

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:
12A-1.107 Enterprise Zone and Florida
 Neighborhood Revitalization
 Programs

PURPOSE AND EFFECT: The Department is developing proposed amendments to Rule 12A-1.107, F.A.C. (Enterprise Zone and Florida Neighborhood Revitalization Programs). The proposed amendments will seek to provide clarification of the eligibility requirements that must be met and those records and documentation that must be provided to claim the Enterprise Zone Program and Florida Neighborhood Revitalization Program incentives. The proposed amendments will provide applicants seeking incentives under these programs with the requirements that must be met and the records and documentation that must be provided.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is eligibility requirements for the Enterprise Zone Program and the Florida Neighborhood Revitalization Program incentives, and records and documentation necessary to claim those incentives. This is a rule development workshop at which participation and information regarding Enterprise Zone and Florida Neighborhood Revitalization Programs is encouraged. This rule development workshop will assist the Department in understanding issues related to these Programs. Persons are encouraged to participate in the rule development workshop and to submit written comments for the following issues:

1. Enterprise Zone Jobs Sales Tax Credit
 - Criteria to determine when new employees of an eligible business qualify for the enterprise zone jobs credit for sales tax. – Section 212.096, F.S.
2. Building Materials Used in the Rehabilitation of Real Property
 - Items included in the definition of building materials. - Paragraph 212.08(5)(g), F.S.
 - Documentation to evidence the payment of sales tax on building materials. – Paragraphs 212.08(5)(g), (n), and (o), F.S.
 - Documentation to demonstrate the increase assessed value of rehabilitated property. – Paragraph 212.08(5)(g), F.S.
3. Business Property Used in an Enterprise Zone
 - Definition of the term “per unit.” – Paragraph 212.08(5)(h), F.S.

RULEMAKING AUTHORITY: 212.08(5)(g)6., (h)6., (n)4., (o)4., (15)(e), 212.11(5)(b), 212.17(6), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.08(5)(g), (h), (n), (o), (q), (15), 212.096, 212.11(5), 212.15(2), 212.17(6), 212.18(2) FS.

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

DATE AND TIME: November 28, 2012, 10:00 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tammy Miller at (850)617-8347. If you are 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: Ellen Wolfgang, Deputy Director, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443 telephone (850) 617-8346

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

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.: RULE TITLE:
12C-1.0188 Enterprise Zone Program

PURPOSE AND EFFECT: The Department is developing proposed amendments to Rule 12C-1.0188, F.A.C. (Enterprise Zone Program). The proposed amendments will seek to provide clarification of the eligibility requirements that must be met and those records and documentation that must be provided to claim the Enterprise Zone Program incentives. The proposed amendments will provide applicants seeking incentives under this program with the requirements that must be met and the records and documentation that must be provided.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is eligibility requirements for the Enterprise Zone Program incentives, and records and documentation necessary to claim those incentives. This is a rule development workshop at which participation and information regarding the Enterprise Zone Program is encouraged. This rule development workshop

will assist the Department in understanding issues related to this Program. Persons are encouraged to participate in the rule development workshop and to submit written comments for the following issues:

1. Enterprise Zone Jobs Corporate Income Tax Credit.
 - “Date of Application” – The starting date for the 12-month period to be used when applying for the enterprise zone jobs credit for corporate income tax. – Section 220.181(3), F.S.
2. Enterprise Zone Property Tax Credit.
 - The annual limitation of the enterprise zone property tax credit. – Section 220.182(1), F.S.

RULEMAKING AUTHORITY: 213.06(1), 220.182(8), 220.183(6)(d), 220.51 FS.

LAW IMPLEMENTED: 213.05, 213.35, 220.03(1), 220.131, 220.181, 220.182, 220.183, 220.44, 290.0055, 290.0065, 290.009(1) FS.

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

DATE AND TIME: November 28, 2012, 10:00 a.m.
 PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida. The public can also participate in this rule development workshop through a simultaneous electronic broadcast of this event by the Department of Revenue, using WebEx and conference calling technology. The requirements to participate are access to the Internet and a telephone. Members of the public can participate in this electronic workshop by accessing the broadcast from their home or office. Specific information about how to participate in this electronic meeting from your home or office will be included in the Agenda for this workshop posted on the Department’s Proposed Rule site at www.myflorida.com/dor/rules.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tammy Miller at (850)617-8347. If you are 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: Ellen Wolfgang, Deputy Director, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443 telephone (850) 617-8346

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

RULE NO.: 61K1-4.028
 RULE TITLE: Tournaments

PURPOSE AND EFFECT: The purpose and effect of the rule development is to develop language permitting amateur sanctioning organizations to deviate from the adopted health and safety standards established by the commission with prior commission approval and subject to several conditions for tournament purposes.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is a rule allowing deviation from the Commission’s adopted health and safety standards for the purposes of tournaments.

RULEMAKING AUTHORITY: 548.003(2)(k) FS.

LAW IMPLEMENTED: 548.003(2)(k) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: R. Kathleen Brown-Blake, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)717-1244

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

**Section II
 Proposed Rules**

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.020
 RULE TITLE: Granting High School Credits and Diplomas to Adults

PURPOSE AND EFFECT: The purpose of this rule amendment is to establish how the graduation requirements as specified in Section 1003.428, F.S., “General requirements for high school graduation; revised” apply to students who withdrew from the K-12 system and subsequently enroll in adult high school to earn an adult standard high school diploma. This rule as amended will establish a standardized policy for determining graduation requirements on an individual basis, including course requirements and state assessments. This rule revision will also ensure students receiving a high school diploma through adult education are held to the same requirements as a secondary student and will

have the skills and knowledge required to be successful in the workplace and to enter postsecondary education. The effect is a rule consistent with law.

SUMMARY: Students may enroll in adult high school any time after they have dropped out (weeks or years) of the K-12 system. There is no statewide standardized practice for determining which graduation requirements specified in Section 1003.428, F.S., apply to the individual student. This rule as amended will establish a standardized statewide policy for determining the graduation requirements specified in Section 1003.428, F.S., as they apply to students who withdrew from the K-12 system and subsequently enroll in an adult high school to earn an adult standard high school diploma.

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 experiences with rules amending graduation requirements and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1003.428(11) FS.

LAW IMPLEMENTED: 1003.43, 1003.436, 1004.93, 1008.22(3)(c)9. FS.

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

DATE AND TIME: December 12, 2012, 8:00 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, 4200 George J. Bean Parkway, Duval Room, Tampa, FL 33607

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kathleen Taylor, Division of Career and Adult Education, 325 West Gaines Street, #714, Tallahassee, FL 32399-0400; (850)245-9062

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.020 Granting High School Credits and Diplomas to Adults.

(1) The award of high school credits to adults on the basis of prescribed work completed in the adult education program of the district school board or community college board of trustees shall be based on demonstrated mastery of the student performance standards in the course of study, as provided by rules of the district school board or community college board of trustees. Such requirements shall be consistent with the needs of the adult students, the purposes of the schools, and the requirements of Florida Statutes.

