. 7th Avenue, Miami, FL 33150, (305)694-2707

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue deliberations regarding economic development, aesthetic improvement and increased intergovernmental cooperation along the corridor.

A copy of the agenda may be obtained by contacting: online at www.sfrpc.com/sr7/htm or South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: (954)985-4416. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Eric Swanson, (954)985-4416 or eswanson@sfrpc.com.

The **Southwest Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 20, 2012, 9:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The SWFRPC's regular monthly board meeting.

A copy of the agenda may be obtained by contacting: Ms. Nichole Gwinnett, (239)338-2550, ext. 232, email: ngwinnett@swfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Nichole Gwinnett, (239)338-2550, ext. 232 or ngwinnett@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Visit the SWFRPC's website: <http://www.swfrpc.org/agendas.html>.

WATER MANAGEMENT DISTRICTS

The **Suwannee River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 13, 2012, 1:30 p.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Surplus Land Committee Meeting for consideration of District lands for possible surplus and listing for sale.

A copy of the agenda may be obtained by contacting: Terry Demott, TED@srwmd.org or (386)362-1001.

Pursuant to the provisions of 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: Gwen Lord, GAL@srwmd.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 **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 17, 2012, 1:00 p.m. – 3:00 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. One or more members of the North Florida Regional Water Supply Partnership Stakeholder Advisory Committee may attend this meeting. More information about the Partnership Stakeholder Advisory Committee, including a membership list, is available at northfloridawater.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, (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 **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

Central Recreational Public Meeting (CRPM)

DATE AND TIME: Wednesday, September 19, 2012, 10:00 – 12:00 Noon

PLACE: Volusia County Agricultural Center, 3100 E. New York Avenue, Deland, FL 32724

GENERAL SUBJECT MATTER TO BE CONSIDERED: Includes a review of the resource and recreation management accomplishments and land acquisition updates since the previous CRPM in October 2011. One or more Governing Board Members may attend.

A copy of the agenda may be obtained by contacting: J. B. Miller, (386)329-4381 or jbmiller@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 7 days before the workshop/meeting by contacting: J. B. Miller, (386)329-4381 or email: jbmiller@sjrwmd.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.

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, 9:00 a.m.

Lake Belt Mitigation Committee – WRAP Scoring

PLACE: SFWMD, 3301 Gun Club Road, B-1, 3rd Floor, Storch Room, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Lake Belt Mitigation Committee (LBMC), created pursuant to Section 373.41492, Florida Statutes, to discuss a variety of Lake Belt issues.

This meeting will also be available as a teleconference: Teleconference information, Local SFWMD (561)682-6700, Nationwide Toll Free (866)433-6299, Meeting ID #: 5667.

A copy of the agenda may be obtained by contacting: Lourdes Elias at (561)682-2706, or <http://www.sfwmd.gov/miamidade>.

Click on “Task Force and Coordination Teams” in the Related Links section.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The District Clerk’s Office 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: By writing to: South Florida Water Management District, Attention: Lourdes Elias, MSC 4110, 3301 Gun Club Road, P. O. Box 24680, West Palm Beach, FL 33416-4680.

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 19, 2012, 10:00 a.m.

PLACE: South Florida Water Management District, Building B-1, Bill Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL, 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting to Discuss Regulatory Matters

All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at: Lower West Coast Service Center, 2301 McGregor Blvd., Fort Myers, FL 33901 and the Orlando Service Center, 1707 Orlando Central Parkway Suite 200, Orlando, FL 32809.

The meeting will also be webcast.

A copy of the agenda may be obtained by contacting: 7 days prior to the meeting date. You may obtain a copy of the agenda by going to our website at: www.sfwmd.gov

• Hold mouse over the “Topics” tab, scroll down to “Permits” and click • Under “Upcoming Events” on the right hand column, click the “Monthly Regulatory Meetings” link. Or by subscribing to ePermitting/eNoticing: www.sfwmd.gov/epermitting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The District Clerk’s Office (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: you may also call our information line at (561)682-6207 or Florida toll-free 1(800)432-2045, ext. 6207, or The District Clerk’s Office (561)682-2087.

The **Loxahatchee River Management Coordinating Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September, 24, 2012, 2:00 p.m. – 5:00 p.m.

PLACE: River Center, 805 North US Highway One, Jupiter, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meet to discuss the goals and objectives regarding the management of the Wild and Scenic portion of the Loxahatchee River.

A copy of the agenda may be obtained by contacting: Laura R. H. Corry, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, Florida 33406, lcorry@sfwmd.gov, www.sfwmd.gov or (561)682-6012.

Pursuant to the provisions of 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: District Clerks Office, (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: Laura R. H. Corry, (561)682-6012.

SPACE FLORIDA

The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 4, 2012, 11:00 a.m. – 12:00 Noon (Eastern Daylight Time)

PLACE: By Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Governance & Compensation Committee Meeting.

A copy of the agenda may be obtained by contacting: Juanell Kirkendoll at jkirkendoll@spaceflorida.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 3 days before the workshop/meeting by contacting: Juanell Kirkendoll at jkirkendoll@spaceflorida.gov. If you are 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: Juanell Kirkendoll at jkirkendoll@spaceflorida.gov.

The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 10, 2012, 10:00 a.m. – 1:00 p.m. (Eastern Time)

PLACE: Lowndes, Drosdick, Doster, Kantor & Reed, P.A., 215 North Eola Drive, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Audit and Accountability Committee Meeting.

A copy of the agenda may be obtained by contacting: Juanell Kirkendoll, jkirkendoll@spaceflorida.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 3 days before the workshop/meeting by

contacting: Juanell Kirkendoll, jkirkendoll@spaceflorida.gov. If you are 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: Juanell Kirkendoll, jkirkendoll@spaceflorida.gov.

DEPARTMENT OF ELDER AFFAIRS

The **Statewide Public Guardianship Association** announces a public meeting to which all persons are invited.

DATES AND TIME: September 20, 27, 2012; October 4, 11, 18, 25, 2012; November 1, 8, 15, 29, 2012, 12:30 p.m. – 1:30 p.m. (EST)

PLACE: Conference Call: 1(888)670-3525, Participant Code: 7919129022#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be a general business meeting of the Foundation for Indigent Guardianship, Inc.

A copy of the agenda may be obtained by contacting: Angela Runyan, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2381, email: runyana@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: Angela Runyan, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399, (850)414-2381, email: runyana@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: Angela Runyan, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2381, email: runyana@elderaffairs.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, October 3, 2012, 10:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida. Any person interested in participating by telephone may dial: 1(888)670-3525, Conference Code: 754-865-7238. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be a teleconference (conference call) to which all interested parties are invited. The purpose of this call/meeting is to provide a Data Submission Orientation for new contacts and/or existing contacts that submit data files for the Agency's Inpatient and Ambulatory Data collection programs. It is expected that participants in the teleconference will discuss questions regarding data submission of patient data and gain better understanding of submission requirements. A copy of the agenda may be obtained by contacting: Patrick Kennedy, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. A power point presentation link is posted on the Data Collection website, Data Submission Resources section available at <http://www.fdhc.state.fl.us/SCHS/DataCollection/2010-Resources.shtml>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 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: Thursday, October 4, 2012 10:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida. Any person interested in participating by telephone may dial: 1(888)670-3525, Conference Code: 754-865-7238. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be a teleconference (conference call) to which all interested parties are invited. The purpose of this call/meeting is to provide interested parties input on the Agency's Inpatient and Ambulatory Data collection programs. It is expected that participants in the teleconference will discuss the regulations governing patient data collection in Florida and help develop recommendations to improve the quality of the process and the resulting data.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: Patrick Kennedy, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 5 days before the workshop/meeting by contacting: 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**, on behalf of the Low Income Pool (LIP) Council, announces a public meeting to which all persons are invited.

DATE AND TIME: September 19, 2012, 10:00 a.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, B, and C, Tallahassee, FL 32308

To participate by phone, please call 1(866)631-2413, User ID# 19165068

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the LIP program including legislative updates, funding methodology, policies and procedures in accordance with the approved Medicaid Reform Section 1115 Demonstration. All meeting discussion material, including an agenda, will be posted to the LIP website at http://ahca.myflorida.com/medicaid/medicaid_reform/lip/lip.shtml.

A copy of the agenda may be obtained by contacting: If you need additional information, please contact Nicole Maldonado, (850)412-4287, Nicole.Maldonado@ahca.myflorida.com, with any questions.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Nicole Maldonado, (850)412-4287, Nicole.Maldonado@ahca.myflorida.com, with any questions. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Nicole Maldonado, (850)412-4287, Nicole.Maldonado@ahca.myflorida.com, with any questions.

DEPARTMENT OF MANAGEMENT SERVICES

The **Governor’s Mansion Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: September 17, 2012, 1:30 p.m.

PLACE: Governor’s Mansion, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Commission Business.

A copy of the agenda may be obtained by contacting: Department of Management Services, Division of Real Estate, Development and Management, 4050 Esplanade Way, Suite 315, Tallahassee, FL 32399-0950, (850)488-2074.

Pursuant to the provisions of 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: Department of Management Services, Division of Real Estate Development and Management, 4050 Esplanade Way, Suite 315, Tallahassee, FL 32399-0950, (850)488-2074.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering**, announces a hearing to which all persons are invited.

DATE AND TIME: October 3, 2012, 9:00 a.m. – 5:00 p.m.

PLACE: Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, North Broward Regional Service Center, 1400 West Commercial Boulevard, Suite 195, Ft. Lauderdale, Florida 33309

GENERAL SUBJECT MATTER TO BE CONSIDERED: HEARING CANCELLED for Rules 61D-14.003, 14.011, 14.017, 14.019, 14.031, 14.059, 14.080, 14.082, 14.086, 14.090, 14.200, and 14.203, F.A.C.

For more information, you may contact: Mary Polombo, (850)717-1098.

The **Board of Architecture and Interior Design** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 25, 2012, 2:00 p.m.

PLACE: To participate in the telephone Conference Call, contact US Toll Free: 1(888)670-3525, enter the Participant Pass Code: 2966335023 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, Telephone (850)717-1982.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, Telephone (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, Telephone (850)717-1982.

The **Board of Auctioneers** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 28, 2012, 9:00 a.m.

PLACE: Embassy Suites Hotel, 3705 Spectrum Blvd., Tampa, Florida 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0771, (850)717-1982.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0771, (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0771, (850)717-1982.

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIMES: September 25, 2012, 9:00 a.m. and 10:00 a.m.

PLACE: Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202.

Pursuant to the provisions of 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: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202. If you are 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: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202.

The **Board of Cosmetology** announces a workshop to which all persons are invited.

DATE AND TIME: October 7, 2012, 9:00 a.m.

PLACE: Residence Inn Marriott, 2301 Sadler Road, Fernandina Beach, Florida 32034, (904)227-2440

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Cosmetology Board to discuss the proposed language for Rule 61G5-32.001, F.A.C.

