

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

PURPOSE AND EFFECT: The purpose of this rulemaking is to amend Rule 40D-8.624, F.A.C., to add guidance and minimum levels for Tooke Lake and Whitehurst Pond in Hernando County.

SUBJECT AREA TO BE ADDRESSED: Establish guidance and minimum levels for Tooke Lake and Whitehurst Pond pursuant to Section 373.042, F.S.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709 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: Sonya White, SWFWMD, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (4660) or sonya.white@swfwmd.state.fl.us. (OGC #2012028)

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Administrative Hearings

RULE NO.: 60Q-6.123
 RULE TITLE: Settlements Under Section 440.20(11), Florida Statutes

PURPOSE AND EFFECT: Amendments to procedural rules for adjudication of workers' compensation claims were implemented on October 31, 2012, pursuant to the mandate in Section 440.45, Florida Statutes, that the Division of Administrative Hearings adopt procedural rules. It came to the Division's attention that the final draft neglected to strike language intended to be removed as not necessary to the adjudication of workers' compensation appeals.

SUBJECT AREA TO BE ADDRESSED: A procedure rule applicable to workers' compensation adjudications before the judges of compensation claims.

RULEMAKING AUTHORITY: 61.14(8)(a), 440.45(1)(a), 440.45(4) FS.

LAW IMPLEMENTED: 61.14(8)(a), 440.105(3)(c), 440.20(11), 440.34, 440.345, 440.45(1)(a), 440.45(4), 440.45(5) FS.

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

DATE AND TIME: Friday, January 4, 2013, 2:30 p.m. – 3:30 p.m.

PLACE: (bridge by video teleconferencing): 1809 Art Museum Drive, Suite 200, Jacksonville, Florida; 5015 South Florida Avenue, Suite 401, Lakeland, Florida; 401 N.W. Second Avenue, Suite N918, VTC Room 2, Miami, Florida; 2401 State Avenue, Suite 100, Panama City, Florida; 5405 Okeechobee Boulevard, Suite 200, West Palm Beach, Florida; The DeSoto Building, 2nd Floor Conference Room, 1230 Apalachee Parkway, Tallahassee, Florida. To participate by telephone, participants may dial 1(888)670-3525, follow the voice prompts, and enter the participant passcode (2492172867), followed by #.

Pursuant to the provisions of 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: Lisa Mustain, Administrative Services Director, (850)488-9675. If you are 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: Loretta Sloan, Executive Assistant, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060, (850)488-9675, ext. 221 or through the Internet at www.doah.state.fl.us or www.fljcc.org
 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-28.001	Definitions
65C-28.002	Visitation
65C-28.003	Medical Treatment
65C-28.004	Placement Matching Requirements
65C-28.005	Changing Placements
65C-28.006	Permanency Staffings
65C-28.007	Voluntary Licensed Out-of-Home Care
65C-28.008	Relative Caregiver Program
65C-28.009	Adolescent Services

65C-28.010	Minor Parents in the Custody of the Department
65C-28.011	Criminal, Delinquency and Abuse/Neglect History Checks for Relative and Non-Relative Placements
65C-28.012	Home Studies for Relative and Non-Relative Placements
65C-28.013	Indian Child Welfare Act
65C-28.014	Behavioral Health Services
65C-28.015	Residential Mental Health Treatment
65C-28.017	Exit Interviews

PURPOSE AND EFFECT: Establishes requirements for children placed in licensed and un-licensed out-of-home care settings arranged and supervised by the Department or contracted service providers.

SUBJECT AREA TO BE ADDRESSED: Out-of-Home Care.

RULEMAKING AUTHORITY: 39.012, 39.0121 FS.

LAW IMPLEMENTED: 39.001 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: Eleese Davis, Chief of Quality Assurance, (850)717-4650

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

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

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

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

RULEMAKING AUTHORITY: 471.008 FS.

LAW IMPLEMENTED: 471.013, 471.015 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-20.007 Educational Requirements for Applicants Without EAC/ABET Accredited Engineering Degrees.

(1) Applicants having engineering degrees from programs that are not accredited by EAC/ABET must demonstrate:

(a) through (c) No change.

(d) In addition, evidence of attainment of appropriate laboratory experience, competency in English, and understanding of the ethical, social, economic and safety considerations of engineering practice must be presented. As for competency in English, transcripts of course work completed, course content syllabi, testimonials from employers, college level advanced placement tests, Test of English as a Foreign Language (TOEFL) scores of at least 550 in the paper-based version, 80 on the internet-based version, or 213 in the computer-based version, will be accepted as satisfactory evidence.