(2) Graduation requirements. The graduation requirements for adult students shall be those prescribed in Sections 1003.43(6)(c) and 1003.428, F.S. To determine graduation requirements, including course requirements and state assessments, for students who are not enrolled in the K-12 educational system and enroll in adult high school, the following shall apply:

(a) students entering adult high school and whose ninth grade cohort has not graduated must meet the graduation requirements based on the year that the student entered the ninth grade, and

(b) students entering adult high school after their ninth grade cohort has graduated or who are not part of a ninth grade cohort must meet the current twelfth grade cohort graduation requirements that are in effect for the year they enter adult high school.

~~(1) Limitation on graduation date. No individual, except one assigned to the adult program for acceleration purposes as provided by subsection 6A-6.0614(2), F.A.C., shall be permitted under these rules to qualify for high school graduation at an earlier date than that on which he or she would normally have been graduated through regular attendance in high school.~~

~~(2) Granting credit on the basis of examinations. High school credit examinations for adults shall be administered as prescribed in Rule 6A-6.0211, F.A.C.~~

~~(3) Granting credit for educational experiences in the armed forces. High school credit may be awarded for educational experiences in the armed forces of the United States under the following conditions:~~

~~(a) Two (2) units of elective subject credit, recorded as military training, may be granted to any individual who has satisfactorily completed a minimum of one (1) full year of service in the armed forces, as evidenced by documentation provided by the armed forces.~~

~~(b) Correspondence courses in high school subjects taken under the auspices of the United States Armed Forces Institute, may be accepted for credit, provided bona fide certificates of course completion are presented showing the necessary information for proper evaluation of the credit to be awarded.~~

~~(e) Organized courses of instruction completed in special schools operated by the armed forces may be accepted for credit, provided documentary evidence of course completion is submitted, and provided further that the amount of credit awarded in each case shall be in accordance with recommendations of the American Council on Education, as contained in the Council's publication, "A Guide to the Evaluation of Educational Experience in the Armed Services."~~

~~(d) Local school officials may not award more than eight (8) credits toward high school graduation based on military experiences and course work completed while in the armed forces.~~

~~(4) Graduation requirements. Except as indicated in subsection 6A 6.020(4), F.A.C., the graduation requirements for adult students shall be those prescribed in Section 1003.43, Florida Statutes. For purposes of interpretation of the modified graduation requirements indicated in Section 1003.43(6)(e), Florida Statutes, continuous enrollment is defined as enrollment in one or more adult high school courses during each term, except for the summer terms.~~

Rulemaking Specific Authority 1004.93(8) FS. Law Implemented 1003.43, 1003.436, 1004.93 FS. History—Amended 2-20-64, 11-17-73, Repromulgated 12-5-74, Amended 6-6-78, 7-2-79, 12-26-85, Formerly 6A-6.20,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rod Duckworth, Chancellor, Division of Career and Adult Education

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 22, 2011

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0981
RULE TITLE: Provider Approval for Virtual Instruction Program

PURPOSE AND EFFECT: The purpose of the rule amendment is to identify necessary revisions to conform with changes made by the 2012 Legislature to Section 1002.45, Florida Statutes. Changes include the addition of a new provider qualification to perform an annual financial audit and clarification of statutory requirements related to public disclosure of specified information, detailed curriculum and student performance accountability plan and submission of quantified student learning gains to demonstrate prior successful experience. In addition, requirements previously

contained in the Virtual Instruction Program Application for Provider Approval, Form VSP-02, are added within the rule. The effect will be a rule aligned with current law.

SUMMARY: The rule outlines the process through which private entities can become approved to enter into contractual agreements with Florida school districts and virtual charter schools to offer virtual instruction.

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.

Approximately twenty private businesses are estimated to apply to be a provider annually. It is unknown if any will be small businesses. There will be no out-of-pocket expenses for compliance with the rule, except staff time to gather the documentation requested.

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: This proposed rule is not expected to require legislative ratification pursuant to Section 120.541(3), F.S., because no requirement for a SERC was triggered under Section 120.541(1), F.S., and based on past experience with this application process, the adverse impact or regulation costs, 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: 1002.45(11) FS.

LAW IMPLEMENTED: 1002.45 FS.

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

DATE AND TIME: December 12, 2012, 8:00 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, 4200 George J. Bean Parkway, Duval Room, Tampa, FL 33607

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sally Roberts, PK-12 Public Schools, Department of Education, 325 West Gaines Street, Tallahassee, FL 32399-0400; (850)245-0509

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.0981 Provider Approval for Virtual Instruction Program.

(1) Purpose. Section 1002.45, F.S., requires each school district to provide eligible students within its boundaries the option to participate in a virtual instruction program. The Department of Education will provide school districts and virtual charter schools annually with a list of providers approved to offer virtual instruction programs under this section of law.

(2) Application Form. Form VSP-02, Virtual Instruction Program Application for Provider Approval (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02012> ~~<http://www.flrules.com/Gateway/reference.asp?No=Ref-00656>~~) for becoming an approved provider for the Virtual Instruction Program, will be used for those virtual education providers applying for approved status from the Department of Education. Form VSP-02 is hereby incorporated by reference and made a part of this rule to become effective January 2013 ~~December 20, 2011~~. ~~Form VSP-02 will be published electronically at www.fldoe.org/Schools/virtual-schools/DistrictVIP.asp. A hard copy of Form VSP-02 may be obtained by contacting the Division of Public Schools, Office of the Chancellor, Florida Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399.~~

(3) Application. The application to become an approved provider will be available at www.fldoe.org/Schools/virtual-schools/districtVIP.asp beginning October 1 of each year for the following school year and must be accessed and submitted electronically. The deadline for filing the application is October 31.

(a) Pursuant to Section 1002.45(2)(a)4., F.S., the applicant must possess prior successful experience offering online courses to elementary, middle and high school students as demonstrated by quantified student learning gains in each subject area and grade level provided for consideration as an instruction program option. Learning gains shall be sufficient if they demonstrate a level of gains comparable to the level of gains that would be anticipated in a Florida public school earning a school grade of "C" or better, in accordance with Section 1008.34, F.S., or demonstrate that the applicant will likely meet the learning gains component necessary to maintain a school grade of "C" or better pursuant to Section 1002.45(8), F.S. The applicant will disclose on a prominent place on its website the disclosure information required under Section 1002.45(2)(a)7., F.S.

(b) In accordance with Section 1002.45(2)(a)5., F.S., the applicant must be accredited by at least one of the following K-12 regional accrediting agencies, their successors or assigns: AdvancED, Middle States Association of Colleges and Schools Commission on Elementary Schools and Commission on Secondary Schools, New England Association of Schools and Colleges, Northwest Accreditation Commission, or Western Association of Schools and Colleges.