A copy of the agenda may be obtained by contacting: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

Pursuant to the provisions of 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: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750. If you are 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 Business and Professional Regulation, Board of Employee Leasing Companies** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, September 19, 2012; Thursday, September 20, 2012, 11:00 a.m. or soon thereafter

PLACE: Embassy Suites Jacksonville – Baymeadows, 9300 Baymeadows Road, Jacksonville, Florida 32256, (904)731-3555

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board

A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, Board of Employee Leasing Companies at 1940 North Monroe Street, Tallahassee, Florida 32399-0767, or by calling their office at (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Board Office, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The Florida **Board of Professional Engineers**, Application & Educational Advisory Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 10, 2012, the conclusion of the Florida Board of Professional Engineers Board Meeting

PLACE: Hyatt Regency Orlando International Airport, 9300 Jeff Fuqua Boulevard, Orlando, FL 32827, (407)825-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review applications for licensure and other general business of the committee.

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.org.

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

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org.

The **Florida Engineers Management Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: October 10, 2012, 10:00 a.m. (EST) or soon thereafter

PLACE: Hyatt Regency Orlando International Airport, 9300 Jeff Fuqua Boulevard, Orlando, FL 32827, (407)825-1234; Conference Call: 1(888)392-4560, Passcode: 1188973

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the corporation.

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.org.

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

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org.

The Florida **Board of Professional Engineers** announces a public meeting to which all persons are invited.

DATES AND TIMES: October 10, 2012, 1:00 p.m. (EST) or soon thereafter; October 11, 2012, 8:30 a.m. (EST) or soon thereafter

PLACE: Hyatt Regency Orlando International Airport, 9300 Jeff Fuqua Boulevard, Orlando, FL 32827, (407)825-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board.

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.org.

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

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org.

The **Board of Professional Geologists** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 10:00 a.m. or soon thereafter

PLACE: Via Telephone Conference Call. To connect, dial 1(888)670-3525, Conference Pass Code 7489217568 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application Review and general board business.

A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Board Office, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The **Board of Professional Geologists** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, October 24, 2012, 9:30 a.m. (CST); Thursday, October 25, 2012, 9:00 a.m. (CST)

PLACE: Hilton Pensacola Beach Gulf Front, 12 Via de Luna Drive, Pensacola Beach, Florida 32561

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application review and general board business.

A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, or by calling their office at (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: The Board Office, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, or by calling their office at (850)487-1395.

The **Building Code Administrators and Inspectors Board** announces a public meeting to which all persons are invited.

DATES AND TIME: October 10-12, 2012, 9:00 a.m. each day

PLACE: Residence Inn Marriott, 2301 Sadler Road, Fernandina Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings, probable cause (portions of which may be closed to the public) and regular board business.

A copy of the agenda may be obtained by contacting: Building Code Administrators & Inspectors Board, 1940 N. Monroe St., Tallahassee, FL.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: 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 **Florida Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATES AND TIME: Monday and Tuesday, October 1-2, 2012, 8:30 a.m.

PLACE: Division of Real Estate, Zora Neale Hurston Building, North Tower, Room N901, 400 W. Robinson St., Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board: Topics include, but not limited to, proposed legislation affecting Chapter 475, Part II, F.S., Chapter 61J1, Florida Administrative Code, rule amendments, disciplinary actions, and general subject matter.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Appraisal Board, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1757.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate, (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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

DATE AND TIME: Wednesday, October 3, 2012, 9:00 a.m. (Eastern Time)

PLACE: Division of Real Estate, Zora Neale Hurston Bldg., North Tower, Room N901, 400 W. Robinson St., Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1772. Only public portions of the agenda are available upon request.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate, (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Real Estate Commission** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 8:30 a.m. or as soon thereafter as possible

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss rule provisions relating to notices of satisfactory course completion.

A copy of the agenda may be obtained by contacting: Lori Crawford at lori.crawford@dbpr.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: Division of Real Estate, (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lori Crawford, lori.crawford@dbpr.state.fl.us.

The **Florida Mobile Home Relocation Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 13, 2012, 2:00 p.m.

PLACE: Telephone Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Florida Mobile Home Relocation Corporation to include the Inspector General's Audit. A schedule for future meetings could also be determined.

A copy of the agenda may be obtained by contacting: Janet Compton, (888)862-7010.

For more information, you may contact: Janet Compton, Executive Director, FMHRC, P.O. Box 3047 Tallahassee, FL 32315, 1(888)862-7010.

The **Florida Mobile Home Relocation Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 20, 2012, 10:00 a.m.

PLACE: Sniffen & Spellman, P.A., 123 North Monroe Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Florida Mobile Home Relocation Corporation. The Board will present a response to the Inspector General's audit, review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the Board. A schedule for future meetings will also be determined.

A copy of the agenda may be obtained by contacting: Janet Compton, 1(888)862-7010.

Pursuant to the provisions of 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: Janet Compton, 1(888)862-7010. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janet Compton, Executive Director, FMHRC, P. O. Box 3047, Tallahassee, FL 32315, 1(888)862-7010.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 19, 2012, 7:00 p.m. (ET)

PLACE: West Pasco Government Center, Board Room 1st Floor, 8731 Citizens Drive, New Port Richey, Florida 34654

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation of the proposed unit management plan update for Werner-Boyce Salt Springs State Park.

A copy of the agenda may be obtained by contacting: Christine Dorrier, Park Manager, Werner-Boyce Salt Springs State Park, 9120 Old Post Road, Port Richey, FL 34668, (727)816-1890, Fax: (727)816-1888 or email: Christine.Dorrier@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Christine Dorrier, Park Manager, Werner-Boyce Salt Springs State Park, 9120 Old Post Road, Port Richey, Florida 34668, (727)816-1890, Fax: (727)816-1888 or email: Christine.Dorrier@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Christine Dorrier, Park Manager, Werner-Boyce Salt Springs State Park, 9120 Old Post Road, Port Richey, Florida 34668, (727)816-1890, Fax: (727)816-1888 or email: Christine.Dorrier@dep.state.fl.us.

The **Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 20, 2012, 9:00 a.m. (ET)

PLACE: Werner-Boyce Salt Springs State Park, 9120 Old Post Road, Port Richey, Florida 34668

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion of the proposed unit management plan update for Werner-Boyce Salt Springs State Park with the advisory group members.

A copy of the agenda may be obtained by contacting: Christine Dorrier, Park Manager, Werner-Boyce Salt Springs State Park, 9120 Old Post Road, Port Richey, FL 34668, (727)816-1890, Fax: (727)816-1888 or email: Christine.Dorrier@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Christine Dorrier, Park Manager, Werner-Boyce Salt Springs State Park, 9120 Old Post Road, Port Richey, Florida 34668, (727)816-1890, Fax: (727)816-1888 or email: Christine.Dorrier@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Christine Dorrier, Park Manager, Werner-Boyce Salt Springs State Park at 9120 Old Post Road, Port Richey, Florida 34668, (727)816-1890, Fax: (727)816-1888 or email: Christine.Dorrier@dep.state.fl.us.

The **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: September 24, 2012, 1:00 p.m. (Central)

PLACE: Escambia County Board of County Commission Chambers, Board Chambers, Room 100, 221 Palafox Place, Pensacola, FL 32502

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Environmental Protection gives notice that it is developing rules as instructed by House Bill 639 and as part of the statewide effort to improve consistency in the Consumptive Use Permitting Programs implemented by the Water Management Districts. House Bill 639 requires the Department to initiate rule making by October 1, 2012 to revise the Water Resource Implementation Rule, Chapter 62-40, F.A.C., to include criteria for reuse offsets and credits. The criteria that will be proposed is the product of the Reclaimed Water Policy Workgroup, meeting since January 2009, and comprised of representatives of the Florida Department of Environmental Protection, Florida's five water management districts, Florida Water Environment Association Utility Council, Florida League of Cities, Florida Association of Counties, individual local government utilities, and environmental consulting firms. The Workgroup was convened to discuss how state regulatory policy could better optimize the reuse of reclaimed water. In addition to offsets and credits, Chapter 62-40, F.A.C., will also be revised to include other recommendations of the Reclaimed Water Policy Workgroup and recommendations resulting from the Consumptive Use Permitting Consistency Initiative. The Consumptive Use Permitting Initiative began in the fall of 2011 as a statewide effort headed by the Florida Department of Environmental Protection (DEP) and joined by all five water management districts (WMDs), to increase consistency in the consumptive use permitting (CUP), minimum flows and levels (MFLs), and water supply related programs of the WMDs.

This rule development is proposed to be coordinated with similar rule development by the other WMDs throughout Florida. This rule development will make appropriate rule amendments to DEP's Chapter 62-40, F.A.C., to address the following goals of the DEP and the WMDs for this rulemaking: (1) making the CUP rules less confusing for applicants; (2) treating applicants equitably statewide; (3) providing consistent protection of the environment; (4) streamlining the application and permitting process; and (5) incentivizing behavior that protects water resources, including water conservation. Additional information about the statewide CUP consistency initiative is available at DEP's website at: www.dep.state.fl.us/water/waterpolicy/cupcon.htm. Among other things, this rule development will cover the amendment, repeal, or development of rules as needed to accomplish CUP consistency goals, on the following subjects: (1) reuse credits and offsets; (2) declaration and intent; (3) definitions; (4) general policies; (5) water supply protection and management; (6) water conservation requirements; (7) water reuse and recycling; (8) minimum flows and levels; (9) reservations; (10) Florida water plan; (11) district water management plans; (12) department review of district water management plans; (13) regional water supply plans; (14) water data; (15) review and application; and (16) other rules for which conforming amendments may be needed along with any rule changes made in the subject areas identified above.

A copy of the agenda may be obtained by contacting: Kathleen Greenwood, (850)245-3147, kathleen.greenwood@dep.state.fl.us. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Kathleen P. Greenwood, (850)245-3147. If you are 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 hearing to which all persons are invited.

DATE AND TIME: October 10, 2012, 2:00 p.m.

PLACE: Bob Martinez Center, Room 538B, 2600 Blair Stone Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive testimony and public comment and take final action on amendment of the Small Community Grants priority lists under Chapter 62-505, Florida Administrative Code (F.A.C.). Funds are available for adding new projects to the Small Community Wastewater Facilities Grants priority list. Eligible grant amounts may be adjusted for projects already listed on a Small Community Grants priority list which remain incompletely funded. Additionally, some grant projects may be reclassified

as principal forgiveness loans pursuant to the Federal SRF Capitalization Grant and its special provisions regarding additional subsidization.

Prior to Department action at the hearing, all interested persons will have the opportunity to testify regarding the lists and any proposed actions. The Department may adopt, modify, or deny the proposed actions at the hearing.

After the hearing, the Department will file the written Record of Final Agency Action. A copy of the Record of Final Agency Action will be made available to persons sponsoring the projects at issue and to any person submitting a timely written request. Such written requests must be submitted at the hearing or must be filed with the Department's Bureau of Water Facilities Funding, 2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400, no later than 5:00 p.m. on the first working day after the public hearing.

A copy of the agenda may be obtained by contacting: Gary Powell, (850)245-8358, email: gary.powell@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Gary Powell, (850)245-8358, email: gary.powell@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Tim Banks, phone: (850)245-8358, email: timothy.banks@dep.state.fl.us.

DEPARTMENT OF HEALTH

The **Department of Health, Board of Psychology** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 17, 2012, 8:00 a.m. (EST) or soon thereafter

PLACE: Conference Call: 1(888)670-3525, when prompted, insert the 4389078941 followed by the # sign in order to join the meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Board's Continuing Education Committee, Review of Continuing Education Guidelines.