(2) through (5) No change.

Rulemaking Authority 471.008 FS. Law Implemented 471.013, 471.015 FS. History—New 7-20-95, Amended 6-5-96, 4-16-98, 1-17-99, 7-28-99, 1-6-02, 6-13-02, 6-30-02, 10-2-03, 6-16-04, 3-13-05, 5-1-05, 6-11-06, 1-29-07, 4-9-07, 1-31-08, 10-15-09, 11-27-11,_____.

Section II Proposed Rules

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.:	RULE TITLE:
61G15-20.007	Educational Requirements for Applicants Without EAC/ABET Accredited Engineering Degrees

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to modify the education requirements for applicants without EAC/ABET accredited engineering degrees.

SUMMARY: The rule amendment will delete unnecessary language and to add new language to modify the education requirements for applicants without EAC/ABET accredited engineering degrees.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: September 28, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: October 30, 2012

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Professional Engineers

RULE NO.: 61G15-22.001 RULE TITLE: Renewal of Active Licenses
PURPOSE AND EFFECT: The Board proposes the rule amendment to delete reference to the continuing education requirements to reactivate a license that has been inactive for more than one year.

SUMMARY: The rule amendment will delete reference to the continuing education requirements to reactivate a license that has been inactive for more than one year.

**SUMMARY OF STATEMENT OF ESTIMATED
REGULATORY COSTS AND LEGISLATIVE
RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 455.213(6), 455.2177, 455.2178, 455.2179, 471.008, 471.017(3), 471.019 FS.
LAW IMPLEMENTED: 415.213(6), 455.2177, 455.2178, 455.2179, 471.008, 471.017(3), 471.019 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-22.001 Continuing Education Requirements
(1) through (2) No change.

~~(3) A license that has been inactive for more than one year may be reactivated upon application to FEMC and demonstration to the Board by the licensee of having completed twelve hours of engineering related education per inactive year, or portion thereof, in excess of one year. The education shall be related to the licensee's area of practice. In addition, the licensee shall have completed four hours of education that shall involve the law and rules governing the practice of engineering in a course approved by the Board. Licensees who can demonstrate that they have continued the active practice of engineering during the inactive period, either through an active license to practice in another state or through practice in an exempt setting during that period, shall only be required to comply with the laws and rules requirement.~~

Rulemaking Specific Authority 455.213(6), 455.2177, 455.2178, 455.2179, 471.008, 471.017(3), 471.019 FS. Law Implemented 415.213(6), 455.2177, 455.2178, 455.2179, 471.008, 471.017(3), 471.019 FS. History--New 8-19-80, Formerly 21H-22.01, Amended 5-14-86, Formerly 21H-22.001, Amended 6-22-99, 6-13-00, 2-22-01, 9-16-01,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: September 28, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: October 30, 2012

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Professional Engineers

RULE NO.: 61G15-35.003 RULE TITLE: Qualification Program for Special Inspectors of Threshold Buildings
PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to clarify procedures for the qualification program for special inspectors of threshold buildings.
SUMMARY: The rule amendment will delete unnecessary language and to add new language to clarify procedures for the qualification program for special inspectors of threshold buildings.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 471.008, 471.033(2) FS.

LAW IMPLEMENTED: 471.015(7), 471.033 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-35.003 Qualification Program for Special Inspectors of Threshold Buildings

(1) The minimum qualifying criteria for Special Inspectors of Threshold Buildings, also referred to as Threshold Inspectors, established by the Board shall be as follows:

(a) Proof of current licensure in good standing as a licensed professional engineer in the State of Florida whose principal practice is structural engineering or whose principal practice is in performing structural field inspections on Threshold Buildings in the State of Florida.

(b) Licensed professional engineers whose principal practice is structural engineering shall also have tThree years of experience in performing structural field inspections on threshold buildings and two years of experience in the structural design of threshold buildings after haing achieved licensure as a professional engineer. Such Experience shall be within the seven years preceeding submission of the application. For the purpose of these criteria, structural design

shall mean the design of all structural components of the building and shall not be limited to specific structural components only, such as foundations, prestressed or post-tensioned concrete, etc.

