

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0573
RULE TITLE: Industry Certification Process.

PURPOSE AND EFFECT: The purpose of this rule development is to include new certifications to the Industry Certification Funding List, as incorporated by reference in the rule and referred to as the 2012-2013 Industry Certification Funding List. The Industry Certification Funding List includes weights for each industry certification for use in the Florida Education Finance Program (FEFP) calculation, which are calculated on an annual basis. The effect of the rule development is to ensure that appropriate certifications are included on the Industry Certification Fund List.

SUBJECT AREA TO BE ADDRESSED: Industry certification.

RULEMAKING AUTHORITY: 1003.492(2) FS.

LAW IMPLEMENTED: 1003.491, 1003.492, 1003.493, 1003.4935, 1011.62(1)(o) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tara Goodman, Bureau Chief, Division of Career and Adult Education, 325 West Gaines Street, Suite 744, Tallahassee, Florida 32399-0400, phone (850)245-9001, Tara.Goodman@fldoe.org

To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

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

DEPARTMENT OF CORRECTIONS

RULE NOS.: 33-204.002, 33-204.003
RULE TITLES: Food Services – Definitions, Food Services – Standards of Operation

PURPOSE AND EFFECT: The rulemaking was initiated to amend the rules governing the operation of food services. The purpose and effect of the proposed rule is to update the definitions, departmental titles and rule references. The

changes clarify and supplement rules relating to the choice of diet, including the choice of a vegan or therapeutic meal options, the preparation or “master menus,” and issues of sanitation relating to the preparation and preservation of food.

SUBJECT AREA TO BE ADDRESSED: Food Services.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 33-204.002 Food Services – Definitions.
- For the purposes of this chapter:
- (1) “Master menu” means a standardized menu for all inmates, based on the Dietary Reference Intakes established by the Food and Nutrition Board of the National Academy of Sciences, that is certified for nutritional adequacy by a registered dietitian licensed in Florida who is employed by the Department ~~the menu that is designed to be served at all facilities to provide uniformity in items served to each inmate. The master menu shall be planned under the direction of the department’s master menu committee, and certified nutritionally adequate as determined by a licensed registered dietitian employed by the department.~~
 - (2) through (3) No change.
 - (4) “Master Menu Committee” refers to the committee of staff members responsible for developing the Master Menu ~~the food services advisory group which consists of the Chief, Bureau of Institutional Support Services or his designee, the central office public health nutrition program manager, and the central office food service administrator. The Chief, Bureau of Institutional Support Services has the authority to invite other staff as necessary.~~
 - (5) “Vegan meal pattern” refers to a meal pattern that excludes all animal byproducts. Inmates who wish to be on the vegan meal pattern must submit Form DC6-236, Inmate Request, to the food service director at the facility where the inmate is housed. Form DC6-236 is incorporated by reference in Rule 33-103.005019, F.A.C. Inmates who choose the vegan meal pattern shall not be permitted to eat from the regular menu or choose the alternate entrée and are subject to removal from the pattern pursuant to Rule 33-204.0032, F.A.C.

(6) “Food Service Director” refers to the Department staff member who is in charge of food service operations at a facility and who is under the direct supervision of the assistant warden of operations.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 1-18-89, Amended 7-21-97, Formerly 33-30.002, Amended 8-9-00, 11-16-00, 10-2-01, 2-18-02, 7-2-03, 11-1-04, 3-3-10, _____.

33-204.003 Food Services – Standards of Operation.

(1) No change.

(2) Confinement and special housing units.

(a) All inmates in confinement and special housing shall receive normal institutional meals as are available to the general population, except that if any item on the normal menu or any food utensil might create a security problem in the confinement area, then another item of comparable quality or other appropriate utensils shall be substituted. Substitutions shall be documented on Form DC6-209, Housing Unit Log, and Form DC6-210, Incident Report. Form DC6-209 is incorporated by reference in Rule 33-601.800, F.A.C. Form DC6-210 is incorporated by reference in Rule 33-602.210, F.A.C.

(b) Upon entering confinement or special housing, an inmate shall designate his or her singular choice of the regular menu, alternate entrée, or vegan meal pattern. The inmate may voluntarily alter this choice by submitting Form DC6-236, Inmate Request, to the food service director every 30 days. Form DC6-236 is incorporated by reference in Rule 33-103.005, F.A.C.

(c)(b) Hot food served in satellite food operations shall be protected from contamination in transit and shall be served at temperatures set by the Department of Health.

(d)(e) The provisions of Rule 33-602.223, F.A.C., shall be utilized in placing inmates on the special management meal.

(e)(d) Food shall not be withheld, nor the standard menu varied, as a disciplinary sanction or as a reward for good behavior or work for an individual inmate.

(4)(3) Menus. The Dietary Reference Intakes of the Food and Nutrition Board, National Academy of Sciences shall serve as the standard for the preparation of menus and the evaluation of menus served. The Dietary Reference Intakes of the Food and Nutrition Board are hereby incorporated by reference. A copy of the Dietary Reference Intakes may be obtained from the Bureau of Contract Management and Monitoring Institutional Support Services, Food Service Section, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The Dietary Reference Intakes were copyrighted in 2004 2001.

(a) through (c) No change.

(d) The master menu shall be adhered to except that specific menus and menu items are subject to change by the person in charge of food service at each facility due to production or equipment problems, non-delivery of ingredients

or food items, product availability, or security issues, use of farm produce or USDA commodities, or as authorized by the warden. Failure to order a product does not constitute a lack of availability. Substitutions will not be planned to utilize leftovers. When menu substitutions are required, the substitutions will be from the same food group as the original menu item. The master menu manual provides a list of appropriate substitutions within food groups. All inmates shall receive the same food items as specified on the master menu. Adequate amounts of food must be prepared to serve all inmates according to the master menu.

(e) No change.

(f) Food and beverage shall not be consumed in food preparation areas.

(g) Leftover foods must be labeled with the contents, date, and time of production and handled in accordance with the provisions of Chapter 64E-11, F.A.C., Food Hygiene.

(h) Toilet and hand-washing facilities shall be readily available to food service staff and inmate food handlers. Food service staff and inmate food handlers are required to wash their hands prior to reporting to duty and after using toilet facilities.

(i) A copy of Chapter 64E-11, F.A.C., Food Hygiene, will be available for reference at each department food service facility.