A copy of the agenda may be obtained by contacting: Board of Psychology, 4052 Bald Cypress Way, BIN #C-05, Tallahassee, FL 32399-3255, by visiting our website: <http://doh.state.fl.us/mqa/psychology/index.html> or by calling: The Board Office, (850)245-4373, ext. 3467.

Pursuant to the provisions of 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/council Office, (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling** announces a public meeting to which all persons are invited.

DATES AND TIMES: October 25, 2012, 2:00 p.m.; October 26, 2012, 8:30 a.m.

PLACE: Holiday Inn Hotel and Suites, 2725 Graves Road, Tallahassee, FL 32303, (850)536-2000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster, (850)245-4474, at least one week prior to the meeting.

The **Board of Dentistry** announces a public meeting to which all persons are invited.

DATE AND TIME: September 21, 2012, 9:00 a.m.

PLACE: Department of Health, 4042 Bald Cypress Way, Room #301, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster, (850)245-4474.

The **Probable Cause Panel** announces a public meeting to which all persons are invited.

DATE AND TIME: September 28, 2012, 12:00 Noon

PLACE: Conference Call: 1(888)670-3525, Participation Code: 7940620467

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Susan Chase, (850)245-4640, ext. 8145 or email: susan_chase@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Susan Chase, (850)245-4640, ext. 8145 or email: susan_chase@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Medicine** hereby gives notice of an additional public hearing on Rule 64B8-9.007, F.A.C. to which all interested persons are invited.

DATE AND TIME: Thursday, October 11, 2012, 1:00 p.m.

PLACE: The Sheraton Ft. Lauderdale Airport & Cruise Port, 1825 Griffin Road, Dania, FL 33004.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The rule was originally published in Vol. 38, No. 24, of the June 15, 2012, issue of the Florida Administrative Weekly (F.A.W.). The Board held a public hearing on this rule on August 3, 2012, but did not come to a decision with regard to making any changes to the rule. As such, an additional public hearing is being held.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please

contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Nursing**, South Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 19, 2012, 10:00 a.m. – 1:00 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)670-3525, Code: 1135981458

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, (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 **Department of Health** announces a hearing to which all persons are invited.

DATE AND TIME: September 26, 2012, 10:00 a.m.

PLACE: Department of Health, Building 4025, Room 301, 4025 Esplanade Way, Tallahassee, Florida 32311; Conference Call: 1(888)670-3525, Pass Code: 1551872498#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to a request for a hearing, the rule hearing is being held to hear public comments on Rule 64F-23.001, F.A.C. This is intended by the Department to be the last hearing on this rule.

A copy of the agenda may be obtained by contacting: Bob Peck, Bureau of Family Health Services, 4052 Bald Cypress Way, Bin #A-13, Tallahassee, Florida 32399-3260, (850)245-4444, ext. 2965.

Pursuant to the provisions of 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: Bob Peck. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Families** announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2012, 1:00 p.m. – 3:00 p.m.

PLACE: 111 South Sapodilla Ave., Conference Room 1 (3rd Floor), West Palm Beach, Florida 33401

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public meeting to discuss the implementation of a Managing Entity for Substance Abuse and Mental Health Services in the Southeast Region.

A copy of the agenda may be obtained by contacting: Adrian Williams. 1317 Winewood Blvd., Building 6, Room 280, Tallahassee, Florida 32399; adrian_williams@dcf.state.fl.us.

The **Florida Civil Commitment Center** announces a public meeting to which all persons are invited.

DATE AND TIME: September 26, 2012, 10:00 a.m. (EST)

PLACE: One Park Place, Suite 500, 621 N.W. 53rd Street, Boca Raton, Florida

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

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

Manuel Fernandez Chairman and President

Jorge Dominicis Secretary and Treasurer

John Bulfin VP, AS and AT

The meeting will be open to the public. Those who wish to call into the meeting may do so by calling the following Conference Number: 1(866)280-1456, and using Code Number: 1325086.

A copy of the agenda may be obtained by contacting: Tarha Sondesky, Florida Department of Children and Families, 1317 Winewood Blvd., Building 6, Room 283, Tallahassee, FL 32399-0700, (850)717-4346, tarha_sondesky@dcf.state.fl.us.

The **South Florida State Hospital** announces a public meeting to which all persons are invited.

DATE AND TIME: September 26, 2012, 10:10 a.m. (EST)

PLACE: One Park Place, Suite 500, 621 N.W. 53rd Street, Boca Raton, Florida

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

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

Manuel Fernandez Chairman and President

Jorge Dominicis Secretary and Treasurer

John Bulfin VP, AS and Assistant Treasurer

The meeting will be open to the public. Those who wish to call into the meeting may do so by calling the following Conference Number: 1(866)280-1456, and using Code Number: 1325086.

A copy of the agenda may be obtained by contacting: Tarha Sondesky, Florida Department of Children and Families, 1317 Winewood Blvd., Building 6, Room 283, Tallahassee, FL 32399-0700, (850)717-4346, tarha_sondesky@dcf.state.fl.us

The **South Florida Evaluation and Treatment Center** announces a public meeting to which all persons are invited.

DATE AND TIME: September 26, 2012, 10:20 a.m. (EST)

PLACE: One Park Place, Suite 500, 621 N.W. 53rd Street, Boca Raton, Florida

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

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

Manuel Fernandez Chairman and President

Jorge Dominicis Secretary and Treasurer

John Bulfin VP, AS and AT

The meeting will be open to the public. Those who wish to call into the meeting may do so by calling the following Conference Number: 1(866)280-1456, and using Code Number: 1325086.

A copy of the agenda may be obtained by contacting: Tarha Sondesky, Florida Department of Children and Families, 1317 Winewood Blvd., Building 6, Room 283, Tallahassee, FL 32399-0700, (850)717-4346, tarha_sondesky@dcf.state.fl.us.

The **Suicide Prevention Coordinating Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 26, 2012, 1:00 p.m. – 4:00 p.m. (Eastern)

PLACE: 316 E. Park Avenue, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2013 Suicide Prevention Day at the Capital, a proposed Suicide Prevention Statewide Conference, and an update from the Garrett Lee Smith college grant sites on their suicide prevention activities.

A copy of the agenda may be obtained by contacting: Ellen Piekalkiewicz, email: Ellen_piekalkiewicz@dcf.state.fl.us, phone: (850)717-4623.

Pursuant to the provisions of 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: Ellen Piekalkiewicz, email: Ellen_piekalkiewicz@dcf.state.fl.us, (850)717-4623. If you are 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: Ellen Piekalkiewicz, email: Ellen_piekalkiewicz@dcf.state.fl.us, (850)717-4623.

NOTICE OF RESCHEDULING – The Department of Children and Families, Substance Abuse and Mental Health Program announces a workshop to which all persons are invited.

DATES AND TIMES: September 19, 2012, 8:00 a.m. – 4:00 p.m. (Eastern); October 24, 2012, 2:00 p.m. – 6:00 p.m. This notice reschedules the Administrative Cost Definition Workgroup originally scheduled for September 18, 2012

PLACE: 1317 Winewood Blvd., Bldg. 6, Second Floor, Conference Room A, Room 299, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Administrative Cost Definition Workgroup will discuss a unified definition of administrative costs applicable to the purchase and provision of substance abuse and mental health services.

A copy of the agenda may be obtained by contacting: Jimmers Micallef, jimmers_micallef@dcf.state.fl.us, (850)717-4294.

Pursuant to the provisions of 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: Jimmers Micallef, email: jimmers_micallef@dcf.state.fl.us, (850)717-4294. If you are 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: Jimmers Micallef, email: jimmers_micallef@dcf.state.fl.us, (850)717-4294.

NAVIGATION DISTRICTS

The **Florida Inland Navigation District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 15, 2012, 11:00 a.m.

PLACE: Doubletree Hotel, 4431 PGA Blvd., Palm Beach Gardens, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The District's legal counsel has requested an attorney client privilege session in accordance with Florida law to discuss litigation and settlement strategy in the case of the Florida Inland Navigation District vs. Dredge Enterprise. The following will attend the session: Attorneys Peter Breton and John Eubanks, Executive Director David Roach, and Commissioners Norman Bray, Aaron Bowman, Carl Blow, Jon Netts, Nancy Freeman, Jerry Sansom, Bruce Barkett, Gail Kavanagh, Don Couzzo, Donn Colee, Tyler Chappell, and Spencer Crowley.

A copy of the agenda may be obtained by contacting: David Roach, (561)627-3386.

For more information, you may contact: David Roach, Executive Director, (561)627-3386 or droach@aicw.org.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 13, 2012, 7:00 p.m.

PLACE: Kennedy Multipurpose Room, 1000 Kennedy Blvd., Brooksville, FL 34601

GENERAL SUBJECT MATTER TO BE CONSIDERED: PURPOSE: To receive public comment regarding considerations for FWC's ten-year Management Plan for the Chassahowitzka Wildlife Management Area (CWMA).

This hearing is being held EXCLUSIVELY for discussion of the DRAFT Chassahowitzka WMA Management Plan. This meeting is not being held to discuss area hunting or fishing regulations. For more information on the process for FWC rule and regulation development go online to: myfwc.com/about/rules-regulations/rule-changes/ or call: (850)487-1764.

A copy of the agenda may be obtained by contacting: Management Prospectus for Chassahowitzka WMA and copy of the agenda is available upon request from: Florida Fish and Wildlife Conservation Commission, Land Conservation and Planning Group, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-9982 or (850)487-9767 or by e-mail: Rebecca.Shelton@MyFWC.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Rebecca.Shelton@MyFWC.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 **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2012, 9:00 a.m.

PLACE: Bryant Building, Room #272, 620 South Meridian Street, Tallahassee, FL 32399-1600

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Steering Committee for the Florida Beaches Habitat Conservation Plan. Topics to be discussed include: Chapter 6 of the HCP, Threats to Covered Species in the Plan Area from CCCL Activities; Chapter 7 of the HCP, Plan Area; addressing beach lighting in the HCP; and an initial discussion on an implementation strategy. No votes are scheduled.

A copy of the agenda may be obtained by contacting: Kat Diersen, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS #2A, Tallahassee, FL 32399-1600, (850)921-1023, katherine.diersen@myfwc.com or by contacting: The FWC, Division of Habitat and Species Conservation, (850)488-3831. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kat Diersen, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS #2A, Tallahassee, Florida 32399-1600, (850)921-1023, katherine.diersen@myfwc.com or contact: The FWC, Division of Habitat and Species Conservation, (850)488-3831.

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATES AND TIMES: September 18, 2012, 9:00 a.m. – 5:00 p.m.; September 19, 2012, 8:30 a.m. – 1:00 p.m.

PLACE: Hilton Ocala, 3600 S.W. 36th Avenue, Ocala, Florida 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FWC will be holding a meeting of the Blue Crab Advisory Board established in Chapter 68B-45, Florida Administrative Code. The Board will discuss issues regarding the blue crab fishery that will include, but may not be limited to, licensing and tag issues, trap retrieval, research needs, and the Blue Crab Effort Management Program.