(c) Licensed professional engineers whose principal practice is structural field inspecitons shall have five years of experience in performing structural field inspections on Threshold Buildings within the preceeding seven years prior to submission of the application and possess certification in each of the following: advanced concrete inspection, advanced structural masonry inspection, advanced post tensioning, basic structural stell and basic soils from a nationally recognized entity such as ACI, ICC, Florida Concrete and Products Association, and Post Tension Institute, Florida DOT CEQUTP or equivalent ~~Two years of experience in the structural design of threshold buildings after having achieved licensure as a professional engineer. For the purpose of these criteria, structural design shall mean the design of all structural components of the building and shall not be limited to specific structural components only, such as foundations, prestressed or post-tensioned concrete, etc.~~

~~(d) Experience in the structural inspection and/or design of at least three threshold buildings. This experience must be within the ten calendar years preceeding submission of the application.~~

(2) through (4) No change.

Rulemaking Specifie Authority 471.008, 471.033(2) FS. Law Implemented 471.015(7), 471.033 FS. History–New 4-19-01, Amended 7-7-02, 4-5-04, 11-29-04,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Engineers

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 28, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.:

RULE TITLE:

61G15-35.004

Common Requirements to All Engineers Providing Threshold Building Inspection Services as Special Inspectors

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to clarify the common requirements to all engineers providing threshold building services as special inspectors.

SUMMARY: The rule amendment will delete unnecessary language and to add new language to clarify the common requirements to all engineers providing threshold building services as special inspectors.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 471.008 FS.

LAW IMPLEMENTED: 471.015(7) 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-35.004 Common Requirements to All Engineers Providing Threshold Building Inspection Services as Special Inspectors

(1) No change.

(2) Special Inspectors utilizing Authorized Representatives shall insure the Authorized Representative is qualified by education, experience, and training ~~or licensure~~ to perform the duties assigned by the Special Inspector and shall maintain responsible supervisory control over the representative pursuant to subsection 61G15-18.011(1) F.A.C. The Authorized Representative shall have a minimum of two (2) years of relevant experience under the direct supervision of a Special Inspector. The qualifications shall include licensure as a professional engineer or architect; graduation from an engineering education program in civil or

~~structural engineering; graduation from an architectural education program; successful completion of the NCEES Fundamentals Examination; or licensed building inspector with the Board of Building Code Administrators, Chapter 468, F.S. or licensed general contractor under Chapter 489, F.S.~~

(3) through (4) No change.

Rulemaking Authority 471.008 FS. Law Implemented 471.015(7) FS. History—New 3-21-01, Amended 4-5-04, 5-6-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Engineers

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 28, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2012

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: 64B12-9.002 RULE TITLE: Re-Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify form DH-MQA 1190, “Re-Examination Application,” and incorporate it by reference into the rule.

SUMMARY: The rule amendment will to modify form DH-MQA 1190, “Re-Examination Application,” and incorporate it by reference into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 456.017(2), 484.005 FS.

LAW IMPLEMENTED: 456.017(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Opticianry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B12-9.002 Re-Examination.

An applicant who fails any portion of the National Commission of State Optionary and Regulatory Boards (NCSORB) examination for licensure shall be required to retake only that portion of the examination on which the applicant has not yet achieved a passing grade. However, an applicant must complete the retake(s) within 2 years of the original failed examination date. An applicant who has not achieved a passing score on all portions of the original examination within 2 years of the original examination date must apply for and take the entire current licensure examination excluding ABO and NCLE, provided current certification is maintained. An applicant seeking to retake any portion of the NCSORB examination for licensure as described above shall submit to the Board a completed application on Form DH-MQA 1190, Re-Examination Application (revised 7/12 11/11), (<https://www.flrules.org/gateway/reference.asp?NO=Ref-01061>) hereby adopted and incorporated by reference, which can be obtained from the Board of Opticianry's website at www.doh.state.fl.us/mqa/opticianry. The application shall be accompanied with the application fee specified in Rule 64B12-11.002, F.A.C., which is non-refundable.

Rulemaking Authority 456.017(2), 484.005 FS. Law Implemented 456.017(2) FS. History--New 12-6-79, Amended 8-29-85, Formerly 21P-9.02, Amended 3-10-86, 3-5-87, Formerly 21P-9.002, Amended 5-2-94, Formerly 61G13-9.002, 59U-9.002, Amended 8-28-05, 6-17-09, 5-19-10, 4-9-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Opticianry
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Opticianry
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2012

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: 64B12-16.003
RULE TITLE: Apprenticeship Requirements and Training Program

PURPOSE AND EFFECT: The Board proposes the rule amendment modify form DH-MQA 1063, "Apprenticeship Sponsor Form," and to incorporate the form by reference into the rule.