(5)(4) Vegan meal pattern. Inmates may choose the vegan (strict vegetarian) meal pattern by submitting Form DC6-236, Inmate Request, to the food service director at the facility where the inmate is housed, and shall indicate if they are participating as a vegan. An inmate who is transferred to another facility shall be allowed to continue the vegan meal pattern at the new facility by showing the inmate request that was approved by the previous food service director until his request is approved by the new food service director. Form DC6-236 is incorporated by reference in Rule 33-103.019, F.A.C.

(a) The following inmates shall be removed immediately from the vegan meal pattern:

1. Inmates observed eating from the regular menu;
2. Inmates observed eating the alternative entrée; and
3. Inmates who are not on the meal pattern for religious reasons and who intentionally purchase, possess, or consume items from the canteen that contain any animal products or byproducts.

(b) No change.

(c) An inmate who voluntarily requests to be removed from the vegan meal pattern may not reapply for the pattern for a minimum of 30 days.

(6)(5) Therapeutic Diets. Therapeutic diets for medical or dental reasons shall be provided as ordered by a Department of Corrections credentialed physician, clinical associate (physicians assistant, advanced registered nurse practitioner) or dentist. All orders for therapeutic diets shall be in writing.

Non-standard therapeutic diets shall be approved by the public health nutrition program manager and the regional medical executive director. Therapeutic diets shall be served for a maximum of 90 days. Diets extending for periods longer than 90 days shall require a new diet order from the attending Department of Corrections credentialed physician, clinical associate (physicians assistant or advanced registered nurse practitioner) or dentist. Diet prescription orders must be received in food services prior to the expiration of the current prescription to avoid interruption of the therapeutic diet. The Public Health Nutrition Program Manager and the Public Health Nutrition Consultants shall be available for consultation by health and food service personnel regarding therapeutic diets.

~~(7)(6)~~ Religious Diets. The alternate entree and the vegan meal pattern provides meal options for the religious requirements of inmates whose religions require a pork-free, lacto-ovo, lacto-vegetarian, or vegan diet.

(8) Meal attendance for inmates on the vegan meal pattern or a therapeutic diet shall be tracked using Form DC4-668, Diet Attendance Roster, Form DC4-668 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 S. Calhoun St., Tallahassee, FL 32399-2500. The effective date of the form is _____.

(a) An inmate on the vegan meal pattern who misses 10% or more of his or her vegan meals within a month will be removed from the vegan meal plan and may not re-apply for a minimum of six months.

(b) An inmate on a therapeutic diet who, following the orientation, misses 10% or more of his or her meals during the first month, or misses nine meals in any calendar month thereafter, is subject to disciplinary action.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 1-18-89, Amended 7-21-97, Formerly 33-30.003, Amended 8-9-00, 11-16-00, 10-2-01, 2-18-02, 7-2-03, 11-1-04, 2-27-05, 10-16-05, 1-17-06, 4-27-09, 3-3-10, 7-18-10, _____.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NOS.:	RULE TITLES:
40C-1.1002	Variations from Section 373.414, F.S., Paragraph 40C-4.301(1)(e) and Rule 40C-4.302, F.A.C.
40C-1.1007	Point of Entry Into Proceedings
40C-1.1008	Timeframe for Providing Requested Information
40C-1.1009	Emergency Authorization for Activities Regulated Under Part IV of Chapter 373, F.S.

40C-1.1013	Processing Procedures for Noticed General Permits Under Chapter 40C-400, F.A.C.
40C-1.602	Licenses or Permits Required
40C-1.603	Permit Fees
40C-1.604	Conceptual Approval Permit Procedures
40C-1.608	Denial of a License or Permit
40C-1.612	Transfer of Ownership or Permit

PURPOSE AND EFFECT: The St. Johns River Water Management District (SJRWMD) gives notice that it is initiating rulemaking to amend its rules consistent with Sections 373.4131 and 373.4131, F.S., became effective on July 1, 2012, and requires the Department of Environmental Protection (DEP) in coordination with the five water management districts (WMDs) to develop statewide environmental permitting (ERP) rules. These rules are to rely primarily upon existing rules of the DEP and WMDs, but may be revised as necessary to achieve a more consistent, effective, and streamlined approach in the state’s ERP program. To implement Section 373.4131(1), F.S., DEP has initiated rulemaking to revise Chapter 62-330, F.A.C. Some examples of provisions that DEP has proposed to include in the proposed rulemaking for Chapter 62-330, F.A.C. are: permitting thresholds; permit exemptions; types of permits; application and notice content and submittal procedures; conditions for issuance; and formal determinations of the landward extent of wetlands and other surface waters. As part of its rulemaking, DEP also intends to incorporate by reference documents to be known as an Applicant’s Handbook. Two volumes of the Applicant’s Handbook will apply in each WMD: (1) one volume that will include general and environmental procedures, and forms that will apply statewide; and (2) a second volume, specific to, and adopted by, the WMD that will set forth design and performance standards for stormwater quality and quantity, and include drainage basin designations and basin-specific rules within the WMD. DEP’s proposed rulemaking for Chapter 62-330, F.A.C. will include provisions currently addressed in SJRWMD’s Chapters 40C-1, 40C-4, 40C-40, 40C-42, and 40C-400, and will necessitate amendments to SJRWMD Chapters 40C-1, 40C-4, 40C-41, 40C-42 and 40C-44, F.A.C., and its existing Applicant’s Handbooks. Therefore, the purpose of this rule development is to revise SJRWMD’s rules consistent with DEP’s adoption of statewide ERP rules in Chapter 62-330, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Among other things, this rule development will cover the revision of SJRWMD rules by rule amendment or development as needed to accomplish the establishment of statewide ERP rules on the following subjects: (1) permitting thresholds, (2) permit exemptions, (3) types of permits, (4) permit duration (5) permit modifications and transfers, (6) reporting forms and operational requirements, (7) application submittal and review procedures, (8) conditions for issuance, (9) formal

determinations of the landward extent of wetlands and other surface waters, (10) general permit conditions, (11) fee categories, and (12) other rules for which conforming amendments may be needed along with any rule changes made in the subject areas above.

RULEMAKING AUTHORITY: 369.318, 373.044, 373.046(4), 373.113, 373.118, 373.406, 373.413, 373.4131, 373.414, 373.415, 373.416, 373.418, 373.421, 373.461 FS.