A copy of the agenda may be obtained by contacting: Jessica McCawley, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, (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: Jessica McCawley, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

DEPARTMENT OF FINANCIAL SERVICES

The **Fire & Emergency Incident Information System Technical Advisory Panel** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 11, 2012, 1:00 p.m.

PLACE: Florida State Fire College, Ocala, Florida or via Conference Call: (850)413-1591, Conference ID: 736

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting.

A copy of the agenda may be obtained by contacting: MaryAnn.Benson@myfloridacfo.com.

The **Firefighters Employment, Standards & Training Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 11, 2012, 10 minutes after the adjournment of the Fire & Emergency Incident Information Systems Technical Advisory Panel meeting which begins, 1:00 p.m.

PLACE: Florida State Fire College, Ocala, Florida or via Conference Call: (850)413-1591, Conference ID: 736

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting.

A copy of the agenda may be obtained by contacting: MaryAnn.Benson@myfloridacfo.com.

FINANCIAL SERVICES COMMISSION

The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: September 24, 2012, 10:00 a.m.

PLACE: The Office of Insurance Regulation, 200 East Gaines Street, Larson Building, Room B33, Tallahassee, FL 32399-0327

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of Insurance Regulation announces an annual meeting of the Continuing Care Advisory Council to which all persons

are invited to participate. To appoint a new chairperson and vice chairperson for the Advisory Council and discuss issues currently facing the continuing care industry.

A copy of the agenda may be obtained by contacting: Mr. Dan Papka, Daniel.Papka@flor.com or (850)413-2430.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mr. Dan Papka, Daniel.Papka@flor.com or (850)413-2430. If you are 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. Dan Papka, Daniel.Papka@flor.com or (850)413-2430.

The **Office of Financial Regulation** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, during a regular meeting of the Governor and Cabinet

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking for Rule 69V-160.034, F.A.C. (Failure to Demonstrate Financial Responsibility Defined), Sales and Use Tax.

A copy of the agenda may be obtained by contacting: French Brown, (850)410-9544 or by going to the Department's Internet: http://www.flofr.com/Cabinet/Public_Notices.aspx.

Pursuant to the provisions of 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: French Brown, (850)410-9544. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Office of Financial Regulation** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking for Rule 69V-560.302, F.A.C. (Renewal Fees, Deadlines, and Requirements)

A copy of the agenda may be obtained by contacting: French Brown, (850)410-9544 or by going to the Department's Internet: http://www.flofr.com/Cabinet/Public_Notices.aspx.

Pursuant to the provisions of 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: French Brown, (850)410-9544. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

AREA AGENCY ON AGING OF PASCO-PINELLAS

The **Area Agency on Aging of Pasco-Pinellas** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 17, 2012, 9:30 a.m.

PLACE: 9887 4th Street North, Suite 100, St. Petersburg, FL 33702

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items related to Area Agency on Aging of Pasco-Pinellas business and Board of Directors oversight.

A copy of the agenda may be obtained by contacting: Brenda Black, (727)570-9696, ext. 233.

Pursuant to the provisions of 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: Brenda Black, (727)570-9696, ext. 233. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Brenda Black, (727)570-9696, ext. 233.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

The **Florida Atlantic Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2012, 2:30 p.m.

PLACE: Technology Business Incubator, 3651 FAU Blvd., Suite 400, Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors meeting.

A copy of the agenda may be obtained by contacting: Christine Burres, cc@research-park.org.

H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE

The **H. Lee Moffitt Cancer Center** working in coordination with the Florida Department of Health announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 10, 2012, 4:00 p.m. – 5:00 p.m. (EST)

PLACE: Conference Call: 1(877)791-9829, Participant Passcode: 2120535

GENERAL SUBJECT MATTER TO BE CONSIDERED: CCRAB Goal IV Survivorship monthly conference call.

A copy of the agenda may be obtained by contacting: Laura.Lenhart@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: Laura.Lenhart@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: Laura.Lenhart@moffitt.org.

DISABILITY RIGHTS FLORIDA

The **PAIMI, Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2012, 2:00 p.m.

PLACE: Embassy Suites Orlando Airport, 5835 T G Lee Boulevard, Orlando, FL 32822, (407)888-9339

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Meeting.

A copy of the agenda may be obtained by contacting: Leslieee@DisabilityRightsFlorida.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 3 days before the workshop/meeting by contacting: Leslie Evans, (850)488-9071, ext. 9707. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

SOUTHWOOD SHARED RESOURCE CENTER

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 19, 2012, 10:00 a.m.

PLACE: SSRC, Administrative Offices, Conference Room 101, 2002 Old St. Augustine Road, Building C, Tallahassee, FL; Conference Call: 1(888)670-3525, Participant Passcode: 7934058106#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the SSRC Finance and Budget Workgroup. This meeting was previously slated for September 12, 2012 at 3:00 p.m. and has been rescheduled to September 19, 2012 at 10:00 a.m.

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.

MEETING: Network of Centers

DATE AND TIME: September 20, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Code: 3053852284; FILC, Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

MEETING: Network of Centers

DATE AND TIME: October 4, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Code: 3053852284; FILC, Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

MEETING: Network of Centers

DATE AND TIME: October 18, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Code: 3053852284; FILC, Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

MEETING: Network of Centers

DATE AND TIME: November 1, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Code: 3053852284; FILC, Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

MEETING: Network of Centers

DATE AND TIME: November 15, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Code: 3053852284; FILC, Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

MEETING: Network of Centers

DATE AND TIME: November 29, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Code: 3053852284; FILC, Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

MEETING: Network of Centers

DATE AND TIME: December 13, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Code: 3053852284; FILC, Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

MEETING: Network of Centers

DATE AND TIME: January 17, 2013, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Code: 3053852284; FILC, Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

MEETING: Network of Centers

DATE AND TIME: January 31, 2013, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Code: 3053852284; 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.

A copy of the agenda may be obtained by contacting: Molly Gosline, (850)488-5624.

JUSTICE ADMINISTRATIVE COMMISSION

The **Justice Administrative Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: September 19, 2012, 10:00 a.m.

PLACE: Justice Administrative Commission, 227 N. Bronough Street, Suite 2100, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by contacting: Jessica Kranert, (850)488-2415, ext. 223, jessica.kranert@jac.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by

contacting: Jessica Kranert, (850)488-2415, ext. 223, jessica.kranert@jac.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).

POLK TRANSPORTATION PLANNING ORGANIZATION

The **Polk Transportation Planning Organization** announces a public meeting to which all persons are invited.

DATE AND TIME: September 10, 2012, 1:30 p.m.

PLACE: Neil Combee Administration Building, Board Room, 330 W. Church Street, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: Transportation Disadvantaged Local Coordinating Board Quarterly Meeting.

A copy of the agenda may be obtained by contacting: Diane Slaybaugh, Senior Transportation Planner, Polk TPO, (863)534-6495 or available for download: www.polktpo.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Public Communications Office, 330 W. Church Street, Bartow, FL 33830, (863)534-6090. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Diane Slaybaugh, Senior Transportation Planner, Polk TPO, (863)534-6495.

SOIL AND WATER CONSERVATION DISTRICTS

The **South Dade Soil & Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 20, 2012, 9:30 a.m.

PLACE: USDA Florida City Service Center, 1450 N. Krome Ave., Suite 104, Florida City, FL 33034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular agenda items for presentation to Board of Supervisors: Ag Lab, MIL, District Reports and projects.

A copy of the agenda may be obtained by contacting: Wendy Lobos, (305)242-1288, southdadeswcd@southdadeswcd.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 2 days before the workshop/meeting by contacting: Wendy Lobos, (305)242-1288. If you are 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: Morgan Levy, Administrator, (305)242-1288.

FLORIDA SURPLUS LINES SERVICE OFFICE

The **Florida Surplus Lines Service Office, Budget Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: October 23, 2012, 2:00 p.m.

PLACE: 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: FLSO proposed 2013 budget.

A copy of the agenda may be obtained by contacting: Georgie Barrett via email gbarrett@fslso.com or (850)224-7676.

Pursuant to the provisions of 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: Jessica Brown, via email: jbrown@fslso.com or (850)224-7676. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Surplus Lines Service Office, Board of Governors** announces a public meeting to which all persons are invited.

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly business meeting.

A copy of the agenda may be obtained by contacting: Georgie Barrett, via email: gbarrett@fslso.com or (850)224-7676.

Pursuant to the provisions of 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: Jessica Brown, via email: jbrown@fslso.com or (850)224-7676. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA WORKERS' COMPENSATION INSURANCE GUARANTY ASSOCIATION, INC.

The Board of Directors of the **Florida Workers' Compensation Insurance Guaranty Association** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 24, 2012, 2:00 p.m.

PLACE: Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet regarding the general business of the Association. The agenda will include but not limited to; Minutes, Receiver's Report, Legal Report, Operation, Financial and Claim Reports.

A copy of the agenda may be obtained by contacting: Cathy Irvin, (850)386-9200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Cathy Irvin, (850)386-9200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

TRANSYSTEMS

The Florida **Department of Transportation**, District Four announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, September 20, 2012, 5:30 p.m. – 7:30 p.m.

PLACE: Innovation Office Center, 15430 Endeavor Drive, Jupiter, FL 33478

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Alternatives Public Workshop is being held to allow interested persons an opportunity to express their views concerning the location, conceptual design; and social, economic, and environmental effects of the proposed improvements of SR 710 (Beeline Highway) from one mile east of SR 76 (Kanner Highway) to SR 708 (Blue Heron Boulevard) in Martin and Palm Beach Counties, Florida, a distance of approximately 25 miles. Financial Project Identification (FPID) #'s 419348-1-22-01/419348-2-22-01 and Efficient Transportation Decision Making (ETDM) #7151.

The proposed improvements consist of widening SR 710 (Beeline Highway) from approximately one mile east of SR 76 to the Pratt Whitney Entrance from the existing two lanes to four lanes. From the Pratt Whitney Entrance to Northlake Boulevard, no roadway widening is proposed but consideration for a ten-foot shared use path on the north side is being given. From Northlake Boulevard to Blue Heron Boulevard, improvements consist of widening the existing four-lane rural roadway section to a six-lane urban section. An interchange at SR 710 and Northlake Boulevard is also proposed. Other improvements include adding a shared use path, sidewalks, as well as evaluating access along the corridor.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons who require special accommodations under the Americans with Disabilities Act, or persons who require translation services (free of charge) should contact: Mr. Patrick Glass, P.E., patrick.glass@dot.state.fl.us, (954)777-4681 or

Toll Free: 1(866)336-8435, ext. 4681 at least seven days prior to the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). In the unlikely event that the workshop is canceled due to hurricane weather, the workshop will be held on October 4th at the same time and location.

For more information regarding the project, or the public workshop, please contact Mr. Patrick Glass, P.E. at Florida Department of Transportation District Four, 3400 West Commercial Boulevard, Fort Lauderdale, FL 33309 or by email: patrick.glass@dot.state.fl.us.

A copy of the agenda may be obtained by contacting: Mr. Patrick Glass, P.E. at patrick.glass@dot.state.fl.us, (954)777-4681 or Toll Free: 1(866)336-8435, ext. 4681.