(c) Pursuant to Section 1002.45(2)(a)6., F.S., the applicant must ensure instructional and curricular quality through a detailed curriculum and student performance accountability plan that addresses every subject and grade level it intends to provide. The curriculum plan must include evidence:

1. That the applicant's online program and courses meet the standards of the International Association of K12 Online Learning;

2. That its courses and services are aligned to the most recently adopted Florida standards and measure student attainment of those standards, including:

a. Where the standard is taught in the course;

b. How the standard is taught, and

c. How mastery is assessed.

File names for course alignment documents must include the Florida course codes and titles specified in Florida's most current Course Code Directory incorporated in Rule 6A-1.09441, F.A.C.

3. That mechanisms are in place to determine and ensure students have satisfied promotion and graduation requirements. Mechanisms should include:

a. The use of formative and interim assessment;

b. A multi-tiered system of student supports, interventions and assistance to ensure student progression toward promotion and graduation requirements;

c. Curriculum development, activities and assessments based on principles that give all individuals equal opportunities to learn, supporting flexibility in representation, expression, and engagement;

d. Electronic and information technology accessible to persons with disabilities; and

e. Strategies to ensure comprehensible instruction for students with limited English proficiency.

Upon request, the applicant will provide access for a virtual walk-through of courses during the review phase of the application process.

(d) The applicant will disclose on a prominent place on its website the disclosure information required under Section 1002.45(2)(a)7., F.S. Average student-teacher ratios are to be calculated for full-time and part-time teachers and for core and elective courses for the following grade-level bands: grades K-3, grades 4-8, and grades 9-12. The total number of students assigned to full-time teachers must be provided. Student completion rate calculations are to include all students who complete the enrollment process and begin the virtual instruction program as evidenced by the completion of at least one (1) lesson or assignment. Student performance accountability outcomes are to include student assessment results for all students and by the following subgroups: major racial and ethnic groups, economically disadvantaged students, students with disabilities and students with limited English proficiency.

(4) The Department of Education will review each complete application and provide the applicant with a written decision regarding the approval or denial of the application no later than forty-five (45) calendar days after the deadline. Incomplete applications, including applications lacking required supporting documentation will not be reviewed. Approved providers will be posted to the website: www.fldoe.org/Schools/virtual-schools/DistrictVIP.asp. ~~The approval is valid for the following three (3) school years.~~

(5) Notice of Denial. If the application is denied, the applicant will receive written notification identifying the specific areas of deficiency. The applicant shall have forty-five (45) calendar days after receipt of the notice of denial to resolve any outstanding issues, and resubmit its application for reconsideration. The applicant will receive a final notice of approval or denial. If an application is denied a second time, the Department of Education will provide a final written notice to the provider indicating that the application has been administratively closed and that the provider may apply during the next application phase in accordance with subsection (3) of this rule.

(6) Revocation. The Department shall revoke the approval of a provider who fails to comply with all the requirements of Section 1002.45, F.S.

Rulemaking Authority 1002.45(11) FS. Law Implemented 1002.45 FS. History--New 11-26-08, Amended 10-21-09, 3-20-11, 12-20-11,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sally Roberts, PK-12 Public Schools, Department of Education

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 11, 2012

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-302.109 RULE TITLE: Offender Orientation

PURPOSE AND EFFECT: The purpose and effect of the rule amendment is to implement Section 948.09, Florida Statutes, by creating a rule that allows an offender a reduction in the cost of supervision by paying the entire remaining balance in one payment prior to the end of the offender's supervision.

SUMMARY: The rule amendment will allow offenders a reduction in the cost of supervision by paying the entire remaining balance in one payment prior to the end of that offender's supervision.

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: upon review of the proposed changes to these rules and incorporated forms, the department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as 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: 944.09, 948.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 948.09 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

33-302.109 Offender Orientation.

(1) through (3) No change.

(4) Option for Prepayment of Cost of Supervision - Once an offender has satisfied all other monetary obligations imposed by the court or Florida Parole Commission, including restitution, court costs, public defender application fee, etc., the offender may receive a 25% reduction in cost of supervision by paying the entire remaining balance in one payment, including the 4% surcharge. This prepayment option must occur prior to the last 90 days of the supervision period.

Rulemaking Authority 944.09, 948.09 FS. Law Implemented 20.315, 944.09, 948.09 FS., 45 CFR Part 160, 164. History--New 7-19-01, Amended 9-15-02, 7-30-03, 1-6-04, 1-11-05,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jenny Nimer, Assistant Secretary, Office of Community Corrections

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kenneth S. Tucker, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 23, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 25, 2012

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.:	RULE TITLES:
12A-1.005	Admissions
12A-1.0144	Refund of Tax Paid on Purchases of Equipment, Machinery, and Other Materials for Renewable Energy Technologies

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. 39, September 28, 2012 issue of the Florida Administrative Register.

These changes are in response to written comments received from the Joint Administrative Procedures Committee dated October 23, 2012.

Paragraph (1) of subsection (3) of Rule 12A-1.005, F.A.C., has been changed so that, when adopted, that paragraph will read:

(3) **TAXABLE ADMISSIONS AND PARTICIPATION FEES.** The following paragraphs contain examples of admission charges that are subject to tax, unless such admissions are specifically exempt under the provisions of Section 212.04(2), F.S. This list is not intended to be an exhaustive list.

(1) Charges measured on an admission or entrance or length of stay for rides on ~~helicopters~~, sightseeing trolley cars, sightseeing buses or trains, or any sightseeing or amusement ride where the participant is normally returned to the origination point are taxable. This does not apply to:

1. ~~Charter charter~~ or regularly scheduled aircraft, bus, taxi, trolley, or train travel where the passengers may disembark for shopping, dining, or other activities at points other than the origination point; or

2. Individuals traveling in air commerce, such as skydiving, helicopter, or untethered hot air balloon rides, pursuant to 49 U.S.C. s. 40116.

Subsection (2) of Rule 12A-1.0144, F.A.C., has been changed so that, when adopted, that subsection will read:

(2) Applying for the Refund.

(a) To receive a refund of Florida sales and use taxes previously paid on eligible items, taxpayers must first file an application with the Department of Agriculture and Consumer Services.

(b) A Renewable Energy Technologies Sales Tax Return Application may be obtained by contacting the Office of Energy, Department of Agriculture and Consumer Services,

600 South Calhoun Street, Suite 251, Tallahassee, Florida 32399-0001, by telephone (850)617-7470, or by e-mail at Energy@FreshFromFlorida.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.:	RULE TITLE:
61C-1.002	Licensing and Inspection Requirements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 38, No. 35, August 31, 2012 issue of the Florida Administrative Register.

61C-1.002 Licensing and Inspection Requirements.

(1) No change.

(2) To apply for licensure, an applicant must submit the appropriate application and the required fee, pursuant to Section 509.251, F.S., and Rule 61C-1.008, F.A.C., to the division. Any license fee received by the division is non-refundable once the establishment commences operation.

(a) License Applications.