LAW IMPLEMENTED: 120.60, 369.316, 369.318, 373.016(2), 373.042, 373.0421, 373.046, 373.085, 373.086, 373.103, 373.109, 373.117, 373.118, 373.129, 373.146(1), 373.406, 373.413, 373.4131, 373.4135, 373.4136, 373.414, 373.4141, 373.415, 373.416, 373.417, 373.418, 373.419, 373.421(2)-(6), 373.423, 373.426, 373.461(3), 373.613, 380.06(9), 403.0877, 403.813(2) FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Wendy Gaylord, Rules Coordinator, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)326-3026 or wgaylord@sjrwmd.com.

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

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NOS.:	RULE TITLES:
40C-4.031	Implementation
40C-4.091	Publications Incorporated by Reference

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WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NOS.:	RULE TITLES:
40C-41.011	Policy and Purpose
40C-41.023	Basin Boundaries
40C-41.033	Implementation
40C-41.043	Application of Chapter
40C-41.051	Exemptions
40C-41.063	Conditions for Issuance of Permits

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WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.:	RULE TITLE:
40C-42.091	Publications Incorporated by Reference

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WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NOS.:	RULE TITLES:
40C-44.011	Purpose and Scope
40C-44.021	Definitions
40C-44.031	Implementation
40C-44.041	Permits Required
40C-44.051	Exemptions
40C-44.055	Standard General Environmental Resource Agricultural System Permits
40C-44.061	Individual Environmental Resource Agricultural System Permits
40C-44.065	Performance Standards
40C-44.066	Water Quality Practices
40C-44.069	Maintenance and Operation Requirements
40C-44.071	Relationship to Other Permitting Requirements
40C-44.091	Publications Incorporated by Reference
40C-44.101	Content of the Application
40C-44.301	Conditions for Issuance of Permits
40C-44.321	Duration of Permit
40C-44.341	Revocation or Modification of Permits
40C-44.900	Forms and Instructions

PURPOSE AND EFFECT: The St. Johns River Water Management District (SJRWMD) gives notice that it is initiating rulemaking to amend its rules consistent with Sections 373.4131 and 373.4131, F.S., became effective on July 1, 2012, and requires the Department of Environmental Protection (DEP) in coordination with the five water management districts (WMDs) to develop statewide environmental permitting (ERP) rules. These rules are to rely primarily upon existing rules of the DEP and WMDs, but may be revised as necessary to achieve a more consistent, effective, and streamlined approach in the state’s ERP program. To

implement Section 373.4131(1), F.S., DEP has initiated rulemaking to revise Chapter 62-330, F.A.C. Some examples of provisions that DEP has proposed to include in the proposed rulemaking for Chapter 62-330, F.A.C., are: permitting thresholds; permit exemptions; types of permits; application and notice content and submittal procedures; conditions for issuance; and formal determinations of the landward extent of wetlands and other surface waters. As part of its rulemaking, DEP also intends to incorporate by reference documents to be known as an Applicant's Handbook. Two volumes of the Applicant's Handbook will apply in each WMD: (1) one volume that will include general and environmental procedures, and forms that will apply statewide; and (2) a second volume, specific to, and adopted by, the WMD that will set forth design and performance standards for stormwater quality and quantity, and include drainage basin designations and basin-specific rules within the WMD. DEP's proposed rulemaking for Chapter 62-330, F.A.C. will include provisions currently addressed in SJRWMD's Chapters 40C-1, 40C-4, 40C-40, 40C-42, and 40C-400, and will necessitate amendments to SJRWMD Chapters 40C-1, 40C-4, 40C-41, 40C-42 and 40C-44, F.A.C., and its existing Applicant's Handbooks. Therefore, the purpose of this rule development is to revise SJRWMD's rules consistent with DEP's adoption of statewide ERP rules in Chapter 62-330, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Among other things, this rule development will cover the revision of SJRWMD rules by rule amendment or development as needed to accomplish the establishment of statewide ERP rules on the following subjects: (1) permitting thresholds, (2) permit exemptions, (3) types of permits, (4) permit duration (5) permit modifications and transfers, (6) reporting forms and operational requirements, (7) application submittal and review procedures, (8) conditions for issuance, (9) formal determinations of the landward extent of wetlands and other surface waters, (10) general permit conditions, (11) fee categories, and (12) other rules for which conforming amendments may be needed along with any rule changes made in the subject areas above.

RULEMAKING AUTHORITY: 369.318, 373.044, 373.046(4), 373.113, 373.118, 373.406, 373.413, 373.4131, 373.414, 373.415, 373.416, 373.418, 373.421, 373.461 FS.

LAW IMPLEMENTED: 120.60, 369.316, 369.318, 373.016(2), 373.042, 373.0421, 373.046, 373.085, 373.086, 373.103, 373.109, 373.117, 373.118, 373.129, 373.146(1), 373.406, 373.413, 373.4131, 373.4135, 373.4136, 373.414, 373.4141, 373.415, 373.416, 373.417, 373.418, 373.419, 373.421(2)-(6), 373.423, 373.426, 373.461(3), 373.613, 380.06(9), 403.0877, 403.813(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Wendy Gaylord, Rules Coordinator, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)326-3026 or wgaylord@sjrwmd.com

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

RULE NO.: 61G16-1.0071
RULE TITLE: Notice to the Department of Mailing Address and Place of Practice, and Primary Place

PURPOSE AND EFFECT: The Board proposes the rule amendment to include an electronic address for licensees.

SUBJECT AREA TO BE ADDRESSED: Notice to the Department of Mailing Address, Email Address, and Place of Practice, and Primary Place of Practice.

RULEMAKING AUTHORITY: 455.275, 492.104, 492.109 FS.

LAW IMPLEMENTED: 455.275, 492.109 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Morrison, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0754

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

RULE NO.: 61G16-3.001
RULE TITLE: Schedule of Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to amend the amount of fees for examination.

SUBJECT AREA TO BE ADDRESSED: Schedule of Fees.

RULEMAKING AUTHORITY: 455.213(2), 455.217, 455.219, 455.271, 492.104, 492.1101 FS.

LAW IMPLEMENTED: 455.213(2), 455.217, 455.219, 455.271, 492.104, 492.105, 492.106, 492.1101, 492.111 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Morrison, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0754

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: 61H1-33.0032
 RULE TITLE: Board Approval of CPA Ethics Continuing Education by Providers

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete fee references and provide for departmental approval of continuing education.

SUBJECT AREA TO BE ADDRESSED: Board Approval of CPA Ethics Continuing Education by Providers.

RULEMAKING AUTHORITY: 455.213(6), 455.2178, 455.2179, 473.304, 473.312 FS.