SUMMARY: The rule amendment will modify form DH-MQA 1063, "Apprenticeship Sponsor Form," and to incorporate the form by reference into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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: 484.005 FS.

LAW IMPLEMENTED: 484.002, 484.007(1)(d)4. 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: Sue Foster, Executive Director, Board of Opticianry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B12-16.003 Apprenticeship Requirements and Training Program.

(1) Any persons seeking to be registered as an apprentice optician shall submit to the Board an Apprentice Optician Application (Form DH-MQA 1180, revised 7/12 11/09), hereby adopted and incorporated by reference, which can be obtained from the Board's website at www.doh.state.fl.us/mqa/opticianry. All apprenticeship training must be conducted by the sponsor(s) with whom the apprentice is currently registered with the Agency. Credits shall be granted to apprentices if the training is properly documented according to this rule. An apprentice shall not receive credit for any training received from a person other

than the properly registered sponsor(s). However, an apprentice can receive credit for attending continuing education courses by a board-approved provider pursuant to this rule.

(2) through (6) No change.

Rulemaking Authority 484.005 FS. Law Implemented 484.002, 484.007(1)(d)4. FS. History—New 10-12-80, Amended 8-31-83, 8-30-84, Formerly 21P-16.03, Amended 3-5-87, 7-15-87, 1-26-88, 3-30-89, 10-17-90, 5-27-92, 9-30-92, 1-27-93, Formerly 21P-16.003, Amended 9-14-93, 5-2-94, Formerly 61G13-16.003, Amended 2-21-96, 4-23-97, Formerly 59U-16.003, Amended 10-1-97, 2-16-99, 6-25-02, 4-11-06, 9-27-06, 4-19-07, 11-20-07, 5-25-09, 11-29-09, 5-19-10, 4-9-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Opticianry
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Opticianry
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2012

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-36.001 Definitions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-36.002 General Provisions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-36.003 Responsibilities of the Florida Abuse Hotline

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-36.004 Responsibilities Related to the Child Protective Investigation

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-36.005 Responsibilities of the Department of Children and Family Services Region Director

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-36.006 Responsibilities of the Lead Agency

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-36.007 State Child Fatality Prevention Specialist Responsibilities

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-36.008 Region Child Fatality Prevention Specialist Responsibilities

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-36.009 Dispute Resolution

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

RULE NO.: RULE TITLE:
69L-5.216 Provision of Benefits and Safe Working Environment by Self-Insurers

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. 44, October 5, 2012 issue of the Florida Administrative Register.

These changes are being made to address concerns expressed in written comments received by the Department.

(3) Current Self-Insurers and Former Self-Insurers contracting with a Qualified Servicing Entityes must submit a completed file Form DFS-F2-SI-19 (Certification of Servicing for Self-Insurers), effective 08/09, within thirty (30) days of entering into a servicing contract. For expiring contracts renewed with the same Qualified Servicing Entity, a completed Form DFS-F2-SI-19 must be submitted within thirty (30) days after the expiration date of the contract being renewed. For contracts that are continuous or have terms greater than three (3) years, Form DFS-F2-SI-19 must be submitted no later than three (3) years and thirty (30) days from the date of submission of the prior Form DFS-F2-SI-19.

The remainder of the rule reads as previously published.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

NOTICE IS HEREBY GIVEN that on November 19, 2012, the Division of Florida Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, State of Florida, received a petition for Variance or Waiver from, the petitioner, Hudson Food Stores, Inc., Docket No. 2012-086, Rule 61A-3.054, F.A.C.

Nature of the rule for which variance or waiver is sought: Section 565.04, Florida Statutes, rule requiring certain party-type supplies shall only include merchandise listed under Florida Statutes. Hudson Food Store, Inc., requests permission to sell products such as charcoal for grilling, charcoal lighter fluid, disposable charcoal grills, batteries, sunscreen, toilet paper, and condoms other than those listed under Florida Administrative Code Rule 61A-3.054 Party-Type Supplies.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Please refer all comments to Michael Ross, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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 November 7, 2012 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 6-501.115(A), 2001 FDA Food Code and subsection 61C-4.010(6), Florida Administrative Code from MASA Restaurant located in Naples. The above referenced F.A.C. addresses the requirement that live animals are not allowed on the premise of a public food service establishment except as specifically provided in rule. They are requesting to have a bird on the premise.