AMERICAN CONSULTING ENGINEERS OF FLA, INC.

The Florida **Department of Transportation**, District Seven announces a hearing to which all persons are invited.

DATE AND TIMES: Monday, September 17, 2012, Open House: 5:00 p.m. – 7:00 p.m.; Formal Presentation: 6:00 p.m.; followed by a public comment period

PLACE: Chloe Coney Urban Enterprise Center, CDC of Tampa, 1907 E. Hillsborough Avenue, Tampa, FL 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public hearing is being held to allow interested persons an opportunity to express their views concerning the location, conceptual design, and social, economic, and environmental effects of the Hillsborough Avenue (US 92/SR 600) Project Development & Environment (PD&E) study from 50th Street to West of Interstate 4 (I-4), WPI Segment No: 430054-1, ETDM No: 13312. Public participation is solicited without regard to race, color, national origin, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Manuel Santos, EI, Project Manager, 11201 N. McKinley Drive, Tampa, FL 33612-6453, 1(800)226-7220 or (813)975-6173 or Manuel.Santos@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: Manuel Santos, EI, Project Manager, 11201 N. McKinley Drive, Tampa, FL 33612-6453, 1(800)226-7220 or (813)975-6173 or Manuel.Santos@dot.state.fl.us.

Any persons who require translation services (free of charge) should also contact Manuel Santos seven (7) days before the hearing. If you are 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: Manuel Santos, E.I, Project Manager at information listed above.

GHYABI & ASSOCIATES

The Florida **Department of Transportation (FDOT)** announces a public meeting to which all persons are invited.

DATE AND TIMES: Thursday, September 13, 2012, Open House: 5:00 p.m. – 7:00 p.m.; Presentation/Charrette: 5:15 p.m.

PLACE: University of Central Florida, Morgridge International Reading Center, 4000 Central Florida Boulevard, Orlando, Florida 32816

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management Number is 420814-1-12-01 for State Road (SR) 434 (Alafaya Trail) From SR 50 (East Colonial Drive) to McCulloch Road, Orange County. This study is evaluating potential multimodal transportation improvements to help transform the corridor into a walkable urban thoroughfare. Multimodal projects are essential to network efficiency, safety and livability within the context of future transportation needs. The meeting will be in charrette format to present preliminary concepts for SR 434 (Alafaya Trail) that incorporate the suggestions and ideas from the public and local community. This is the second of two public meetings scheduled as part of a community-based evaluation to determine how best to meet the needs of the traveling public.

The FDOT encourages you to attend and comment on the preliminary concepts for SR 434 (Alafaya Trail) to be considered in the final Corridor Management Plan. For more information about this project please visit: www.cflroads.com under Future Projects, Orange County, Project Number 420814-1-12-01.

A copy of the agenda may be obtained by contacting: Heather Garcia, Project Manager, for FDOT, 719 S Woodland Blvd., Deland, Florida 32720, (386)943-5077, email: Heather.Garcia@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: Rebecca Zawadski, E.I. at Ghyabi & Associates, 1459 N. US Highway 1, Suite 3, Ormond Beach, Florida 32174 or by phone: (386)677-5499, ext. 246 or via email: rzawadski@ghyabi.com. Public participation is solicited without regard to race, color, national origin, age, sex, disability or family status. Persons who require translation services (free of charge) should contact Rebecca Zawadski, E.I. If you are 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: Either Heather Garcia, Project Manager, for FDOT, (386)943-5077 or via e-mail: Heather.Garcia@dot.state.fl.us OR Rebecca Zawadski, E.I. at Ghyabi & Associates, by phone: (386)677-5499, ext. 246 or via email: rzawadski@ghyabi.com.

PARSONS BRINCKERHOFF

The Florida **Department of Transportation**, District One announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 17, 2012, 5:00 p.m. – 7:00 p.m.

PLACE: St. Michael the Archangel Catholic Church, 5394 Midnight Pass Road, Sarasota, FL 34242

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public information meeting is being held to inform interested persons about the upcoming construction of pedestrian improvements on State Road 758/Midnight Pass Road from State Road 72/Stickney Point Road to County Road 789A/Beach Road in Siesta Key. The construction consists of installing pedestrian crossings including rectangular rapid flashing beacons, milling and resurfacing, and signing and pavement markings to improve pedestrian safety. The improvements will not affect access to properties, and will minimize impacts to left turn movements.

Financial Project ID No.: 428124-4-52-01.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Robin Parrish, Florida Department of Transportation, District One, 801 N. Broadway Street, Bartow, Florida 33830-3809, (863)519-2675 or email: robin.parrish@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: Brian Bollas, Public Information Liaison, (727)946-1869 or bollas@pbworld.com.

QCAUSA

The Florida **Department of Transportation (FDOT)** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 5:30 p.m. – 6:30 p.m. (EDT)

PLACE: First United Methodist Church, 325 W. Walnut Street, Monticello, Florida 32344

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Final Recommendations Meeting is being held to present proposed updates to the I-10 Master Plan in Gadsden, Leon and Jefferson counties. The final recommendations to address current and future needs of the I-10 corridor will be discussed. After a brief presentation, FDOT and project staff will be available to discuss the project, answer questions, and address any concerns.

A copy of the agenda may be obtained by contacting: Ray Kirkland, FDOT, Project Manager, 1(888)638-0250, ext. 590 or Ray.Kirkland@dot.state.fl.us.

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

KIMLEY-HORN AND ASSOCIATES, INC.

The Florida **Department of Transportation**, District Four announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, September 20, 2012, 5:30 p.m. – 7:30 p.m.

PLACE: Island Pines Golf Club, 5700 Indian Pines Boulevard, Fort Pierce, Florida 34951

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public hearing is being held to give interested persons an opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of the proposed improvements to SR 614 (Indrio Road) from SR 9 (I-95) to east of SR 607 (Emerson Avenue). The proposed improvements consist of reconstruction of the existing two (2) lane roadway to a four (4) lane divided urban roadway with raised median. Other improvements include a 12-foot multi-purpose trail along the north side of Indrio Road as well as construction of new signalization and roadway lighting. Indrio Road will be reclassified as Access Management Class 3 per Section 335.18, F.S. The project corridor is approximately 2.79 miles and is located in St. Lucie County, Florida (Financial Project ID: 230338-4-52-01).

A copy of the agenda may be obtained by contacting: Ms. Vanita Saini, P.E., Project Manager, Florida Department of Transportation, District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309 or email: vanita.saini@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, sex, religion, disability or family status.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least seven (7) days before the workshop/meeting by contacting: Ms. Vanita Saini, P.E. at (954)777-4468 or Toll Free: 1(866)336-8435, ext. 4468 or by email: vanita.saini@dot.state.fl.us. Any persons who require translation services (free of charge) should also contact Ms. Vanita Saini, P.E. seven (7) days before the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Vanita Saini, P.E., Project Manager, Florida Department of Transportation, District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, (954)777-4468 or Toll Free: 1(866)336-8435, ext. 4468, email: vanita.saini@dot.state.fl.us.

URS CORPORATION – MIAMI

The Florida **Department of Transportation**, District Six announces a hearing to which all persons are invited.

DATE AND TIME: Wednesday, September 12, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: Intercontinental Hotel, Acacia 1 Ballroom, 2505 N.W. 87 Avenue, Doral, FL 33172-1610

GENERAL SUBJECT MATTER TO BE CONSIDERED: FDOT District Six will hold a Public Hearing for a Project Development and Environment (PD&E) Study on the SR 826/Palmetto Expressway from south of SR 836/Dolphin Expressway to SR 932/NW 103 Street in Miami-Dade County. The Financial Project Number is 418423-3-22-02 and the Efficient Transportation Decision Making (ETDM) Number is 11560. Graphic displays and information about the project will be available for viewing in an informal setting until 6:30 p.m. The draft project documents and other information will be available for public review from Wednesday, August 22, 2012 to Wednesday, September 12, 2012 excluding major holidays, at the following locations: FDOT, 1000 N.W. 111 Avenue, Room 6251, Miami, FL 33172, from 8:00 a.m. to 5:00 p.m., Monday through Friday and the Doral Branch Library, 10785 N.W. 58 Street, Doral, FL 33178 from 10:00 a.m. to 6:00 p.m. Monday, Tuesday, Thursday, Saturday and from 12:00 noon to 8:00 p.m. on Wednesday. The proposed improvements consist of widening and implementing two express lanes within the median in each direction along SR 826, increasing capacity by one lane over existing conditions. The proposed improvements include operational enhancements such as ramp metering and variable priced tolling for congestion management. The proposed express lanes will provide system linkage with the express lanes network under development in the area.

A copy of the agenda may be obtained by contacting: Mr. Dat Huynh, P.E., District Project Development Engineer at (305)470-5217 or via e-mail atdat.huynh@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: Mr. Nicholas Danu, P.E., (305)470-5219 or in writing: 1000 N.W. 111 Avenue, Room 6111-A, Miami, FL 33172, e-mail: nicholas.danu@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: Mr. Dat Huynh, P.E., District Project Development Engineer, (305)470-5217 or via e-mail: dat.huynh@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 Julie Rawson, Unit Owner, In Re: Destin West Beach and Bay Resort Bayside Property Owners Assn., Inc., Docket No. 2012036348, on August 20, 2012. The petition seeks the agency's opinion as to the applicability of Section 718.110(4), Florida Statutes, as it applies to the petitioner.

Whether the Destin West Beach and Bayside Resort, a master association, may amend its governing documents to increase the quorum requirement for board meetings to greater than 51% under Section 718.112(2)(b)(1), Florida Statutes, and change the representative voting rights to a per unit voting right under Section 718.110(4), 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 Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Jessica Svenson, CAM, In Re: Florencia Condominium Association, Inc., on July 13, 2012. The following is a summary of the agency's declination of the petition:

The division declined to issue a declaratory statement because it may not interpret an association's ambiguous governing documents.

A copy of the Order Declining 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 Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Roy J. Brewer, Mobile Home Owner, In Re: Spanish Lakes One Homeowners Association, Inc. on July 16, 2012. The following is a summary of the agency's declination of the petition:

The division declined to issue a declaratory statement because the division did not receive a full set of governing documents which were needed and requested in order to properly address the issue.

A copy of the Order Declining 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 received the petition for declaratory statement from Mark H. Muller, Esq. on behalf of Hoar Construction, LLC., filed on August 20, 2012. The petition seeks the agency's opinion as to the applicability of Rule 61G4-15.0022, Florida Administrative Code as it applies to the petitioner.

The Petitioner seeks the Board to interpret Rule 61G4-15.0022, Florida Administrative Code, and whether a joint venture that contains at least one qualified contractor must first obtain bid authority under Rule 61G4-15.0022, Florida Administrative Code, before it can present to an owner a response to an RFQ that contains no construction cost or compensation information.

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: Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257, within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on August 27, 2012, the Electrical Contractors' Licensing Board has received the petition for declaratory statement from Michelle Humphries on behalf of the University of Central Florida. The petition seeks the agency's opinion as to the applicability of Section 489.503(2), F.S., as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 489.503(2), F.S., as to whether the petitioner, University of Central Florida, can use state employees of the university to perform routine maintenance or repair or construction not exceeding \$200,000 to existing installations, including fire alarm systems.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Juanita Chastain, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783.