LAW IMPLEMENTED: 455.213(6), 455.2178, 455.2179, 473.312 (1)(a), (c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Veloria A. Kelly, Executive Director, Board of Accountancy, 240 N.W. 76th Drive, Suite A, Gainesville, Florida 32607

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Beaches and Coastal Systems

RULE NOS.: 62B-34.030, 62B-34.040, 62B-34.050, 62B-34.080
 RULE TITLES: Application Procedures, Application Fees and Information Requirements, General Conditions, Dune Restoration

PURPOSE AND EFFECT: To amend Chapter 62B-34, F.A.C., to allow dune restoration projects to receive a general permit. This Chapter provides a streamlined permitting process for activities seaward of the Coastal Construction Control Line that do not cause measureable interference with the beach and dune system or with marine turtles and their nesting habitats, in accordance with current statutes.

SUBJECT AREA TO BE ADDRESSED: The Bureau of Beaches and Coastal Systems intends to amend Chapter 62B-34, F.A.C., to allow dune restoration projects to receive General Permits. The new rule language will include application requirements for dune restoration general permits, general conditions for dune restoration projects and the criteria one must meet to receive a dune restoration general permit. These revisions will streamline the permitting process and save time and money for performing dune restoration and enhancement activities which will offer more protection to upland property and structures.

RULEMAKING AUTHORITY: 161.053(18) FS.

LAW IMPLEMENTED: 161.053(18), 161.0535 FS.

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

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

PLACE: Bureau of Beaches and Coastal Systems, 4708 Capital Circle, Training Room, 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: Rosaline Beckham, (850)488-7815. If you are 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: Rosaline Beckham, Department of Environmental Protection, Bureau of Beaches and Coastal Systems, Mail Station #300, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000, (850)488-7815 or rosaline.beckham@dep.state.fl.us. A copy of the draft rule is located @ <http://www.dep.state.fl.us/beaches/rule-dev.htm>

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

DEPARTMENT OF JUVENILE JUSTICE

Staff Training

RULE NO.: 63H-1.005
 RULE TITLE: Authorized Mechanical Restraints

PURPOSE AND EFFECT: The amendment will expand the protection for pregnant youth already included in subsection (10), so that the use of mechanical restraints will be further

restricted. The amendment adds soft restraints to the list of items that cannot be used on pregnant youth, and expands the restriction to cover the postpartum period.

SUBJECT AREA TO BE ADDRESSED: The amendment implements Ch. 2012-41, Laws of Florida, governing the use of restraints on pregnant inmates.

RULEMAKING AUTHORITY: 985.64, 985.645 FS., Ch. 2012-41, Laws of Florida.

LAW IMPLEMENTED: Ch. 2012-41, Laws of Florida.

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

DATE AND TIME: Monday, September 10, 2012, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla at (850)921-4129

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: 64F-20.001 **RULE TITLE:** Distribution of Funds from the Rape Crisis Program Trust Fund

PURPOSE AND EFFECT: To implement Chapter 2012-5, Section 84, L.O.F., which requires the Department to establish criteria for distributing moneys from the Rape Crisis Program Trust Fund to rape crisis centers.

SUBJECT AREA TO BE ADDRESSED: Distribution criteria for moneys from the Rape Crisis Program Trust Fund.

RULEMAKING AUTHORITY: 795.056(2) FS.

LAW IMPLEMENTED: 794.055(3)(b), 795.056 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jan Davis, Program Administrator, Bureau of Family Health Services, Division of Community Health Promotion, 4052 Bald Cypress Way, Bin #A-13, Tallahassee, Florida 32399-1723, at phone number (850)245-4485, or email at Jan_Davis@doh.state.fl.us

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 CITRUS

RULE NOS.:	RULE TITLES:
20-9.001	Fresh Form
20-9.002	Processed Form
20-9.003	Fruit Shipped Out-of-State to Government Agencies, or to a Packinghouse or Processing Plant, or to a Fresh Fruit Juice Distributor
20-9.004	Fruit Handled by Express and Gift Package Shippers
20-9.005	Requirements to Guarantee Payment of Assessments
20-9.006	Late Filing of Returns and Inadequacy of Bond
20-9.007	Mixing of Oranges
20-9.008	Utilization of Certificate of Deposit in Lieu of Bond

PURPOSE AND EFFECT: The 2012 Legislature undertook a major rewrite of Chapter 601 resulting in rule amendments including changing the word "tax" to "assessment(s)".

SUMMARY: Changing the word "tax" to "assessment(s)".
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendment is housekeeping in nature, bringing the rules into compliance with changes made to Chapter 601, F.S. by the 2012 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: 601.10(1), (7), 601.15(1), (5), (6), (10)(a), 601.155(3), (7) FS.

LAW IMPLEMENTED: 601.15(3), (5), (6), (9), 601.27, 601.152, 601.154, 601.155 FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

PAYMENT OF ASSESSMENTS ~~EXCISE TAXES~~

20-9.001 Fresh Form.

(1) Filing assessment ~~excise tax~~ returns: All assessment ~~excise tax~~ returns required to be filed by handlers of citrus entering the primary channel of trade in fresh form shall be filed with the Department of Citrus each week with the first cumulative report due by November 10. Returns shall state the number of standard shipping boxes of 4/5 bushels, or equivalent, of each variety of citrus fruit handled during the preceding week. Assessments ~~Excise taxes~~ shall be filed on forms furnished by the Department of Citrus (incorporated by reference in Rule 20-100.004, F.A.C.) and shall be due and payable, or the amount guaranteed as hereinafter provided, when the citrus fruit is first handled in the primary channels of trade allowing a deferral for fruit handled prior to November until the November 10 deadline. Payment of assessments ~~taxes~~ shall be remitted with the assessment ~~excise tax~~ return for a period reported unless other payment schedules are prescribed in Chapter 20-9, F.A.C.

(2) Payment guaranteed by bond, ~~or deposit, or letter of credit~~: To guarantee payment of assessments ~~excise taxes~~, handlers shall post a surety bond, cash bond, ~~or certificate of deposit or letter of credit~~, as provided in either Section 20-9.005, ~~or 20-9.008 or _____~~, F.A.C.

Rulemaking Authority 601.10(1), 601.15(1),(10)(a) FS. Law Implemented 601.15(5),(6) FS. History—Formerly 105-1.15(1), Revised 1-1-75(2), Amended 2-1-81, Formerly 20-9.01, Amended 7-21-92, 11-27-01, 10-21-08, _____.