The Petition for this variance was published in Vol. 38, No. 72 on November 15, 2012. The Order for this Petition was signed on November 21, 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 bird will not contaminate, either directly or indirectly, food, clean equipment, utensils, linens, or unwrapped single-service or single-use articles. The public and food service employees are prohibited from direct contact with the bird. No other prohibited animals are allowed on the premise. The display and night areas will be maintained in good repair and clean in accordance with veterinarian's recommendations to preclude the accumulation of dried droppings. The Petitioner shall also have the responsibility to monitor the bird's health and behavior. In addition to routine medical care, if any signs of illness are observed, the bird must be evaluated by a veterinarian.

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

Board of Opticianry

RULE NO.: RULE TITLE:

64B12-15.001: Continuing Education for License Renewal

The Board of Opticianry hereby gives notice: of the issuance of an Order regarding the Petition for Variance or Waiver for Christine Price, filed on May 7, 2012. The Notice of Petition for Variance or Waiver was published in Vol. 38, No. 23, of the June 8, 2012, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on July 19, 2012, by telephone conference call. The Petitioner was seeking a permanent variance or waiver of Rule 64B12-15.001, F.A.C., with regards to the requirement that each licensee must complete a minimum of 20 hours of continuing professional education prior to biennial license renewal.

The Board's Order, filed on October 31, 2012, denies the Petition for Variance or Waiver. The Petitioner has not demonstrated that application of the rules of the Board of Opticianry to her circumstance will impose a substantial hardship. The Petitioner has not demonstrated that she meets the requirements of Section 120.542, F.S. The Petitioner has not demonstrated that she is unable to attend live CE classes.

A copy of the Order or additional information may be obtained by contacting: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

Section VI Notices of Meetings, Workshops and Public Hearings

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

The Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: December 11, 2012, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting to consider District business and conduct public hearings on regulatory, real estate, and other various matters.

During the December 11, 2012 Board meeting, the District will hold a Public Hearing on the strategic priorities established in the 2014-2018 Strategic Plan. The strategic priorities are Sustainable Water Supply, Water Conservation, Minimum Flows and Levels, Heartland Springs Initiative, Water Management Lands, and Non-Structural Flood Protection.

A workshop will be held immediately following the meeting.

A copy of the agenda may be obtained by contacting: Lisa Cheshire at (386)362-1001 or (800)226-1066 (Florida only) or on the District's website at www.mysuwanneeriver.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: Lisa Cheshire at (386) 362-1001 or (800)226-1066 (Florida only). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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

The Florida Coordinating Council for the Deaf and Hard of Hearing announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, December 7, 2012, 8:00 a.m., EST

PLACE: Teleconference toll-free #: (888)670-3525; event code: 6625033505

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a special teleconference to discuss the content of the Council's 2013 Report to the Governor and Legislature. This teleconference is in lieu of the teleconference originally scheduled for December 4.

A copy of the agenda may be obtained by contacting: info@fccdh.org; marygrace_tavel@doh.state.fl.us; or by phone, (850)245-4913; toll free, (866)602-3275; TTY, (850)245-4914; toll free TTY (866)602-3276.

Pursuant to the provisions of 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: See contact information above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

For more information, you may contact: See contact information above.

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

The Department of Health, Board of Occupational Therapy announces meetings which the public may attend.

DATES AND TIMES: January 7, 2013, 9:00 a.m. or soon thereafter; April 8, 2013, 9:00 a.m. or soon thereafter; July 8, 2013, 9:00 a.m. or soon thereafter; and October 7, 2013, 9:00 a.m. or soon thereafter

PLACE: Capital Circle Office Center, 4042 Bald Cypress Way, Room 301, Tallahassee, FL 32399-3255

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting Department of Health, Board of Occupational Therapy, 4052 Bald Cypress Way, Bin #C05, Tallahassee, FL 32399-3255; by calling the board office at (850)245-4373, ext 3478, or by visiting our website at www.doh.state.fl.us/mqa.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the board office at (850)488-0595. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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

Division of Medical Quality Assurance

The Department of Health, Board of Occupational Therapy announces meetings which the public may attend. A meeting or portion of a probable cause panel meeting is public only if a case or cases are public by reason of reconsideration.

DATES AND TIMES: January 7, 2013, 8:00 a.m. or soon thereafter; April 8, 2013, 8:00 a.m. or soon thereafter; July 8, 2013, 8:00 a.m. or soon thereafter; October 7, 2013, 8:00 a.m. or soon thereafter

PLACE: Capital Circle Office Center, 4042 Bald Cypress Way, Room 301, Tallahassee, FL 32399-3255

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel.