NOTICE IS HEREBY GIVEN that the Florida Building Commission has declined to rule on the petition for declaratory statement filed by Lorraine A. Ross on behalf of the Dow Chemical Company on March 12, 2012. The following is a summary of the agency's declination of the petition:

The petition sought clarification of a conflict contained within the Florida Building Code, Energy Conservation (2010) that has subsequently been corrected. Therefore, the petition was denied because issuance of a declaratory statement would be moot.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203.

Please refer all comments to: April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000.

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from Alfonso Fernandez-Fraga, President of Initial Engineers. The petition seeks the agency's opinion as to the applicability of Sections 607.1 and 416.5, Florida Building Code, Plumbing (2010) as it applies to the petitioner.

Petitioner seeks clarification as to the applicability of Section 607.1 in relation to Section 416.5 for providing hot water to public lavatories.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203.

Please refer all comments to: Mo Madani, CBO Manager, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by John C. Thomas, President/CEO of Pinch a Penny on May 4, 2012. The following is a summary of the agency's disposition of the petition:

The petition was granted, and in response to petitioner's questions the answers provide that replacing a swimming pool pump may be either a repair or an alteration and replacing the pump's motor with a like motor is classified as a repair per Chapter 5 of the Code.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203.

Please refer all comments to: April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000.

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Arnoldo A. Artiles, P.E., of Kimley-Horn and Associates on April 11, 2012. The following is a summary of the agency's disposition of the petition:

The petition was granted, and in response to petitioner's questions the answers are that under ASCE7-10 the project at issue falls under Risk Category III, under Table 1604.5, Florida Building Code, Building (2010) the project at issue falls under Risk Category II, and pursuant to Section 102.4, Florida Building Code, Building (2010), the project at issue falls under Risk Category II.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203.

Please refer all comments to: April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000.

DEPARTMENT OF HEALTH

Notice is hereby given that the Board of Medicine has received a Petition for Declaratory Statement filed by Michael D. Mozzetti, M.D., on August 20, 2012. The Petitioner requests that the Board expand the definition of "live" Category I CME to include the 2010 AMA definition of approved Category I credit as it relates to Rule 64B8-9.0131, F.A.C. The Board will consider this petition at its meeting currently scheduled for October 12, 2012.

Copies of the petition may be obtained by writing: Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN that the Board of Physical Therapy Practice has received the petition for declaratory statement from Rodolfo Friere, MD., filed on August 28, 2012. The petition seeks the agency's opinion as to the applicability of Sections 486.028, 486.135, 486.151, 486.161, Florida Statutes as it applies to the petitioner.

The petition seeks the Board's interpretation of Sections 486.028, 486.135, 486.151, 486.161, Florida Statutes, concerning supervision of a licensed massage therapist performing delegated duties under the direction of a licensed physical therapist and a licensed medical doctor.

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

Please refer all comments to: Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that the Board of Psychology has received the petition for declaratory statement from Jerome H. Poliacoff, Ph.D., filed on August 8, 2012. The petition seeks the agency's opinion as to the applicability of Sections 61.122 and 490.009(1)(r), Florida Statutes, and whether there is a conflict between Section 61.122 and 490.009(1)(r), Florida Statutes as it applies to the petitioner.

The Petitioner seeks the Board's interpretation of sections 61.122 and 490.009(1)(r), Florida Statutes, and whether there is a conflict between Sections 61.122 and 490.009(1)(r), Florida Statutes in regards to procedures for investigating disciplinary complaints.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, at the above address or telephone (850)245-4444.

Please refer all comments to: Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, within 14 days of publication of this notice.

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

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

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION

Notice of Bid

The University of Florida, Purchasing Services will receive sealed bids for the following: ITB13MB-120, Hub (Bldg.0032) Upper Roof Replacement WO#1289163, estimated budget: \$225,000, to be opened Tuesday, October 2, 2012 at 2:00 p.m. in 101 Elmore Hall, Radio Road, Gainesville, FL. Scope of work: The work includes the Re-Roofing of a portion of the

upper roofs of the “Hub.” The building is a two story multipurpose building. The project base bid roof area is approximately 5,508 square feet. The Alternate 1 roof area is approximately 3,210 square feet and the Alternate 2 roof area is approximately 1,800 square feet. The work involves the complete removal of the existing Modified Bitumen membrane roofing and rigid insulation board system, installation of new temporary roof over the deck, tapered insulation system and installation of a four-ply SBS-Modified Bituminous Membrane Roofing System and associated flashing and trim. The roofing contractor shall have their main office within a 60 mile radius of Gainesville. Mandatory pre-bid meeting will be held Friday, September 14, 2012 at 1:30 p.m., in the PPD A/E Conference Room (Bldg. 700), Radio Road, Gainesville, FL. Questions should be directed to Mercedes Bongiovanni, mbongio@ufl.edu or (352)392-1331. For more information visit www.purchasing.ufl.edu. AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, purchasing@ufl.edu or (352)392-1331 within three (3) days of the event.

DEPARTMENT OF TRANSPORTATION

General Licensed Contractors/Licensed HVAC Contractor are invited to bid on the following project:

FINANCIAL PROJECT NO.: 43129215201

CONTRACT NO.: E1L72

Removal and Installation of Rooftop Air Conditioning System
Bids Due: October 11, 2012, at 11:00 a.m. (EST) at the Florida Department of Transportation, District One Contracts Office, 801 North Broadway, MS 1-18; Bartow, Florida 33830.

Visit <http://www.dot.state.fl.us/contractsadministrationdistrict1/> or call Ella Rice at (863)519-2567 for more information.

STATE BOARD OF ADMINISTRATION

INVITATION TO NEGOTIATE

The State Board of Administration of Florida (the “SBA”) has solicited competitive responses from qualified vendors that are interested and qualified to provide financial education and advice services for the Florida Retirement System Investment Plan. The Invitation to Negotiate (the “ITN”) is available as of September 24, 2012, and may be obtained from the SBA’s website at <http://www.sbafla.com> under “Vendors”. The SBA reserves the right to reject any and all responses and to cancel the above ITN at any time. The deadline for submitting notification of intent to respond and qualifications is 5:00 p.m. (EST), October 1, 2012. The deadline for submitting requests for clarification is 5:00 p.m. (EST), October 12, 2012. The deadline for submitting responses is 5:00 p.m. (EST), November 2, 2012. The SBA announces the following meeting dates, times and locations with respect to this ITN. A meeting will be held on November 30, 2012, to discuss the responses

received, and to designate short-listed respondents for interviews (if necessary), and further consideration. Interviews will be held, if necessary, during the period December 3, 2012 through December 21, 2012 (excluding weekends). A meeting will be held on January 4, 2013, to select a vendor to provide provide financial education and advice services for the Florida Retirement System Investment Plan. All meetings are open to the public and shall take place at the times and location shown below:

TIME: Unless otherwise provided on the SBA’s website, all meetings shall begin at 9:00 a.m. (EST) and continue until the meeting is concluded. The actual meeting dates and times will be posted on the SBA’s website at <http://www.sbafla.com> at least 7 days prior to the meeting.

LOCATION: The meetings shall take place in the Hermitage Room (1st Floor), 1801 Hermitage Blvd., Tallahassee, Florida 32308.

Any changes to the above meeting dates and/or times (including the cancellation of any meeting) will be posted on the SBA’s website at <http://www.sbafla.com> at least 7 days prior to the meeting.

Anyone requiring special accommodations to participate in any meeting or anyone wishing further information should contact: Cindy Morea, (850)413-1491, cindy.morea@sbafla.com or by mail: 1801 Hermitage Blvd., Suite 100, Tallahassee, Florida 32308.

INVITATION TO NEGOTIATE

The State Board of Administration of Florida (the “SBA”) has solicited competitive responses from qualified consultants that are interested and qualified to provide private equity consultancy services. The Invitation to Negotiate (the “ITN”) is available as of August 10, 2012, and may be obtained from the SBA’s website at <http://www.sbafla.com> under “Vendors”. The SBA reserves the right to reject any and all responses and to cancel the above ITN at any time. The SBA announces the following meeting dates, times and locations with respect to this ITN. A meeting will be held on September 10, 2012, to discuss the responses received, and to designate short-listed respondents for interviews (if necessary), and further consideration. Interviews will be held, if necessary, during the period September 12, 2012 through September 21, 2012 (excluding weekends). A meeting will be held on September 28, 2012, to select a consultant to provide provide private equity consulting services. All meetings are open to the public and shall take place at the times and location shown below:

TIME: Unless otherwise provided on the SBA’s website, all meetings shall begin at 9:00 a.m. (EST) and continue until the meeting is concluded. The actual meeting dates and times will be posted on the SBA’s website at <http://www.sbafla.com> at least 7 days prior to the meeting.

LOCATION: The meetings shall take place in the Hermitage Room (1st Floor), 1801 Hermitage Blvd., Tallahassee, Florida 32308.

Any changes to the above meeting dates and/or times (including the cancellation of any meeting) will be posted on the SBA's website at <http://www.sbafla.com> at least 7 days prior to the meeting.

Anyone requiring special accommodations to participate in any meeting or anyone wishing further information should contact: Jennifer Bass at (850)413-1062, jennifer.bass@sbafla.com or by mail: 1801 Hermitage Blvd., Suite 100, Tallahassee, Florida 32308.

WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY

REQUEST FOR CONSULTANT STATEMENT OF QUALIFICATIONS

For

GENERAL PROFESSIONAL ENGINEERING AND TECHNICAL SERVICES

The Withlacoochee Regional Water Supply Authority (Authority) is requesting Statements of Qualifications (SOQ) for consultants for the purpose of providing general professional engineering, hydrogeologic and related technical services. Professional services may include, but not be limited to: planning; technical assistance to the Executive Director in issue analysis and providing reports to the Authority Board; water supply planning technical assistance and implementation of the Authority's water supply plans; feasibility studies; coordination with member governments, the Southwest Florida and St. Johns River Water Management Districts and the Florida Department of Environmental Protection; meeting attendance; presentations to various Boards; water facility design, permitting and permit compliance; construction inspection/management services and system evaluations. Work will be assigned on a project specific basis.

Firms providing professional services must demonstrate compliance with all rules and regulations as may be applicable for specific projects.

An information packet containing details of the project and the SOQ submittal requirements is available upon request from Nancy Smith at:

Withlacoochee Regional Water Supply Authority
 3600 W. Sovereign Path, Suite 228
 Lecanto, Florida 34461
 (352)527-5795

Consultant selection will be in accordance with Section 287.055, Florida Statutes, the Consultants' Competitive Negotiation Act. Firms desiring to provide these professional services to the Authority must submit four (4) paper copies, and four (4) electronic PDF copies of their SOQ in accordance with the requirements contained in the information packet to

the attention of Richard S. Owen, Executive Director at the address listed above no later than 2:00 p.m. local time, October 5, 2012.

Richard S. Owen, Executive Director
 Withlacoochee Regional Water Supply Authority

DEPARTMENT OF MANAGEMENT SERVICES

**REQUEST FOR QUALIFICATIONS (RFQ) NOTICE
 PUBLIC ANNOUNCEMENT FOR PROFESSIONAL
 SERVICES**

FOR ARCHITECTURE-ENGINEERING

The Department of Management Services (DMS), Division of Real Estate Development and Management, announces that professional services are required for the project listed below.