1. Public lodging establishments, except vacation rentals, required to be licensed by the division, under Chapter 509, F.S., must submit DBPR HR-7027, APPLICATION FOR PUBLIC LODGING ESTABLISHMENT LICENSE (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01712> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01504>~~), incorporated herein by reference and effective 2012 October 1. ~~Instructions for filling out DBPR HR-7027 are provided in DBPR HR-7027i, INSTRUCTIONS FOR COMPLETING DBPR HR-7027 APPLICATION FOR PUBLIC LODGING ESTABLISHMENT LICENSE — (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01505>), incorporated herein by reference and effective 2012 October 1.~~

2. Vacation rentals required to be licensed by the division under Chapter 509, F.S., must submit DBPR HR-7028, APPLICATION FOR VACATION RENTAL LICENSE (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01871> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01506>~~), incorporated herein by reference and effective 2012 October 1. ~~Instructions for filling out DBPR HR-7028 are provided in DBPR HR-7028i, INSTRUCTIONS FOR COMPLETING DBPR HR-7028 APPLICATION FOR VACATION RENTAL LICENSE — (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01507>), incorporated herein by reference and effective 2012 October 1.~~

3. Public food service establishments required to be licensed by the division under Chapter 509, F.S., must submit one of the following applications, as appropriate to the establishment.

a. DBPR HR-7007, APPLICATION FOR PUBLIC FOOD SERVICE ESTABLISHMENT LICENSE (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01858> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01508>~~), incorporated herein by reference and effective ~~2012 October 15~~ 2011 August 22. ~~Instructions for filling out DBPR HR-7007 are provided in DBPR HR 7007i, INSTRUCTIONS FOR COMPLETING DBPR HR-7007 APPLICATION FOR PUBLIC FOOD SERVICE ESTABLISHMENT LICENSE (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01509>), incorporated herein by reference and effective 2011 August 22.~~

b. DBPR HR-7030, APPLICATION FOR PUBLIC FOOD SERVICE ESTABLISHMENT LICENSE WITH PLAN REVIEW (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01861> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01510>~~), incorporated herein by reference and effective ~~October 15, 2012~~ 2011 August 22. ~~Instructions for filling out DBPR HR-7030 are provided in DBPR HR 7030i, INSTRUCTIONS FOR COMPLETING DBPR HR 7030 APPLICATION FOR PUBLIC FOOD SERVICE ESTABLISHMENT LICENSE WITH PLAN REVIEW (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01511>), incorporated herein by reference and effective 2011 August 22.~~

c. DBPR HR-7031, APPLICATION FOR MOBILE FOOD DISPENSING VEHICLE LICENSE WITH PLAN REVIEW (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01862> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01512>~~), incorporated herein by reference and effective ~~2012 October 15~~ 2011 August 22. ~~Instructions for filling out DBPR HR-7031 are provided in DBPR HR-7031i, INSTRUCTIONS FOR COMPLETING DBPR HR-7031 APPLICATION FOR MOBILE FOOD DISPENSING VEHICLE LICENSE WITH PLAN REVIEW (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01513>), incorporated herein by reference and effective 2011 August 22.~~

4. Temporary public food service establishments required to be licensed by the division under Chapter 509, F.S., must submit DBPR HR-7029, APPLICATION FOR TEMPORARY EVENT VENDOR LICENSE (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01863> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01514>~~), incorporated herein by reference and effective ~~2012 October 15~~ 2011 August 22. ~~Instructions for filling out DBPR HR-7029 are provided in DBPR HR 7029i, INSTRUCTIONS FOR COMPLETING DBPR HR-7029 APPLICATION FOR TEMPORARY EVENT VENDOR LICENSE (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01515>), incorporated herein by reference and effective 2011 August 22.~~ The division will provide the applicant a copy of this application, including instructions, at the time of inspection.

(b) through (c) No change.

(3) No change.

(4) Public lodging establishments as defined in Section 509.013(4), F.S., are licensed in accordance with the classifications in Section 509.242, F.S., and:

(a) Transient establishments are licensed as hotels, motels, transient apartments, bed and breakfast inns and vacation rentals.

1. Vacation rentals are further classified as condominiums or dwellings ~~and will be issued a single, group or collective license pursuant to Section 509.251, F.S.~~ A vacation rental condominium license will be issued for a unit or group of units in a condominium, cooperative, or timeshare plan. A vacation rental dwelling license will be issued for a single-family house, a townhouse, or a unit or group of units in a duplex, triplex, quadruplex, or other dwelling unit that has four or less units collectively. Vacation rental licenses will be issued as a single, group, or collective license pursuant to Section 509.251, F.S., to either an individual person or to a licensed agent. For the purpose of this rule, "licensed agent" means the operator of a management company that has been licensed by the dwelling or unit owner, through a rental agreement or contract between the two parties, to hold out the dwelling or unit for rent on a transient basis. A licensed agent is not required to hold a license from the Division of Real Estate.

a. A single license is a license issued by the division to an individual person or entity, but not a licensed an authorized agent. A single license may include one single-family house or townhouse, or a unit or group of units within a single building that are owned and operated by the same individual person or entity.

b. A group license is a license issued by the division to a licensed an authorized agent to cover all units within a building or group of buildings in a single complex. A group license shall only cover those units which are held out to the public as a place regularly rented to guests as defined in Chapter 509, F.S.

c. A collective license is a license issued by the division to a licensed an authorized agent who represents a collective group of houses or units found on separate locations. A collective license may not be issued for more than 75 houses or units per license and is restricted to counties within one district.

2. Responsibilities of the Vacation Rental Licensee.

a. For inspection purposes, the licensee or operator designee shall, upon request, meet the inspector at the site of a specified establishment with keys to the licensed house or unit being inspected.

b. through e. No change.

(b) through (c) No change.

(5) Public food service establishments, as defined in Section 509.013(5), F.S., are licensed in accordance with the following classifications and requirements:

(a) Nonseating:

1. through 4. No change.

5. Vending machines – Vending machines are classified as any self-service devices licensed pursuant to Chapter 509, F.S., which, upon insertion of coin or token, or by other means, dispense unit servings of potentially hazardous food, either in bulk or packaged, without the necessity of replenishing the device between each operation. All vending machine owners shall submit the serial number of each vending machine to the division on DBPR HR-7007, APPLICATION FOR PUBLIC FOOD SERVICE ESTABLISHMENT LICENSE the application for license. The vending machine owner shall maintain an accurate and current list of vending machine locations with the corresponding serial number. This list shall be made available to the division upon request. The division shall coordinate with the vending machine owner to schedule inspections with the assistance of the owner or the owner’s agent with the capability to open and demonstrate the machine.

6. No change.

(b) No change.

(c) Plan Reviews.