A copy of the agenda for the public portion of the meeting may be obtained by contacting Department of Health, Board of Occupational Therapy, 4052 Bald Cypress Way, Bin #C05, Tallahassee, FL 32399-3255; by calling the board office at (850)245-4373, ext 3478, or by visiting our website at www.doh.state.fl.us/mqa.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the board office at (850)488-0595. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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

Division of Environmental Health

RULE NO.: RULE TITLE:

- 64E-6.001: General
- 64E-6.002: Definitions
- 64E-6.003: Permits
- 64E-6.004: Application for System Construction Permit
- 64E-6.005: Location and Installation
- 64E-6.006: Site Evaluation Criteria
- 64E-6.008: System Size Determinations
- 64E-6.009: Alternative Systems
- 64E-6.010: Septage and Food Establishment Sludge
- 64E-6.0101: Portable Restrooms and Portable or Stationary Holding Tanks
- 64E-6.011: Abandonment of Systems
- 64E-6.012: Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units

- 64E-6.013: Construction Materials and Standards for Treatment Receptacles
- 64E-6.014: Construction Standards for Drainfield Systems
- 64E-6.015: Permitting and Construction of Repairs
- 64E-6.0151: Additive Use
- 64E-6.016: U.S. Department of Agriculture Soil Textural Classification System
- 64E-6.017: Definitions
- 64E-6.018: System Location, Design and Maintenance Criteria
- 64E-6.0181: Cesspit and Undocumented System Replacement and Interim System Use
- 64E-6.0182: Coordinated Permitting
- 64E-6.019: Requirements for Registration
- 64E-6.020: Master Septic Tank Contractors
- 64E-6.021: Issuance of Registration Certificates and Renewal
- 64E-6.022: Standards of Practice and Disciplinary Guidelines
- 64E-6.023: Certification of Partnerships and Corporations
- 64E-6.025: Definitions
- 64E-6.026: Applications for Innovative System Permits and System Construction Permits
- 64E-6.027: Permits
- 64E-6.028: Location and Installation
- 64E-6.029: Monitoring
- 64E-6.0295: Innovative System Reclassification
- 64E-6.030: Fees

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

DATE AND TIME: December 14, 2012, 10:00 a.m.

PLACE: Conference call meeting: teleconference phone number, (888) 670-3525. At the prompt, enter the Participant Code: 2980214500. For those who wish to attend the meeting in person, the conference call will originate from: Capital Circle Office Complex, Conference Room 240P, 4042 Bald Cypress Way, Tallahassee, Florida 32399.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Technical Review and Advisory Panel, as established in 381.0068, Florida Statutes, will discuss numerous issues relating to onsite sewage treatment and disposal systems which may require changes to Chapter 64E-6, Florida Administrative Code. The panel may also discuss research proposals as requested by the Research Review and Advisory Committee.

NOTE: This is a telephone conference call meeting. Panel members choosing to travel to participate in person do so without reimbursement for per diem and travel expenses.

A copy of the agenda may be obtained by contacting: Gerald Briggs, Department of Health, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin # A08, Tallahassee, Florida 32399-1713.

Pursuant to the provisions of 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: Gerald Briggs, Department of Health, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin # A08, Tallahassee, Florida 32399-1713. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (800) 955-8770 (Voice).

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

For more information, you may contact: Gerald Briggs, Department of Health, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

The Child Protection Transformation Advisory Board Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: December 13, 2012, 1:00 p.m. – 3:00 p.m. EDT

PLACE: Community Based Care of Central Florida, 4001 Pelee Street Suite 200, Orlando; large conference room

Conference Call Number: (888)670-3525; participant code: 8919047722

GENERAL SUBJECT MATTER TO BE CONSIDERED:
MEETING CANCELLED.

In March 2011, the Florida Department of Children and Families embarked upon a major reengineering project that will change the culture of the organization and redesign the way the Department and its community providers and stakeholders operate under a shared and common vision of integration and collaboration. At the start of the project, Secretary David Wilkins formed a Child Protection Transformation Board made up of skilled experts in the Florida child welfare community to help advise and guide the Department throughout the transformation process. The end result will be to enhance child safety, well-being and permanency, by fostering positive assets in Florida children and building a collaborative bridge to strong families and communities.