20-9.002 Processed Form.

(1) Filing assessment ~~excise tax~~ returns: All assessment ~~excise tax~~ returns required by law to be filed by handlers of citrus fruit sold or delivered for processing in the State shall be filed on forms furnished by the Department of Citrus (incorporated by reference in Rule 20-100.004, F.A.C.), and shall be filed with the Department of Citrus each week with the first cumulative report due by November 10. Returns shall state the number of standard packed boxes of 1-3/5 bushels, or equivalent thereof in other containers or in bulk, received during the preceding week. Assessments ~~Excise taxes~~ shall be

due and payable at the time of delivery of such fruit to the handler, allowing a deferral for fruit handled prior to November until the November 10 deadline.

(2) All persons or entities required to file assessment ~~excise tax~~ returns pursuant to Section 601.155, F.S., shall file, each week, ~~a an excise tax~~ return on forms furnished by the Department of Citrus (incorporated by reference in Rule 20-100.004, F.A.C.).

(a) All persons liable for the assessment ~~excise tax~~ imposed by this section shall file with the Department of Citrus equalizing assessment ~~excise tax~~ returns, certified as true and correct. The return, as furnished by the Department of Citrus, shall report information as to the number of units of processed orange or grapefruit products subject to this section upon which any assessable ~~taxable~~ privilege was exercised during the period of time covered by the return, in addition to the status of inventoried product. Each handler shall maintain records and documentation supporting declarations made on the ~~excise tax~~ return filed with the Department of Citrus. Unless the actual number of boxes is known to the processor and can be substantiated by appropriate records in his possession, the following table shall be used in determining the equivalent number of boxes:

Conversion Unit			
Product	Oranges	Grapefruit	Number of Equivalent
			1-3/5 Bushel Boxes
Concentrate	6.20 solids	4.60 solids	1
Single Strength	6.12 gallons	5.26 gallons	1

(b) Equalizing assessments ~~excise taxes~~ shall be due and payable within 61 days after the first of the assessable ~~taxable~~ privileges is exercised in this state. Assessable ~~Taxable~~ privileges exercised during August are due and payable by November 10, after the assessment ~~tax~~ rate has been established in October.

(c) The assessment ~~excise tax~~ levied by this section shall be at the same rate per box of oranges or grapefruit utilized in the initial production of the processed citrus products so handled as that imposed, at the time of exercise of the assessable ~~taxable~~ privilege, by Section 601.15, F.S.

(d) All credits and refunds will be provided by Department of Citrus in accordance with Section 601.155, F.S.

(3) Payment of assessments ~~taxes~~ shall be remitted with the ~~excise tax~~ return for the period reported unless other payment schedules are prescribed in Chapter 20-9, F.A.C.

(4) Payment guaranteed by bond, ~~or deposit, or letter of credit~~: Every handler of citrus shall, prior to opening each season, deposit with the Department of Citrus a surety bond, cash bond, ~~or certificate of deposit, or letter of credit~~ as provided in either Rule 20-9.005 or 20-9.008 F.A.C., to guarantee payment of assessments ~~excise taxes~~.

Rulemaking Authority 601.10(1), 601.15(1),(10)(a), 601.155(3),(7) FS. Law Implemented 601.15(5),(6), 601.155 FS. History—Formerly 105-1.15(2), Revised 1-1-75, (2), Amended 11-21-77, 8-1-80, (3), 2-1-81, 8-1-83, Formerly 20-9.02, Amended 7-21-86, 8-30-89, 8-27-91, 7-13-94, 10-22-95, 8-1-97, 8-3-00, 11-27-01, 7-23-03, 7-25-06, 10-21-08,_____.

20-9.003 Fruit Shipped Out-of-State to Government Agencies, or to a Packinghouse or Processing Plant, or to a Fresh Fruit Juice Distributor.

The assessments ~~excise taxes~~ on citrus fruit to be shipped outside the State of Florida to government agencies, or to a packinghouse or processing plant, or to a fresh fruit juice distributor, shall be paid by the person shipping or causing such fruit to be shipped outside the state and payment shall be evidenced on the permit under which said fruit is shipped. Persons who qualify with the Department of Citrus under Rule 20-9.005, F.A.C., may stamp on the permit the name of the shipper together with the words “Payment of assessments ~~excise taxes~~ guaranteed to the Department of Citrus.” Returns for such shipments shall be made as provided for in Rule 20-9.001, F.A.C.

Rulemaking Authority 601.10(1), 601.15(1),(10)(a) FS. Law Implemented 601.15(5), (6), 601.152, 601.154 FS. History—Formerly 105-1.15(3), Revised 1-1-75, Formerly 20-9.03, Amended 11-27-01,_____.

20-9.004 Fruit Handled by Express and Gift Package Shippers.

(1) Filing assessment ~~excise tax~~ returns:

(a) Every shipper of express or gift packages shall file, as directed by the Department of Citrus, weekly returns of all fruit shipped in the preceding week with remittance attached for total assessments ~~excise taxes~~ due, with the first cumulative report due by November 10.

(b) A gift shipper qualifying under the following criteria may make returns for longer periods by applying in writing to the Department of Citrus and receiving prior written approval:

1. Quarterly payments – if estimated annual assessment ~~tax~~ payment does not exceed \$6,900 maximum.

2. Monthly payments – if estimated annual assessment ~~tax~~ payment does not exceed \$30,000 maximum.

3. Weekly payments are required if estimated annual assessment ~~tax~~ is greater than \$30,000.

4. Calculation of estimated assessment ~~tax~~ payment is based upon a 7-month season using the total boxes estimated to be shipped and an average assessment ~~tax~~ rate established annually by the Department of Citrus based on assessment ~~tax~~ rates set by the Florida Citrus Commission.

(c) All returns shall be made in terms of standard packed boxes of 1-3/5 bushels or equivalent.

(d) The advertising assessments ~~excise taxes~~ shall be due and payable at the time of offering such fruit for shipment allowing a deferral for fruit handled prior to November until the November 10 deadline.

(2) Fresh Squeezed Juice: Assessments ~~Excise taxes~~ on fresh squeezed citrus juice that is subject to the provisions of Chapter 20-49, F.A.C., shall be due and payable as provided in Rule 20-9.004, F.A.C. However, no assessment ~~tax~~ shall be due if subsection (3) below is applicable.