1. No change.

2. The plans and specifications shall indicate the general operation of the establishment; the intended menu items; location of employee and public bathrooms; proposed layout, including all work, guest, and employee areas and storage facilities; construction finishes of work areas; and equipment location, design and installation, including the type of proposed fixed equipment and facilities. Plans and specifications must be submitted by the owner, prospective operator or their designated representative along with DBPR HR-7005, APPLICATION FOR PLAN REVIEW (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01864> <http://www.flrules.org/Gateway/reference.asp?No=Ref-01516>), incorporated by reference herein and effective 2012 October 15 2011 August 22, or DBPR HR-7030, APPLICATION FOR PUBLIC FOOD SERVICE ESTABLISHMENT LICENSE WITH PLAN REVIEW. Plans and specifications for mobile food dispensing vehicles must be submitted by the owner, prospective operator or their designated representative along with DBPR HR-7006, MOBILE FOOD DISPENSING VEHICLE PLAN REVIEW APPLICATION (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01865> <http://www.flrules.org/Gateway/reference.asp?No=Ref-01517>), incorporated herein by reference and effective 2012 October 15 2011 August 22, or DBPR HR-7031, APPLICATION FOR MOBILE FOOD DISPENSING VEHICLE LICENSE WITH PLAN REVIEW. ~~Instructions for filling in DBPR HR-7005 are provided in DBPR HR-7005i, INSTRUCTIONS FOR COMPLETING DBPR HR-7005 APPLICATION FOR PLAN REVIEW~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01518>), incorporated herein by reference and effective 2011 August 22. ~~Instructions for filling in DBPR HR-7006 are~~

~~provided in DBPR HR-7006i, INSTRUCTIONS FOR COMPLETING MOBILE FOOD DISPENSING VEHICLE PLAN REVIEW APPLICATION~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01519>), incorporated herein by reference and effective 2011 August 22. The division shall grant or deny approval of the plans in writing pursuant to the provisions of Chapter 120, F.S.

3. When the establishment’s water source is a well or the sewer source is an onsite sewage treatment and disposal system, applicants for plan review must also submit proof of approval from the Department of ~~Health~~ Health’s Interagency ~~DOH/DACS/DBPR Onsite Sewage (Septic) and Water Supply Evaluation, which is available with the division’s application forms.~~

(d) No change.

(6) through (9) No change.

Rulemaking Authority 509.032, 509.241FS. Law Implemented 213.0535, 509.032, 509.221, 509.241, 509.242, 509.251, 509.261, 559.79 FS. History—Amended 1-20-63, 9-19-63, 5-20-64, 2-23-66, 8-9-68, Revised 2-4-71, Amended 10-18-71, Repromulgated 12-18-74, Amended 9-1-83, 10-1-83, Formerly 7C-1.02, Amended 1-30-90, 12-31-90, 2-27-92, 6-15-92, Formerly 7C-1.002, Amended 3-31-94, 3-15-95, 10-9-95, 9-25-96, 5-11-98, 9-9-03,_____.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On October 25, 2012 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 61C-1.004(1)(a), Florida Administrative Code, Section 5-203.13, 2001 FDA Food Code, Paragraph 5-202.11(A), 2001 FDA Food Code and paragraph 61C-4.010(5), Florida Administrative Code from Centerplate Portable Food Cart #1 located in Orlando. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater and that each establishment have facilities for

manually washing, rinsing and sanitizing equipment and utensils and an area for food preparation and storage. They are requesting to install holding tanks at portable handwashing sink and share warewashing, food preparation and food storage areas with another licensed food service establishment on the same premise and under the same ownership.

The Petition for this variance was published in Vol. 38/63 on November 1, 2012. The Order for this Petition was signed on November 7, 2012 and after a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink is emptied at a frequency as to not create a sanitary nuisance; potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink is provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign. The Petitioner shall also ensure that the three-compartment sink, food preparation and storage areas within Centerplate @ Phase III Kitchen and Centerplate @ PHSDR V Kitchen (SEA5807961 & SEA5811092) are maintained in a clean and sanitary manner and all sinks are provided with hot and cold running water under pressure and available during all hours of operation. If the ownership of Centerplate @ Phase III Kitchen or Centerplate @ PHSDR V Kitchen (SEA5807961 & SEA5811092) changes, a signed agreement for use of the shared facilities is required immediately.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-5.502: General Requirements

NOTICE IS HEREBY GIVEN that on November 1, 2012, the Department of Health, Bureau of Radiation Control, received a petition for Florida Atlantic University. The petitioner is seeking a variance from subparagraph 64E-5.502(1)(a)6, F.A.C., which prohibits individuals from being exposed to radiation from an x-ray machine for training, demonstration or other purposes unless there are also medical requirements and a proper prescription has been provided.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Philip Thoma, Bureau of Radiation Control, Radiation Machine Program, 705 Wells Road, Orange Park,

Florida 32073, (904)278-5730. Comments on this petition should be filed with the Bureau of Radiation Control within 14 days of this notice.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The Florida Department of State's Office of Cultural, Historical and Information Programs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, November 14, 2012 at 1:00 p.m.

PLACE: Webinar Registration Required: <https://suncom.webex.com/suncom/onstage/g.php?t=a&d=646327708>

GENERAL SUBJECT MATTER TO BE CONSIDERED: THIS MEETING HAS BEEN CANCELED.

Update and general information on how communities in Broward County can get involved in Viva Florida 500. Viva Florida 500 commemorates the 500 year anniversary in 2013 from the time Juan Ponce de León arrived on Florida's east coast and named this beautiful land La Florida.

A copy of the agenda may be obtained by contacting: rachel.porter@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 3 days before the workshop/meeting by contacting: rachel.porter@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: rachel.porter@dos.myflorida.com.

DEPARTMENT OF STATE

The Florida Department of State's Office of Cultural, Historical and Information Programs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, November 15, 2012 at 1:00 p.m.

PLACE: Webinar Registration Required: <https://suncom.webex.com/suncom/onstage/g.php?t=a&d=646327708>

GENERAL SUBJECT MATTER TO BE CONSIDERED: THIS MEETING HAS BEEN CANCELED. Update and general information on how communities in Broward County can get involved in Viva Florida 500. Viva Florida 500 commemorates the 500 year anniversary in 2013 from the time Juan Ponce de León arrived on Florida's east coast and named this beautiful land La Florida.

A copy of the agenda may be obtained by contacting: rachel.porter@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 3 days before the workshop/meeting by contacting: rachel.porter@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: rachel.porter@dos.myflorida.com.

DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, November 15, 2012, 10:00 a.m., EST

PLACE: Webinar (telephone and online)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The webinar will provide an overview of the 2015 Special Category Grants Program, a review of the Online Application including the application attachments and signature pages, a discussion of the requirements for submission of the application. The webinar will also explain the application review process and the procedures for funding the grant project proposals. A question and answer session will conclude the webinar. Applicants for this Special Category Grants cycle are strongly encouraged to attend this webinar.

A copy of the agenda may be obtained by contacting: Grants staff via telephone at 1(800)847-7278, via email at bhpgrants@flheritage.com, or by visiting www.flheritage.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: Grants staff via telephone at 1(800)847-7278, or via email at bhpgrants@flheritage.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: Grants staff via telephone at 1(800)847-7278, via email at bhpgrants@flheritage.com, or by visiting www.flheritage.com/grants.

DEPARTMENT OF STATE

Division of Elections

The Elections Canvassing Commission announces a public meeting to which all persons are invited.

DATE AND TIME: November 20, 2012, 9:00 a.m.