A copy of the agenda may be obtained by contacting: Margie France, Department of Children and Families, Child Protection Transformation, 1317 Winewood Boulevard, Building 2, Room 310, Tallahassee, FL 32399-0700, (850)717-4490.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2012, 8:30 a.m. until adjourned

PLACE: Hyatt Regency Orlando Airport, 9300 Jeff Fuqua Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
6. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
7. Consideration of all necessary actions with regard to the Multifamily Bond Program.
8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
14. Consideration of all necessary actions with regard to the Homeownership Programs.
15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
16. Consideration of Appeals from Universal Cycle ranking and grading with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
21. Consideration of Committee matters.

22. Evaluation of professional and consultant performance.
23. Such other matters as may be included on the Agenda for the December 7, 2012, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197 approximately two days prior to the meeting, or by visiting the Corporation's website at www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation Board of Directors Procedures Committee announces a public meeting to which all persons are invited.

DATE AND TIME: December 6, 2012, 4:30 p.m. until adjourned

PLACE: Hyatt Regency Orlando Airport, 9300 Jeff Fuqua Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. The Committee will meet regarding the general business of the Committee.
2. Such other matters as may be included on the Agenda for the December 6, 2012, Procedures Committee Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197, or by visiting the Corporation's website at www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at (850)488-4197 or sheila.freaney@floridahousing.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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.

FLORIDA HOUSING FINANCE CORPORATION

The FHFC III, Inc., Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2012, 11:00 a.m., or upon adjournment of the FHFC II, Inc. Board of Directors meeting, until adjourned.

PLACE: Hyatt Regency Orlando Airport, 9300 Jeff Fuqua Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Conduct business necessary for the organization of FHFC III, INC.
2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC III, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.
5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
6. Consideration of status, workouts, or modifications for existing projects.
7. Consideration of matters relating to the statutory purpose of FHFC III, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
8. Such other matters as may be included on the Agenda for the December 7, 2012, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197 approximately two days prior to the meeting, or by visiting the Corporation's website at www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation Board of Directors Audit Committee announces a public meeting to which all persons are invited.

DATE AND TIME: December 6, 2012, 3:00 p.m. until adjourned

PLACE: Hyatt Regency Orlando Airport, 9300 Jeff Fuqua Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. The Committee will meet regarding the general business of the Committee.
2. Such other matters as may be included on the Agenda for the December 6, 2012, Audit Committee Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197, or by visiting the Corporation's website at www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at (850)488-4197 or sheila.freaney@floridahousing.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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.

FLORIDA HOUSING FINANCE CORPORATION

The FHFC II, Inc., Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2012, 11:00 a.m., or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting, until adjourned.

PLACE: Hyatt Regency Orlando Airport, 9300 Jeff Fuqua Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Conduct business necessary for the organization of FHFC II, INC.

2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC II, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.
5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
6. Consideration of status, workouts, or modifications for existing projects.
7. Consideration of matters relating to the statutory purpose of FHFC II, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
8. Such other matters as may be included on the Agenda for the December 7, 2012, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850) 488-4197, or by visiting the Corporation's website at www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (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.

CITIZENS PROPERTY INSURANCE CORPORATION

The Citizens Property Insurance Corporation Market Accountability Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: December 13, 2012, 8:30 a.m.
 PLACE: The Peabody Hotel, 9801 International Drive, Orlando, FL 32819
 Dial in Number (866) 361-7525, participant code: 7849939192#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, business before the Market Accountability Advisory Committee.

A copy of the agenda may be obtained by contacting: Connie Bryan, (904) 208-7238.
 Pursuant to the provisions of 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: Connie Bryan, (904) 208-7238. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

For more information, you may contact: Connie Bryan, (904)208-7238.

SCRIPPS FLORIDA FUNDING CORPORATION

The Scripps Florida Funding Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: November 28, 2012, 5:30 p.m.
 PLACE: (605)475-3200, Access Code: 255626#
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The annual report and the SFFC audit.

A copy of the agenda may be obtained by contacting: scrippscorp@bellsouth.net.