(3) No assessment ~~tax~~ shall be due on:

(a) fresh fruit used in store demonstrations or promotions, or

(b) Fresh squeezed juice that is offered without charge to store customers, Or

(c) Fresh fruit or juice offered at no cost to nonprofit organizations for use exclusively by the organization and not for resale. Dealer shall maintain in his files a record of the donation and a signed statement from a representative of the organization that the fruit or juice will not be used for resale.

Rulemaking Specific Authority 601.10(1), 601.15(1),(10)(a) FS. Law Implemented 601.15(3),(5),(6), 601.152, 601.154 FS. History—Formerly 105-1.15(4), Revised 1-1-75, Formerly 20-9.04, Amended 12-10-95, 4-14-96, 11-27-01, 10-21-08,_____.

20-9.005 Requirements to Guarantee Payment of Assessments ~~Excise Tax~~.

To qualify to guarantee to the Department of Citrus payment of any assessment ~~excise tax~~ imposed by law:

(1) Each handler of citrus fruit shall deposit with the Department of Citrus a good and sufficient.

(a) Cash bond, or

(b) Surety bond executed by the handler as principal and by a surety company qualified and authorized to do business in this State as surety, to be approved by the Department of Citrus, or

(c) Certificate of deposit in accordance with the provisions of Rule 20-9.008, F.A.C., or

(d) Letter of credit from an issuing financial institution located in the United States.

(2) The total amount of such cash bond, surety bond, ~~or~~ certificate of deposit, or letter of credit shall be in an amount based upon the following formula:

(a) To determine the total estimated assessment ~~tax~~ liability of the handler, multiply the number of boxes or equivalent boxes utilized in the prior season, or estimated utilization during the current season, including the exercised privileges of imported products, whichever is greater, times the total average assessment ~~tax~~ rate from the prior season for fresh form and processed form.

(b) Divide the total estimated assessment ~~tax~~ (A) by the number of weeks for which assessment ~~tax~~ returns were required to be filed during the previous season (B) to determine the estimated weekly assessment ~~tax~~ due (C) [A] B = C]. Department has the discretion to reduce the number of weeks used in this calculation due to late payments received during the prior season. If returns were filed late four (4) or more times during the previous season, the Department will

recalculate the estimated weekly ~~assessment tax~~ due (C) by substituting the ~~The~~ number of times payments were received the prior season will be substituted for (B).

(c) Multiply by two the estimated weekly ~~assessment~~ ~~excise tax~~ due, as computed by such formula, to determine the amount of surety bond, cash bond, ~~or~~ certificate of deposit, or letter of credit required.

Rulemaking Specific Authority 601.10(1), 601.15(1),(5),(6),(10)(a) FS. Law Implemented 601.15(1),(5),(6), 601.152, 601.154, 601.155 FS. History—Formerly 105-1.15(5), Revised 1-1-75, Amended 11-21-77, 8-1-80, 2-1-81, 8-1-83, Formerly 20-9.05, Amended 11-27-01, 10-21-08,_____.

20-9.006 Late Filing of Returns and Inadequacy of Bond.

All ~~assessments~~ ~~excise taxes~~ levied and imposed on citrus fruit or product shall be paid or the amount thereof guaranteed at the time the fruit is first handled in the primary channel of trade, allowing a deferral for fruit handled prior to November until the November 10 deadline. Payments not made the week following entry into the primary channel of trade become delinquent for payments due after November 10. Payment shall be made in accordance with Rules 20-9.001, 20-9.002, 20-9.003 and 20-9.004, F.A.C.

(1)(a) When any citrus fruit handler becomes delinquent in filing returns or paying citrus ~~assessments~~ ~~excise taxes~~, the Department of Citrus shall demand payment of such ~~assessments~~ ~~taxes~~ and give written notice of the delinquency to the handler, including notice of the rights of affected parties under Chapter 120, F.S. Such notice shall be mailed to the address supplied by the handler to the Department of Citrus in the application for citrus fruit dealer license.

(b) If the ~~assessments~~ ~~taxes~~ are not paid within 28 days of delinquency by the citrus fruit handler and there is no request for hearing under Chapter 120, F.S, the Department of Citrus shall notify the Department of Agriculture to immediately suspend inspection service to the reported handler. This suspension will remain in force until returns have been filed and ~~assessments~~ ~~excise taxes~~ plus any penalties are paid to the Department of Citrus. The Department of Citrus shall notify the Department of Agriculture when such payment has been made and inspection services may resume. If payment is not made after suspension of inspection services, the Department of Citrus shall impose a 5% late penalty pursuant to Section 601.15(9)(a), F.S., demand immediate payment from the surety of such ~~assessments~~ ~~taxes~~ and penalty, and provide the handler with a copy of such demand. Where the handler has deposited with the Department of Citrus a cash bond, ~~or~~ certificate of deposit, or letter of credit the Department shall immediately proceed against such bond, ~~or~~ certificate of deposit, or letter of credit for the amount of indebtedness.

(2)(a) When the Department of Citrus determines that the handler's surety bond, cash bond, ~~or~~ certificate of deposit, or letter of credit is inadequate to guarantee ~~assessment tax~~ payment for any 28-day period, the Department of Citrus shall

provide written notice to the handler that the amount of guarantee is inadequate, and shall request the handler to furnish an ~~increase~~ ~~increased bond~~ in accordance with the provisions of subsection 20-9.005(2), F.A.C., and give notice of the handler's rights under Chapter 120, F.S.

(b) If the ~~requested increase~~ ~~increased bond~~ is not furnished within 14 days of mailing such written notice to the handler or no request for a hearing under Chapter 120, F.S., is received, the Department of Citrus shall notify the Department of Agriculture to immediately suspend inspection service to the reported handler. This suspension shall remain in force until an adequate guarantee is furnished and the Department of Citrus notifies the Department of Agriculture to that effect.

Rulemaking Specific Authority 601.10(1),(7), 601.15(1), (5), (6), (10)(a) FS. Law Implemented 601.15(5), (6), (9), 601.152, 601.154, 601.155(6), (7), (9), 601.27 FS. History—Formerly 105-1.15(6), Revised 1-1-75, Formerly 20-9.06, Amended 12-13-92, 10-17-93, 11-27-01, 10-21-08,_____.

20-9.007 Mixing of Oranges.

Because of the difference in ~~assessment~~ ~~excise tax~~ rates for round oranges (*Citrus sinensis*, Osbeck) and other types of oranges, such as Temples and tangelos, round oranges shall not be delivered to processing plants mixed with other varieties.