PLACE: Cabinet Meeting Room, LL03, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Certification of the official results for the 2012 General Election per Section 102.11, F.S. No other agenda is available.

Pursuant to the provisions of 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: Brenda Milton, Administrative Assistant, Division of Elections; (850)245-6286; Brenda.Milton@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: Kristi Bronson, Bureau of Election Records, Department of State, (850)245-6240; Kristi.Bronson@dos.myflorida.com.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

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

DATE AND TIME: Tuesday, December 4, 2012, 10:00 a.m.

PLACE: Bert Harris Agriculture Center/IFAS Extension, 4509 George Boulevard, Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Florida Alligator Marketing and Education Committee. The Committee will specifically discuss marketing and education initiatives undertaken by the Department of Agriculture and Consumer Services on behalf of the alligator industry.

A copy of the agenda may be obtained by contacting: Mr. John Easley, Bureau of Seafood and Aquaculture Marketing, Department of Agriculture and Consumer Services, 2051 E. Dirac Drive, Tallahassee, Florida 32310; (850) 617-7288, John.Easley@FreshFromFlorida.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: Mr. John Easley, Bureau of Seafood and Aquaculture Marketing, Department of Agriculture and Consumer Services, 2051 E. Dirac Drive, Tallahassee, Florida 32310, (850)617-7288, John.Easley@FreshFromFlorida.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: contact Mr. John Easley, Bureau of Seafood and Aquaculture Marketing, Department of Agriculture and Consumer Services, 2051 E. Dirac Drive, Tallahassee, Florida 32310, (850)617-7288, John.Easley@FreshFromFlorida.com.

DEPARTMENT OF EDUCATION

The Blind Services Endowment Foundation announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 20, 2012, 3:00 p.m.

PLACE: Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Board Meeting.

A copy of the agenda may be obtained by contacting: Ted Hull, Chairman, 607 S. Albany Ave., # 2, Tampa, FL 33606; phone: (813) 251-9245, email: thull10@tampabay.rr.com

DEPARTMENT OF EDUCATION

University of South Florida

The Florida Covering Kids & Families State Coalition at USF announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 15, 2012, 10:30 a.m. - 2:30 p.m.

PLACE: University of South Florida, The Lawton and Rhea Chiles Center, Bilirakis Conference Room 108, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Membership, Florida KidCare program partner updates, committee activities, budget.

A copy of the agenda may be obtained by contacting: Jodi A. Ray at jray@health.usf.edu.

Pursuant to the provisions of 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: Jodi A. Ray at jray@health.usf.edu. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation, District 2 announces a workshop to which all persons are invited.

DATE AND TIME: November 19, 2012, 4:30 p.m. - 6:30 p.m.

PLACE: Arlington Congregational Church, 431 University Boulevard, Jacksonville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects

of Financial Project ID: 212379-3, otherwise known as the University Boulevard Bridge. Please join the Florida Department of Transportation for a public workshop to discuss proposed plans for the University Boulevard Bridge in Jacksonville, Duval County, Florida. The project will replace the existing 2-lane bridge which carries University Boulevard over the Arlington River. The new bridge will be constructed on the existing alignment except for a slightly straighter alignment at the connection to Cesery Boulevard. The new bridge will provide two lanes for traffic and will add bike lanes and a wide sidewalk on each side. The construction sequence requires a temporary bridge to be built on the north side of the existing bridge. Traffic will be switched to the temporary bridge while the old bridge is removed and the new bridge is constructed. For the final phase of construction traffic will be switched to the new bridge and the temporary bridge will be removed. Construction is expected to begin between Fall 2013 and early 2014 with approximate construction time of 2 1/2 years. Public participation is solicited without regard to race, color, sex, age, religion, national origin, disability or family status.

A copy of the agenda may be obtained by contacting: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation, District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025-5874.

Pursuant to the provisions of 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. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation, District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025-5874. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation (FDOT) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 4, 2012: Open House, 5:00 p.m. – 7:00 p.m.

PLACE: Harry T. Moore & Harriette V. Moore Cultural Center, 2180 Freedom Avenue, Mims, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 406869-8

Project Description: Interstate 95 (I-95) roadway widening, from south of SR 46 to north of SR 44. The project includes the widening I-95 from four lanes to six lanes and upgrading of all bridges. Widening will occur toward the median. Construction will begin in November 2012.

A copy of the agenda may be obtained by contacting: A flyer 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: Colleen Jarrell, HNTB Corporation, 610 Crescent Executive Court, Suite 400, Lake Mary, FL 32746, (800) 889-8237. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800) 955-8771 (TDD) or 1(800) 955-8770 (Voice).

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 Colleen Jarrell at the phone number above.

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: Jennifer Vreeland, the FDOT Project Manager, at (386)943-5732, or e-mail at jennifer.vreeland@dot.state.fl.us.

Additional information on the project can be obtained at www.cflroads.com.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: November 28, 2012, 10:00 a.m.

PLACE: Heartland Workforce, 5901 US Hwy 27 South, Suite 1, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Heartland 2060 Consortium Partners.

A copy of the agenda may be obtained by contacting: Shannon Brett, Project Manager, (863)534-7130, ext 132 or sbrett@cfrpc.org.

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.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Ecosystem Restoration Working Group announces a public meeting to which all persons are invited.

DATE AND TIME: November 19, 2012, 10:00 a.m. – 4:00 p.m.

South Florida Ecosystem Restoration Working Group sponsored Public Workshop on the Central Everglades Planning Project

PLACE: SFWMD, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The next in a series of public workshops for the Central Everglades Planning Project (CEPP) is being sponsored by the South Florida Ecosystem Restoration Working Group to engage the public. The CEPP is a fast-track planning effort for the next generation of Everglades restoration projects being conducted by the U.S. Army Corps of Engineers and the South Florida Water Management District (SFWMD) as part of the Comprehensive Everglades Restoration Plan. The Working Group is sponsoring public workshops to facilitate public participation in the CEPP. The public is advised that it is possible that one or more members of the Water Resources Advisory Commission and Governing Board of the SFWMD may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: our website, www.sfrestore.org, on November 12, 2012.

Pursuant to the provisions of 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, (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: Allyn Childress at (786) 350-9403 or Sandy Soto at (954) 377-5969.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

The Board of Pilot Commissioners announces a public meeting to which all persons are invited.

DATES AND TIMES: January 17, 2013, 1:00 p.m.; January 18, 2013, 9:00 a.m.

PLACE: One Ocean Resort & Spa, 1 Ocean Boulevard, Atlantic Beach, FL.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular board business, committee meetings, and probable cause panel, portions of which may be closed to the public.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N Monroe St, Tallahassee, FL 32399-0773.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: 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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

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

DATE AND TIME: December 20, 2012, 10:00 a.m.

PLACE: (888) 670-3525, participant code 8492079683#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancement Committee.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 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.

Notice of Meeting/Workshop Hearing

DEPARTMENT OF HEALTH

Board of Massage

The Department of Health, Board of Massage Therapy announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 15, 2012, 2:45 p.m.