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

For more information, you may contact: scrippscorp@bellsouth.net.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering
 NOTICE IS HEREBY GIVEN that the Divisions of Pari-Mutuel Wagering, Hotels & Restaurants, and Alcoholic Beverages & Tobacco, Department of Business and Professional Regulation, has issued an order disposing of the petition for declaratory statement filed by Jacksonville Kennel Club, Inc., and JGR Services, Inc. (Petitioners), on May 04, 2012. The following is a summary of the agency's disposition of the petition:

The petition for declaratory statement was noticed on May 25, 2012, in Vol. 38, No. 21, of the Florida Administrative Weekly. The petition listed Chapters 509, 550, 561, and Section 849.086, F.S., as the provisions upon which a declaratory statement was sought. The joint declaratory statement issued by the Divisions (DBPR Case Nos. 2012022177, 2012022925, 2012022917 / DS 2012-041) on October 26, 2012, finds that the Division of Pari-Mutuel

Wagering has jurisdiction, under Chapter 551, F.S., over the so-called "arcade amusement machines" petitioners propose to install at their pari-mutuel facility in Jacksonville, Florida, despite being authorized by local Jacksonville ordinance. That statement further finds that petitioners and their facility's various permits and licenses could be subject to administrative, civil, or even criminal sanction should they proceed with installation of the machines.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202 (phone: (850)921-0342).

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

11TH JUDICIAL CIRCUIT

RFP2012-01 Batterer's Intervention Program (BIP) Service Providers

ADVERTISEMENT NOTICE

The Eleventh Judicial Circuit of Florida ("Circuit") seeks sealed proposals from qualified entities ("Proposers") to provide, as a batterers' intervention program ("BIP") service provider ("BIP Service Provider"), services to address domestic violence issues in Miami-Dade County, Florida. Such services will include, but are not limited to: (i) helping batterers take responsibility for their acts of violence; (ii) emphasizing alternative behaviors by teaching skills to control violent and abusive behavior; and (iii) collaborating with other community-based providers to facilitate substance abuse treatment, educational, and employment opportunities for batterers.

In view of the high incidence of domestic violence related crimes in Miami-Dade County and the need to have qualified BIP Service Providers to provide certain services in an effort to reduce the incidence of such crimes, the Circuit, along with local justice system and social service agencies developed the "Batterers' Intervention Program ("BIP") Service Provider Application" and the "Batterers' Intervention Program ("BIP") Minimum Certification Standards" that comprise the Request for Proposals for Batterers' Intervention Program ("BIP") Service Providers ("RFP #2012-01").

RFP # 2012-01 will be available November 16, 2012 on the Eleventh Judicial Circuit's website at www.jud11.flcourts.org under the heading "RFP #2012-01 Batterers' Intervention Program ("BIP") Service Providers." Deadline for receipt of sealed proposals is December 14, 2012.

Section XII Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-4.242: Antidegradation Permitting Requirements; Outstanding Florida Waters; Outstanding National Resource Waters; Equitable Abatement

62-4.244: Mixing Zones: Surface Waters

NOTICE OF INTENT TO GRANT VARIANCE

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of Rule 62-4.244(5)(c) and 62-4.242(2)(a)2.b, F.A.C., to Collier County, 0142538-013-BV to temporarily establish an expanded mixing zone of 300 meters for the dredging site and a maximum allowable turbidity level of 10 NTUs above background at the edge of mixing zones that extend into OFW. The variance is associated with the Wiggins Pass Navigational Channel Expansion and Maintenance Dredging, File No. 0142538-008-JC. The variance is being granted because there is no practicable means known or available for the adequate control of the pollution involved. 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, 4708 NW Capital Circle, Tallahassee, Florida 32303, Telephone: (850) 488-7708.

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 of the Florida Statutes. 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 at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Mediation under Section 120.573 of the F. S. is not available.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the agency action or even a denial of the application. If a sufficient petition for an administrative hearing or request for an extension of time to file a petition is timely filed, this agency action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Accordingly, the applicant is advised not to commence construction or other activities in accordance with this variance until the deadlines noted below for filing a petition for an administrative hearing, or request for an extension of time has expired.

Under Rules 28-106.111(3) and 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 request is filed late, the Department may still grant it upon a

motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

In the event that 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. Any intervention will be 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 Rules 28-106.111(2) and 62-110.106(3)(a)(4), F.A.C., 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; and (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; (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. 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 action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

This variance constitutes an order of the Department. The applicant has the right to seek judicial review of the order under Section 120.68, Florida Statutes, by the filing of a notice of appeal under Rule 9.110, 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 final order is filed with the Clerk of the Department.

DEPARTMENT OF HEALTH

Board of Medicine

Notice of Emergency Action

On November 28, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Lawrence Rothenberg, M.D., License #ME 27088. 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 Nursing

Notice of Emergency Action

On November 28, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Kerri Michael Trefelner, R.N., License #RN 3299362. 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.