Rulemaking Specific Authority 601.10(1), (7), 601.15(1), (5), (6), (10)(a) FS. Law Implemented 601.15 FS. History—Formerly 105-1.15(7), Revised 1-1-75, Formerly 20-9.07, Amended 7-21-92,_____.

20-9.008 Utilization of Certificate of Deposit in Lieu of Bond.

(1) A handler wishing to post a certificate of deposit in lieu of a cash or surety bond to guarantee the payment of citrus ~~assessments~~ ~~excise taxes~~ to the Department of Citrus, shall purchase such certificate in an amount to be determined according to the criteria as set forth in subsection 20-9.005(2), F.A.C. The certificate of deposit shall have the same face principal value as if a surety bond had been posted.

(2) Any certificate of deposit offered under this provision shall be issued either by a national or Florida chartered bank or savings and loan association and the face amount of such certificate shall be fully insured by the appropriate federal insurance corporation.

(3) The certificate of deposit shall be issued in the name of the licensed handler and the State of Florida, Department of Citrus. The handler shall present a certificate of deposit and an executed assignment of such handler's interest in the certificate in favor of the State of Florida, Department of Citrus on a form to be provided by the Department of Citrus. Such assignment shall be irrevocable for the period from the beginning of the citrus season for which the certificate is submitted or from the date of submission of the certificate of deposit if occurring after commencement of the season, through September 1 of the following citrus season. The certificate of deposit may be

reassigned by the Department of Citrus to such handler providing that all citrus ~~assessments~~ ~~excise taxes~~ due and payable to the Department of Citrus by such handler during the term covered by the certificate shall have been paid to the Department in full. The conditions of the assignment from the handler to the Department of Citrus shall be that if the handler shall well and truly comply with the provisions of Florida law and Department of Citrus rules regarding the payment of citrus ~~assessments~~, ~~excise taxes~~, then the certificate of deposit subject to such assignment shall be reassigned by the Department of Citrus to the handler, otherwise said assignment to remain in full force and effect.

(4) All interest accruing on such certificate of deposit shall be paid directly to the handler and the handler shall register his federal employer tax number or other federal tax identification number with the financial institution issuing such certificate.

(5) A handler may reassign existing certificates of deposit to the Department of Citrus for subsequent years, provided all ~~assessment~~ ~~tax~~ liabilities for the current season have been satisfied. A separate certificate of deposit for the required amount of the bond otherwise called for must be assigned to the Department of Citrus for each citrus shipping season for which the handler desires to utilize this alternate procedure.

Rulemaking Specific Authority 601.10(1), 601.15(1) FS. Law Implemented 601.15(6)(b) FS. History—New 2-1-81, Formerly 20-9.08, Amended 11-27-01, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-10.001	Charitable and Unemployment Relief Shipments
20-10.002	Interstate Shipments for Commercial Processing
20-10.003	Gift Fruit Shipments

PURPOSE AND EFFECT: The 2012 Legislature undertook a major rewrite of Chapter 601, F.S., resulting in rule amendments including changing the word “tax” to “assessment(s)”.

SUMMARY: Changing the word “tax” to “assessment(s)”.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendment is housekeeping in nature, bringing the rules into compliance with changes made to Chapter 601, F.S. by the 2012 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: 601.10(1), 601.50 FS.

LAW IMPLEMENTED: 601.50, 601.501 FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

20-10.001 Charitable and Unemployment Relief Shipments.

(1) No change.

(2) All persons who desire to make such sales or shipments shall first secure a special permit for each such shipment by application on forms to be furnished by the Department of Citrus. Each applicant for such permit shall guarantee payment of ~~assessments~~ ~~excise taxes~~ as provided in ~~Department of Citrus Chapter Rule 20-9, F.A.C.~~ or pay these ~~assessments~~ ~~taxes~~ at the time such permit is issued; however, shipments for charitable purposes are exempt from all advertising ~~assessments~~ ~~excise taxes~~ by Section 601.501, ~~F.S. Florida Statutes~~. In addition, the permit applicant must assume the responsibility of having the receiver of each shipment under such a permit mail to the Department of Citrus within ten days of receipt of shipment, an affidavit attesting that the fruit was received and used exclusively for the purposes stated in the permit application.

Rulemaking Specific Authority 601.10(1), 601.50 FS. Law Implemented 601.50, 601.501 FS. History—Formerly 105-1.11(1), Revised 1-1-75, Formerly 20-10.01, Amended _____.

20-10.002 Interstate Shipments for Commercial Processing.

(1) through (3) No change.

(4) ~~Assessments~~ ~~Excise taxes~~ and inspection fees due on such fruit shall be paid in accordance with applicable rules of the Department of Citrus.

(5) No change.

Rulemaking Specific Authority 601.10(1), 601.50 FS. Law Implemented 601.50 FS. History—Formerly 105-1.11(2), Revised 1-1-75, Formerly 20-10.02, Amended.

20-10.003 Gift Fruit Shipments.

(1) through (2) No change.

(3) Advertising ~~assessments~~ ~~taxes~~ due on such fruit or products shall be paid in accordance with Rule 20-9.004, F.A.C.

(4) through (5) No change.

Rulemaking Specific Authority 601.10(1), 601.50 FS. Law Implemented 601.50 FS. History—Formerly 105-1.11(3), Revised 1-1-75, Formerly 20-10.03, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NO.: 20-13.003
RULE TITLE: Fruit Classification and Standards Committee – Membership

PURPOSE AND EFFECT: Amendment to reflect the change in membership of the Florida Citrus Commission during the 2011 Legislative session, bringing the FCC membership from seven grower members and five grower/handler members to six grower members and three grower/handler members for the FCC member requirement of the Fruit Classification and Standards Committee.

SUMMARY: Membership of the Fruit Classification and Standards Committee.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendment is housekeeping in nature, bringing the rules into compliance with changes made to Chapter 601, F.S. by the 2011 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: 601.05, 601.10(1), (7), 601.11 FS.

LAW IMPLEMENTED: 601.9910(3) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-13.003 Fruit Classification and Standards Committee – Membership.

There is hereby created and established an advisory committee of the Florida Citrus Commission designated as the “Fruit Classification and Standards Committee,” consisting of nine members appointed annually by the Commission as follows:

(1) through (2) No change.

(3) One member of the Florida Citrus Commission, who shall be one of the ~~six~~ ~~seven~~ designated grower-only members and not one of the ~~three~~ ~~five~~ designated grower-handler members.

(4) through (6) No change.