PLACE: (888) 670-3525; Participant Code: 4319491106

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

This notice corrects notice #10875657 published November 2, 2012.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director at (850) 245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Paula Mask at (850) 245-4161. If you are hearing

or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Board of Pharmacy announces a public meeting to which all persons are invited.

DATE AND TIME: November 20, 2012, 9:00 a.m.

PLACE: The Peabody Hotel, 9801 International Drive, Orlando, FL 32819, (407) 352-4000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion on compounding.

A copy of the agenda may be obtained by contacting: The Florida Board of Pharmacy at (850) 245-4292.

Pursuant to the provisions of 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: Florida Board of Pharmacy at (850) 245-4292. If you are 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: The Board of Pharmacy, 4052 Bald Cypress Way, Bin C-04, Tallahassee, FL 32399-3254 or (850) 245-4292.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Substance Abuse Program

The Department Of Children and Families, Northeast Florida State Hospital announces a public meeting to which all persons are invited.

DATE AND TIME: November 28, 2012, 10:00 a.m.

PLACE: Northeast Florida State Hospital, 7487 South SR 121, Bldg. 1, Rm. 65, Macclenny, Florida 32063

GENERAL SUBJECT MATTER TO BE CONSIDERED: Initial Meeting of Department Evaluators for ITN# 10I12GC1, Northeast Florida State Hospital Housekeeping Services.

This meeting is being conducted for the purpose of providing instructions to the evaluation team charged with the responsibility of scoring the responses submitted for ITN# 10I12GC1. Although the public is invited, no comments and/or

questions will be taken from vendors or other members of the public. A conference line set up for entities that wish to listen in on the meeting. Conference Call Number: (888)670-3525, Code: 1728895543

A copy of the agenda may be obtained by contacting: Tarha Sondesky, Procurement Manager, 1317 Winewood Blvd., Bldg 6, Room 283, Tallahassee FL; tarha_sondesky@dcf.state.fl.us.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Substance Abuse Program**

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: December 4, 2012, 10:00 a.m.

PLACE: Northeast Florida State Hospital, 7487 South SR 121, Bldg. 1, Rm. 65, Macclenny, Florida 32063

GENERAL SUBJECT MATTER TO BE CONSIDERED: Final Debriefing Meeting of the Evaluators and ranking of replies for ITN# 10I12GC1, Northeast Florida State Hospital Housekeeping Services.

This meeting is being conducted for the purpose of receiving and recording all evaluation scores from the Evaluation Team charged with the responsibility of scoring the replies submitted in response to ITN# 10I12GC1. Although the public is invited, no comments and/or questions will be taken from vendors or other members of the public. A conference line set up for entities that wish to listen in on the meeting. Conference Call Number: (888) 670-3525, Code: 1728895543

A copy of the agenda may be obtained by contacting: Tarha Sondesky, Procurement Manager, 1317 Winewood Blvd., Bldg 6, Room 283, Tallahassee FL; tarha_sondesky@dcf.state.fl.us.

MID-FLORIDA AREA AGENCY ON AGING

The Mid-Florida Area Agency on Aging, Inc. (d/b/a Elder Options) announces a public meeting to which all persons are invited.

DATE AND TIME: December 12, 2012, 10:00 a.m.

PLACE: Alachua County-City of Gainesville Senior Recreation Center, 5701 NW 34th Street, Gainesville, FL 32653

GENERAL SUBJECT MATTER TO BE CONSIDERED: Scheduled meeting of the Elder Options Board of Directors. The Board will take action on matters to be determined by the members of the Board, which may include matters such as the Executive Director's Report.

The Board will also review and discuss applications received by Elder Options from local service provider organizations to provide Older Americans Act services for the program period January 1, 2013 through December 31, 2013. Based upon its deliberations, the Board will take formal action to fund or withhold funding of each of the respective applications. The Board will authorize contract awards for those applications that it has taken formal action to fund.

A copy of the agenda may be obtained by contacting: Cindy Roberts at (352)692-5260, robertsc@agingresources.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: Cindy Roberts at (352)692-5260, robertsc@agingresources.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: Cindy Roberts at (352) 692-5260, robertsc@agingresources.org.

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION

The Florida Self-Insurers Guaranty Association, Inc., Finance Committee of its Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, November 16, 2012, 2:00 p.m.

PLACE: Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director at (850) 222-1882.

CITIZENS PROPERTY INSURANCE CORPORATION

The Audit Committee of Citizens Property Insurance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: November 16, 2012, 9.00 a.m.

PLACE: Via Teleconference Only: Dial in number: 1-866-361-7525. Participant's code: 3877541849#

GENERAL SUBJECT MATTER TO BE CONSIDERED: As per the agenda.

A copy of the agenda may be obtained by contacting: Betty Veal at (904)407-0440 or on the website: www.citizensfla.com.

For more information, you may contact: Betty Veal at (904)407-0440.

**HARDEE COUNTY ECONOMIC DEVELOPMENT
AUTHORITY**

The Hardee County Economic Development Authority announces a workshop to which all persons are invited.

DATE AND TIME: November 21, 2012, 8:30 a.m.

PLACE: 412 W. Orange Street, Room 102, Wauchula, FL 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss changes to the local bill.

A copy of the agenda may be obtained by contacting: Sandy Meeks, (863) 773-9430

Pursuant to the provisions of 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: Sandy Meeks, (863) 773-9430. If you are 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: Sandy Meeks, (863)773-9430.

FLORIDA LEAGUE OF CITIES

The Florida Association of Counties Trust announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, December 7, 2012, 3:00 p.m.

PLACE: Telephone Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Association of Counties Trust Investment Committee meeting conducted through the use of communications media technology, as authorized by section 163.01(18), Florida Statutes.

A copy of the agenda may be obtained by contacting: Alonzo Hatchette, email: ahatchette@flcities.com, (407)425-9142.

Pursuant to the provisions of 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: Alonzo Hatchette, email: ahatchette@flcities.com, (407) 425-9142. If you are 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: Alonzo Hatchette, email: ahatchette@flcities.com, (407) 425-9142.

COUNCIL OF COMMUNITY COLLEGE PRESIDENTS

The Florida College System Council of Presidents announces a public meeting to which all persons are invited.

DATE AND TIME: November 29, 2012, 6:00 p.m.

PLACE: Renaissance Orlando Airport, 5445 Forbes Place, Orlando, FL 32812

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues pertaining to the Florida College System.

A copy of the agenda may be obtained by contacting: Tina Ingramm, (850) 222-3222.

For more information, you may contact: Michael Brawer, 113 East College Avenue, Tallahassee, FL 32301

MGRMIAMI

The Florida Department of Transportation, District Six announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 29, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: Marathon Government Center, 2798 Overseas Highway (Mile Marker 50), Marathon, FL 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: FDOT will be spending nearly \$3 billion over the next five years to improve transportation infrastructure in Miami-Dade and Monroe Counties. The Work Program Public Hearing will be held in order to present the District Six Five-Year Transportation Plan and allow the public to ask questions or make comments about the plan in general, as well as specific projects included in the plan.