PROJECT NUMBER: DOT-11051000

PROJECT NAME: Northeast Florida Regional Transportation Management Center

PROJECT LOCATION: Jacksonville Regional Service Center
 ESTIMATED CONSTRUCTION BUDGET: \$7,800,000.00 (contingent upon funding to be approved)

RFQ DUE DATE: October 9, 2012 by Noon

ANTICIPATED PRELIMINARY POSTING DATE: October 16, 2012

ANTICIPATED INTERVIEW DATE: November 20, 2012

Please visit the Department's website http://www.myflorida.com/apps/vbs/vbs_www.main_menu and click on "Search Advertisements" - "Division of Real Estate Development and Management" Look for "Opportunities for Design and Construction Firms" and click on link.

ASSOCIATED MARINE INSTITUTES

INVITATION TO BID

Bids will be accepted for a combined total of approximately 1200 daily catered meals delivered to programs located in the following Florida Counties. Breakfast, Lunch, and Supper meals are needed Mon-Fri, 12 month year.

Alachua, Bay, Broward, Duval, Escambia, Hillsborough, Miami Dade, Okaloosa, Orange, Pinellas, Lee, Leon, Volusia. Contractors may bid on all or specific counties. Catering Contractors must be registered through Florida Dept of Health CACFP.

Bid packet and specifications may be obtained at AMIkids corporate office, Operations Dept., located at 5915 Benjamin Center Dr., Tampa, FL 33634, or call (813)887-3300, x1780. Bids will be opened at the above address on September 24, 2012 at 4:00 p.m. EST.

Section XII Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

NOTICE OF WITHDRAWAL for South Powersports Unlimited, LLC, d/b/a Red Hill Powersports NOTICE OF WITHDRAWAL

Notice is hereby given that the publication of Southeast Powersports Unlimited, LLC, d/b/a Red Hill Powersports, as a new point for motorcycle manufactured by Zero Motorcycles, Inc. (ZERO line-make) franchise dealership in Leon County by Zero Motorcycles, Inc., published in Vol. 38, No. 34, page(s) 3546-3547 of the Florida Administrative Weekly on August 24, 2012, has been withdrawn due to an incorrect address.

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales, Inc., intends to allow the establishment of Broward Motorsports of Palm Beach, LLC, d/b/a Broward Motorsports, as a dealership for the sale of low-speed vehicles manufactured by Polaris Industries, Inc. (line-make GEM) at 2300 Okeechobee Boulevard, West Palm Beach, (Palm Beach County), Florida 33409, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Broward Motorsports of Palm Beach, LLC, d/b/a Broward Motorsports are dealer operator(s): Marc Osheroff, 13600 Stirling Road, Southwest Ranches, Florida 33330 and Sam Nehme, 4760 Sunkist Way, Cooper City, Florida 33330; principal investor(s): Marc Osheroff, 13600 Stirling Road, Southwest Ranches, Florida 33330 and Sam Nehme, 4760 Sunkist Way, Cooper City, Florida 33330.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Michael W. Malone, Polaris Sales, Inc., 2100 Highway 55, Medina, Minnesota 55340.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Zero Motorcycles, Inc., intends to allow the establishment of Fast Ride, Inc., d/b/a Stuart Motorsport. com, as a dealership for the sale of motorcycles manufactured by Zero Motorcycles, Inc. (line-make ZERO) at 4461 Southeast Federal Highway, Stuart, (Martin County), Florida 34997, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Fast Ride, Inc., d/b/a Stuart Motorsports. com, are dealer operator(s): Robert Maione, 4461 Southeast Federal Highway, Stuart, Florida 34997, principal investor(s): Robert Maione, 4461 Southeast Federal Highway, Stuart, Florida 34997.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Karl D. Wharton, Zero Motorcycles, Inc., 170 Technology Circle, Scotts Valley, California 95066.

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 Pacific Rim International West, Inc., intends to allow the establishment of Jab Motorsports Corp., d/b/a Motor Scooters n More as a dealership for the sale of motorcycles manufactured by Huzhou Daixi Zhenhua Technology Trade Co. Ltd. (line-make DAIX) at 188 North Federal Highway, Deerfield Beach, (Broward County), Florida 33441, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Jab Motorsports Corp., d/b/a Motor Scooters n More are dealer operator(s): Aurelio Silva, 188 North Federal Highway, Deerfield Beach, Florida 33441; principal investor(s): Aurelio Silva, 188 North Federal Highway, Deerfield Beach, Florida 33441.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

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

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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 Road Rat Motors, LLC, intends to allow the establishment of Jaguar Power Sports, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng

Motorcycle Co. Ltd. (line-make ZHNG) at 1265 Lane Avenue South, Unit 6, Jacksonville, (Duval County), Florida 32205, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Jaguar Power Sports, LLC, are dealer operator(s): Shaun Jackrel, 4955 Northwest 21st Street, Gainesville, Florida 32605; principal investor(s): Shaun Jackrel, 4955 Northwest 21st Street, Gainesville, Florida 32605.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Justin Jackrel, Road Rat Motors, LLC, 7065 Northwest 22nd Street, Suite A, Gainesville, Florida 32653.

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 Zero Motorcycles, Inc., intends to allow the establishment of Southeast Powersports Unlimited, LLC, d/b/a Red Hill Powersports as a dealership for the sale of motorcycles manufactured by Zero Motorcycles, Inc. (line-make ZERO) at 2706 North Monroe Street, Tallahassee, (Leon County), Florida 32310, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Southeast Powersports Unlimited, LLC, d/b/a Red Hill Powersports are dealer operator(s): Cody Langston, 3256 Capital Circle Southwest, Tallahassee, Florida 32310, principal investor(s): Danny Langston, 3256 Capital

Circle Southwest, Tallahassee, Florida 32310 and Paul Langston, 3256 Capital Circle Southwest, Tallahassee, Florida 32310.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Christy Hammon, Zero Motorcycles, Inc., 170 Technology Circle, Scotts Valley, California 95066.

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 Caterpillar, Inc., intends to allow the establishment of Thompson Tractor Co. Inc., as a dealership for the sale of Cat Vocational Trucks CT660 manufactured by Caterpillar, Inc. (line-make CAT) at 4109 Cato Road, Panama City, (Bay County), Florida 32404, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Thompson Tractor Co. Inc., are dealer operator(s): Thompson Tractor Co. Inc., 4109 Cato Road, Panama City, Florida 32404, principal investor(s): Lisa Thompson, 3323 East Briarcliff Road, Birmingham, Alabama 35223, Howard Smith, 3323 East Briarcliff Road, Birmingham, Alabama 35223, Patricia Thompson, 1315 Greystone Crest, Birmingham, Alabama 35242, Hall Thompson, 1315 Greystone Crest, Birmingham, Alabama 35242, Mike Thompson, 1725 Somerset Circle, Birmingham, Alabama 35213, Genie Thompson, 1725 Somerset Circle, Birmingham, Alabama 35213.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Marcos A. Sallowicz, Caterpillar, Inc, 100 Northeast Adams, Peoria, Illinois 61629.

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 Nissan North America, Inc. Infiniti Division, intends to allow the establishment of TT of Sanford, Inc., d/b/a Sanford Infiniti as a dealership for the sale of vehicles manufactured by Nissan (line-make INFI) at 995 Rinehart Road, Sanford, (Seminole County), Florida 32771, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of TT of Sanford, Inc., d/b/a Sanford Infiniti are dealer operator(s): Terry R. Taylor, 780 South Ocean Boulevard, Palm Beach, Florida 33480; principal investor(s): Peter L. Wilson, 306 Windeliffe Court, Oviedo, Florida 32765, Natalie Taylor, 505 South Flagler Drive, Suite 700, West Palm Beach, Florida 33401 and Trent Taylor, 505 South Flagler Drive, Suite 700, West Palm Beach, Florida 33401.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Randy Glenn, Nissan North America, Inc. Infiniti Division, One Nissan Way, Franklin, Tennessee 37067.

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.

ADMINISTRATION COMMISSION

DIVISION OF EMERGENCY MANAGEMENT

In re:
EMERGENCY AUTHORIZATION FOR DEM NO. 12-0004
SUSPENSION OF PROCUREMENT
STATUTES, RULES AND ORDERS,
MADE NECESSARY BY TROPICAL
STORM ISAAC.

EMERGENCY ORDER

I hereby find that the Division of Emergency Management's timely performance of disaster response functions related to Tropical Storm Isaac are hindered by the application of procurement procedures imposed by statute, rule, or order.

Therefore, pursuant to the authority granted by Section 4 of Executive Order No 12-199, I hereby suspend, to the extent necessary to ensure said emergency response functions, the effect of any statute, rule, or order, to the extent needed to procure and all necessary supplies, commodities, services, temporary premises, and other resources, to include, without limiting the generality of the foregoing, any and all statutes, rules, and orders which affect budgeting, leasing, printing, purchasing, travel, the conditions of employment and the compensation of employees.

The effective dates of this Order shall correspond to the effective dates of Executive Order 12-199.

Executed this 25th day of August, 2012, in Tallahassee, Leon County, Florida.

FLORIDA DIVISION OF
EMERGENCY MANAGEMENT

Bryan W. Koon, Director
2555 Shumard Oak Blvd.
Tallahassee, Florida 32399

Filed on this date, pursuant to § 120.52, Florida Statutes, with the designated Division Clerk, receipt of which is hereby acknowledged.

Mindy Dowling
Division Clerk

Date: 08/25/2012

A copy of the Emergency Order may be obtained by contacting the Agency Clerk, The Florida Division of Emergency Management, Capital Circle Office Complex, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100

AGENCY FOR HEALTH CARE ADMINISTRATION

CERTIFICATE OF NEED

GRACE PERIOD LETTERS OF INTENT

The Agency for Health Care Administration received and accepted the following grace period letters of intent for the September 5, 2012, application filing date for Hospital Beds and Facilities batching cycle:

County: Clay District: 4
Date Filed: 8/14/2012 LOI #: H1208016
Facility/Project: Brooks Rehabilitation Hospital
Applicant: Genesis Rehabilitation Hospital, Inc.
Project Description: Establish a comprehensive medical rehabilitation hospital of up to 60 beds

County: Highlands District: 6
Date Filed: 8/15/2012 LOI #: H1208017

Facility/Project: Highlands Regional Medical Center
 Applicant: Sebring Hospital Management Associates, LLC
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Polk District: 6
 Date Filed: 8/15/2012 LOI #: H1208018
 Facility/Project: Heart of Florida Regional Medical Center
 Applicant: Haines City HMA, LLC
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Polk District: 6
 Date Filed: 8/22/2012 LOI #: H1208019
 Facility/Project: Lakeland Regional Medical Center
 Applicant: Lakeland Regional Medical Center, Inc.
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 32 beds

County: Brevard District: 7
 Date Filed: 8/17/2012 LOI #: H1208020
 Facility/Project: Wuesthoff Medical Center-Rockledge
 Applicant: Rockledge HMA, LLC
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Brevard District: 7
 Date Filed: 8/17/2012 LOI #: H1208021
 Facility/Project: Wuesthoff Medical Center-Melbourne
 Applicant: Melbourne HMA, LLC
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after October 10, 2012, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on September 21, 2012.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection (Department) gives notice of its intent to issue a variance (File No. 0282417-005-EV, OGC No. 11-0936) to CEMEX Construction Materials Florida, LLC, 1501 Belvedere Road, West Palm Beach, Florida 33045, under Section 403.201(1)(a), Florida Statutes, (F.S.), from the provisions of subsection 62-302.530(30), Florida Administrative Code, (F.A.C.), which provides minimum standards for dissolved oxygen levels in surface waters. This variance will authorize the dissolved

oxygen levels in the deeper portions of a manmade lake to fall below the minimum levels set by Rule 62-302.530, F.A.C. The manmade lake is proposed to be constructed at a new limestone mine in Miami-Dade County. The proposed construction will require an environmental resource permit which has been assigned a different file number, File No. 0282417-004, and is not the subject of this intent to issue a variance.

The project is located in Section 32, Township 57 South, Range 39 East, at the northeast corner of Southwest 376 Street and Southwest 167 Avenue, Florida City, Florida 33034.

The Department’s file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Bureau of Mining and Minerals Regulation, 2051 East Paul Dirac Drive, Tallahassee, Florida 32310-3760.

Mediation is not available.

A person whose substantial interests are affected by the Department’s action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000.

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department’s action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with Section 403.201, F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked

the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S. A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) the name and address of each agency affected and each agency's file or identification number, if known; (b) the name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) a statement of when and how the petitioner received notice of the agency decision; (d) a statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) a concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; (f) a statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and (g) a statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to issue a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), F.S, which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with

the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

Notice of Receipt of Applications for Permit Coverage under the State's Generic Permit for MS4's

The Department announces receipt of the application listed below for permit coverage under the Generic Permit for Stormwater Discharge from Phase II Municipal Separate Storm Sewer Systems from the City of Ocala and from Osceola County. The application is being processed and is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection in Tallahassee, Florida. Any comments related to noticed application, or objections to use the Generic Permit by any of the noticed applicants must be received by the Department within 14 days from the date of this notice.

Comments may be mailed to the following address: Ms. Heather Ritchie, NPDES Stormwater Section, Department of Environmental Protection, 2600 Blair Stone Road, (M.S. 2500), Tallahassee, FL 32399-2400.

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://appprod.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 August 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Melissa Ann Buckmann, R.N., License #RN 2897952. 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 (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Kristi Shawn Faulkner, R.N., License #RN 3279192.

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 (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Joann Lugo, R.N., License # RN 9197044. 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 (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Jennifer Anne Shim, R.N., License #RN 9278283. 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 (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Jamie L. Swart, R.N., License #RN 980972. 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 (2011).

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 24, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Paul Vincent Rivers, RPH, License #PS 37033. 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 (2011). 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 the Availability of

The 2012 Trauma Center Letter Of Intent

NAME OF AGENCY: Department of Health (DOH)

PACKAGE TITLE: Florida Trauma Center Letter of Intent

PURPOSE AND EFFECT: The Department of Health is mandated by Section 395.4025(2)(a), Florida Statutes, to notify Florida licensed acute care hospitals of their right to submit a Letter of Intent, DH Form 1840, to apply to become a trauma center.

ELIGIBILITY: Florida licensed acute care hospitals are eligible to apply.

AUTHORITY: Section 395.4025(2)(a), Florida Statutes. Rule 64J-2.012, Florida Administrative Code.

TO OBTAIN A PACKAGE: You may request a Letter of Intent package by telephone, fax, mail, or visit the Office of Trauma's website at:

<http://doh.state.fl.us/demo/Trauma/index.html> "Letter of Intent 2012".

Telephone: (850)245-4444, ext. 2756 or Suncom: 205-4440.

Fax: (850)488-2512.

Mail request to, Florida Department of Health, Division of Emergency Operations, Office of Trauma, 4052 Bald Cypress Way, and Bin #C-18 Tallahassee, FL 32399-1738.

DEADLINE: Letters of Intent must be postmarked between September 1, 2012 and midnight, October 1, 2012.

CONTACTS: Bernadette Behmke, (850)245-4444, ext. 2756, or Susan McDevitt, (850)245-4444, ext. 2760, Suncom: 205-4440.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Final Order No.: DEO-12-037

In re: POLK COUNTY LAND DEVELOPMENT REGULATIONS ADOPTED BY POLK COUNTY ORDINANCE NO.: 12-003

FINAL ORDER

The Department of Economic Opportunity (the "Department") hereby issues its Final Order, pursuant to Sections 380.05(6) and (11), Florida Statutes, (2011), approving Polk County Ordinance No.: 12-003 (the "Ordinance").

FINDINGS OF FACT

1. The Green Swamp Area is designated by Section 380.0551, Florida Statutes (2011), and Chapter 28-26, Florida Administrative Code, as an area of critical state concern. Polk County is a local government within the Green Swamp Area.
2. The Ordinance was adopted by Polk County on January 24, 2012. The Department received the Ordinance for review on February 13, 2012.
3. Ordinance No.: 12-003 amends Chapters 3 and 4 of the Land Development Code, to allow more than four attached multifamily units for areas that are within both the Residential Low land use designation and the Transit Supportive Development Area.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Green Swamp Area of Critical State Concern. Sections 380.05(6) and (11), Florida Statutes (2011).
5. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. Section 380.031(8), Florida Statutes (2011). The regulations adopted by the Ordinance are land development regulations.
6. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. Section 380.05(6), Florida Statutes (2012). The

Principles for Guiding Development in the Green Swamp Area of Critical State Concern are set forth in Rule 28-26.003, Florida Administrative Code ("Principles").

7. The Ordinance is consistent with the Principles for Guiding Development as a whole and is not inconsistent with any Principle.
8. The Ordinance is consistent with the Polk County Comprehensive Plan and furthers Objective 2.104-A, and Policy 2.104-A5.

WHEREFORE, IT IS ORDERED that Ordinance No.: 12-003 is found to be consistent with the Principles for Guiding Development of the Green Swamp Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

/s/

J. Thomas Beck, AICP

Director, Division of Community Planning
Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A

WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 107 EAST MADISON STREET, MSC #110, TALLAHASSEE, FLORIDA 32399-4128.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 22nd day of August, 2012.

/s/ _____
 Miriam Snipes, Agency Clerk
 Department of Economic Opportunity
 107 East Madison Street, MSC 110
 Tallahassee, FL 32399-4128

By U.S. Mail:
 Michael F. Craig, Esq.
 Polk County Attorney
 Drawer AT01
 P. O. Box 9005
 Bartow, FL 33831

Thomas Deardorff, Director
 Growth Management Department
 P. O. Box 9005, Drawer GM03
 Bartow, FL 33831

Richard M. Weiss, Clerk
 Board of County Commissioners
 P. O. 988
 Bartow, FL 33831

By Hand Delivery or Interagency Mail:

Rebecca Jetton, Community Planning Administrator, DEO,
Tallahassee, FL

David L. Jordan, Assistant General Counsel, DEO,
Tallahassee, FL

SOUTH BROWARD HOSPITAL DISTRICT

NOTICE PURSUANT TO SECTION 155.40(5)(e)1.,
FLORIDA STATUTES

On June 20, 2012, the South Broward Hospital District Board of Commissioners held a public hearing to determine, in accordance with Florida Statute §155.40, whether the South Broward Hospital District should continue to own and operate its hospitals or whether any of the individual hospitals, or the system, should be operated by a for-profit or a not-for-profit entity. Based upon the totality of the information considered by the Board, including the valuation report by Ponder and Company, the comparisons of the operating costs and measurable quality outcomes between the hospitals operated by the South Broward Hospital District and other similarly situated not-for-profit and for-profit hospitals with similar service mixes, comments from the community, comments by the Board members, documents and letters received, and strategic planning activities conducted by the Board, the South Broward Hospital District Board of Commissioners made the following findings:

There is not a meaningful difference in the cost of operations between the District's hospitals, individually and collectively, and other similarly situated not-for-profit or for-profit hospitals with similar service mixes, using publicly available data provided by Agency for Health Care Administration and the quality metrics identified by the Centers for Medical and Medicaid Services Core Measures;

It is more beneficial to taxpayers and the District's affected community for the District's hospitals, individually and collectively, to be operated by a governmental entity, rather than be operated by a not-for-profit or for-profit entity with similar or better cost efficiencies and measurable outcomes as identified by the Centers for Medical and Medicaid Services Core Measures; and

There is not a net benefit to the community to operate the District's hospitals, either individually or collectively, as not-for-profit or for-profit entities, and use the proceeds of their sale or lease for the purposes described in Florida Statute 155.40(16).

For the above reasons, the South Broward Hospital District Board of Commissioners determines that it is in the best interest of the District's affected community for the District to continue to own and operate the District's hospitals, individually and collectively, as a public not-for-profit entity, rather than consider a sale or lease to a third party.

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN AUGUST 20, 2012 AND
 AUGUST 24, 2012**

Rule No.	Rule Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF BUSINESS PROFESSIONAL
 REGULATION**

Division of Pari-Mutuel Wagering

61D-4.001	8/23/12	9/12/12	38/21	
61D-4.002	8/23/12	9/12/12	38/21	
61D-4.003	8/23/12	9/12/12	38/21	
61D-4.004	8/23/12	9/12/12	38/21	
61D-7.015	8/23/12	9/12/12	38/21	
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61D-14.083	8/23/12	9/12/12	38/21	
61D-14.091	8/23/12	9/12/12	38/21	
61D-14.092	8/23/12	9/12/12	38/21	
61D-14.094	8/23/12	9/12/12	38/21	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-304.600	8/20/12	9/9/12	35/31	38/23
62-304.610	8/20/12	9/9/12	35/31	38/23

DEPARTMENT OF HEALTH

Board of Medicine

64B8-42.001	8/24/12	9/13/12	37/42	38/29
64B8-42.002	8/24/12	9/13/12	37/42	38/29

**DEPARTMENT OF CHILDREN AND FAMILY
 SERVICES**

Economic Self Sufficiency Program

65A-1.712	8/21/12	9/10/12	38/8	38/29
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**LIST OF RULES AWAITING LEGISLATIVE APPROVAL
 PURSUANT TO (CHAPTER 2010-279, LAWS OF
 FLORIDA)**

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-304.300	3/2/11	*****	38/3	
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DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

69L-7.020	10/24/11	*****	37/24	37/3
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15-1.006	38/33			15A-1.006	38/18		38/31
15-1.007	38/33			15A-1.007	38/18		38/31
15-1.008	38/33			15A-1.011	38/18		38/31
15-1.009	38/33			15A-1.018	38/18		38/31
15-1.010	38/33			15A-1.020	38/18		38/31
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15-12.008	38/33			15C-12.002	38/18		38/31
15-12.009	38/33			15C-12.003	38/18		38/31
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LOTTERY

ELDER AFFAIRS

AGENCY FOR HEALTH CARE ADMINISTRATION

MANAGEMENT SERVICES

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69O-200.009	38/5		38/32	69V-560.901	38/18		38/30
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