A simultaneous virtual public hearing will be held, and the live question and answer portion of the public hearings will begin at 7:00 p.m. for both live attendees and online participants. Audience members will be able to make public comments and ask questions. Online viewers can submit questions or comments via email or by phoning in through a local number provided upon pre-registering at www.fdotmonroe.com/work-program.

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 Brian Rick by phone at (305)470-5349, in writing at FDOT, 1000 N.W. 111 Ave., Miami, FL 33172, or via email at brian.rick@dot.state.fl.us 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).

For more information, you may contact: Alicia Gonzalez, Project Manager at (786)280-6645 or via email at agonzalez@mrgmiami.com.

A copy of the agenda may be obtained by contacting: Alicia Gonzalez at the contact information listed above.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from La Brisa Association, Inc., Docket No. 2012043666 on October 17, 2012. The petition seeks the agency's opinion as to the applicability of Section 718.112(2)(f)(3)-(4), Florida Statutes, and Florida Administrative Code rules 61B-22.002 and 61B-22.005(7), as it applies to the petitioner.

Whether La Brisa Association may obtain the vote of all of the members of the multicondominium to allow interest income to be utilized from reserves in the specific condominiums for a component outside of the condominiums on association property, and whether a vote is required of each condominium from which reserve fund the interest will be used under Section 718.112(2)(f)(3)-(4), Florida Statutes, and Florida Administrative Code Rules 61B-22.002 and 61B-22.005(7).

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.

**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

REGIONAL UTILITY AUTHORITIES

Withlacoochee Regional Water Supply Authority

WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY REQUEST FOR CONSULTANT STATEMENT OF QUALIFICATIONS FOR REGIONAL WATER SUPPLY PLAN UPDATE

The Withlacoochee Regional Water Supply Authority (WRWSA) is requesting Statements of Qualifications (SOQ) for consultants for the "WRWSA Regional Water Supply Plan Update." This effort is to update regional water supply planning completed over the recent past as part of the WRWSA Regional Water Supply Planning and Implementation Program (RWSP & IP) and is considered to be the base information to support water supply planning and development in the region. Portions of the WRWSA Regional Water Supply Plan Update will be incorporated into the Southwest Florida Water Management District's (SWFWMD) Regional Water Supply Plan for the Northern Planning Region. SWFWMD is a cooperator and is co-funding this work effort.

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; email: nsmith@wrwsa.org.

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 six (6) paper copies, and six (6) 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, December 7, 2012.

Richard S. Owen, Executive Director
Withlacoochee Regional Water Supply Authority

Section XII Miscellaneous

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

Results of Referendum

The Florida Department of Agriculture and Consumer Services announces the passing of a referendum increasing the assessment per gallon of odorized propane gas sold or imported for consumption in the state by an additional 1/10 of a cent. The new rate will be \$.002 per gallon of odorized propane gas sold/imported.

Pursuant to Chapter 527, Florida Statutes, a referendum must win approval of two-thirds of the total gallonage of odorized propane gas voting in the retail marketer class. The results of the referendum are as follows:

Total gallonage voting FOR (YES):	44,969,023.2
Total gallonage voting AGAINST (NO):	18,468,901.04
Percent of gallonage represented by FOR (YES) vote:	.708
Percent of gallonage represented by AGAINST (NO) vote:	.291

A Marketing Order will be executed by the Commissioner of Agriculture incorporating the new assessment rate and identifying the plans and programs for which the assessment will be spent. The new assessment rate will be implemented

through rulemaking. For more information, please contact Lisa M. Bassett, Chief, Bureau of LP Gas Inspection, at 850/921-1600.

DEPARTMENT OF EDUCATION

2012-2013 Voluntary Prekindergarten (VPK) Education Program Curriculum Approval Process

The Florida Department of Education announces the call for publishers' submissions of comprehensive prekindergarten curricula for the 2012-2013 Voluntary Prekindergarten (VPK) Curriculum Approval Process. This process is outlined in Florida Administrative Rule 6A.1.099825: VPK Curriculum Approval Process, approved by the State Board of Education on October 9, 2012.

For the purposes of this approval process, a curriculum is defined as a set of written materials that is replicable addresses the use of materials, scheduling, arranging the environment, and interaction between children and adults, either separately or in combination includes more than activity suggestions and more than theory and pedagogy is aligned with the performance standards approved for use in VPK is aligned with scientifically-based research.

Only comprehensive curricula will be reviewed for approval during this process. In order to be considered comprehensive, the materials submitted must stand alone and cover all domains found in the performance standards approved for use in VPK programs (Florida Early Learning and Developmental Standards for Four-Year-Olds (2011) <http://www.fldoe.org/earlylearning/pdf/feldsfyo.pdf>). If ancillary or supplemental materials are required in order for a given curriculum to be considered comprehensive those additional

materials must be submitted with the basic curriculum as a packaged set and must be made available to providers as a complete curriculum at a set price.

Information about the process, including policies and procedures, specifications, and deadlines, can be found on the DOE/OEL website at: <http://www.fldoe.org/earlylearning/curric.asp>.

Publishers should heed the following critical dates:

November 28, 2012, 1:00 p.m. – 2:00 p.m. EST – Publisher's Conference Call – General information, Question and Answer session (optional)

December 10, 2012 – The following forms/documents are due to the Department of Education Office of Early Learning for each title to be submitted:

Intent to Submit

Publisher's Registration

Publisher's Agreement

January 9, 2013 – The following forms/documents are due to the Department of Education Office of Early Learning for each title submitted:

Publisher's Written Correlation (electronic preferred)

Scope and Sequence (electronic preferred)

Skills Trace documents (electronic preferred)

Publisher's Professional Development Plan (electronic preferred)

Publisher's Overview Document (electronic)

Publisher's Presentation (optional)

Full set of curriculum materials

January 9, 2013 – The following items are due to each VPK Curriculum Approval Committee member assigned to review the title submitted:

Publisher's Written Correlation (electronic preferred)
Scope and Sequence (electronic preferred)
Skills Trace documents (electronic preferred)
Publisher's Professional Development Plan (electronic preferred)
Publisher's Overview Document (electronic)
Publisher's Presentation (optional)
Full set of curriculum materials
Spring 2013 – Publication of the list of approved VPK Curricula packages for providers on probation to DOE website: www.fldoe.org/earlylearning
Questions related to this announcement may be directed to Dr. Tara Huls, Education Policy Consultant, or Michelle Sizemore, Director of Program Standards and Professional Development, by phone at (850)245-0445 or by email at tara.huls@fldoe.org or michelle.sizemore@fldoe.org, respectively.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On November 8, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Angelia Renee Hill, C.N.A., License # PN 25952. 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.

DEPARTMENT OF HEALTH

Board of Pharmacy

Notice of Emergency Action

On November 8, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Lindsay Marie Wolfe, R.Ph., License #PS 45441. 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.

Section XIII
Index to Rules Filed During Preceding Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012.