Rulemaking Specific Authority 601.05, 601.10(1), (7), 601.11, 601.9910(3) FS. Law Implemented 601.9910(3) FS. History—Formerly 105-1.34(2), Revised 1-1-75, Formerly 20-13.03, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 13, 2012

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

DEPARTMENT OF CITRUS

RULE NO.: 20-36.007
 RULE TITLE: Payment of Fees at Time of Inspection

PURPOSE AND EFFECT: The 2012 Legislature undertook a major rewrite of Chapter 601, F.S., resulting in rule amendments including changing the word “tax” to “assessment(s)”.

SUMMARY: Changing the word “tax” to “assessment(s)”.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendment is housekeeping in nature, bringing the rules into compliance with changes made to Chapter 601, F.S. by the 2012 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: 601.10(1), 601.15(1)(a) FS.

LAW IMPLEMENTED: 601.9911 FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-36.007 Payment of Fees at Time of Inspection.

All fees; and assessments ~~and excise taxes~~ provided for by state law, calculated at the same rate as applicable to all other fresh fruit growers or shippers, shall be paid to the inspector at the time of inspection and before issuance of the inspection certificate.

Rulemaking Specific Authority 601.10(1), 601.15(1)(a) FS. Law Implemented 601.9911 FS. History—Formerly 105-1.17(8), Revised 1-1-75, Formerly 20-36.07, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NO.: 20-44.001
 RULE TITLE: Intrastate Shipments

PURPOSE AND EFFECT: The 2012 Legislature undertook a major rewrite of Chapter 601, F.S., resulting in rule amendments including changing the word “tax” to “assessment(s)”.

SUMMARY: Changing the word “tax” to “assessment(s)”.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendment is housekeeping in nature, bringing the rules into compliance with changes made to Chapter 601, F.S. by the 2012 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: 601.10(1), (7), 601.11, 601.50 FS.

LAW IMPLEMENTED: 601.03(8), 601.10(7), 601.11, 601.50(1) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-44.001 Intrastate Shipments.

(1) Grade and Size: The following are minimum grade and size requirements for intrastate shipment or sale of all varieties of citrus fruit:

(a) through (b) No change.

(c) Exception: Fruit sold at retail or offered for retail sale by the owner of the grove on which the fruit was produced shall be subject to U.S. No. 2 internal grade requirements and no other grade or size requirements provided:

1. through 2. No change.

3. A grove owner selling or offering citrus fruit for sale under this provision shall, prior to sale each season, file with the Department of Agriculture proof of ownership of the grove or groves on which said citrus fruit was or will be produced. Such proof shall include a legal description of all grove properties on which such citrus fruit was or will be produced and shall designate the place where said citrus fruit will be sold or offered for sale. On request of the Department of Agriculture or its designated agent, the grove owner shall identify the grove origin of all such fruit being sold or offered for sale by him at any given time. In addition, the grower shall pay all applicable assessments ~~excise taxes~~ and inspection fees.

(2) through (3) No change.

Rulemaking Specific Authority 601.10(1),(7), 601.11, 601.50 FS. Law Implemented 601.03(8), 601.10(7), 601.11, 601.50(1) FS. History--Formerly 105-1.35(1), Revised 1-1-75, Amended 8-28-84, Formerly 20-44.01, Amended 1-22-92, 11-14-94, 11-30-94, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-50.001	Purpose
20-50.002	Seedless Grapefruit for Fresh Use Maturity Standards
20-50.003	When Seedless Grapefruit Shall be Deemed Mature
20-50.004	Seeded Grapefruit for Fresh Use Maturity Standards
20-50.005	When Seeded Grapefruit Shall be Deemed Mature

PURPOSE AND EFFECT: New rules placing grapefruit maturity standards into Chapter 20, F.A.C., as a result of the industry's maturity standards being removed from Chapter

601, F.S. by the 2012 Legislature and allowing the industry more flexibility to deal with weather and disease emergencies as they affect citrus.

SUMMARY: New rules for grapefruit maturity standards.

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: These rules, while new, are a result of the 2012 Legislature removing the maturity standards from statute thereby allowing their placement into Chapter 20 rules; as the statute wording has been brought directly into the rules, there will be no impact to the industry.

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: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.9910(1) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

GRAPEFRUIT MATURITY STANDARDS – FRESH

20-50.001 Purpose.

The purpose of this rule is to set forth the specific standards as to when grapefruit intended for fresh use are considered mature and specifies the maturity standards as to seedy and seedless grapefruit varieties.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History--New 1-1-13.

20-50.002 Seedless Grapefruit for Fresh Use Maturity Standards.

(1) Color Break:

- (a) Each fruit;
- (b) After having been severed from the tree;
- (c) Shows a break in color;
- (d) With yellow color predominating on;
- (e) Not less than 25 percent of the fruit's surface in the aggregate.

(2) Brix:

(a) The total soluble solids of the juice shall not be less than 7.5 percent;

(b) The ratio of the total soluble solids to anhydrous citric acid meets the requirements of Chapter 20-51, F.A.C.

(c) The juice content of each fruit is not less than the minimum requirements for the respective fruit size as set forth in Chapter 20-52, F.A.C.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History--New 1-1-13.

20-50.003 When Seedless Grapefruit Shall be Deemed Mature.

(1) Except for the period January 1 through 31, seedless grapefruit meeting minimum color break ratio, and juice content requirements of Chapter 20-52, F.A.C. shall be deemed mature when the ratio of soluble solids to anhydrous citric acid is not less than six to one.

(2) Except for the period April 15 through July 31, seedless grapefruit meeting the minimum color break, soluble solids, and juice content requirements of Chapter 20-52, F.A.C. shall be deemed mature when the ratio of soluble solids to anhydrous acid is not less than six to one.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History--New 1-1-13.

20-50.004 Seeded Grapefruit for Fresh Use Maturity Standards.

(1) Color Break:

- (a) Each fruit;
- (b) After having been severed from the tree;
- (c) Shows a break in color;
- (d) With yellow color predominating on;
- (e) Not less than 25 percent of the fruit's surface in the aggregate.

(2) Brix:

(a) The total soluble solids (Brix) of the juice is not less than 8 percent;

(b) The ratio of the total soluble solids to anhydrous citric acid meets the requirements of Chapter 20-51, F.A.C.;

(c) The juice content of each fruit is not less than the minimum requirements for respective fruit sizes set forth in Chapter 20-52, F.A.C.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History--New 1-1-13.

20-50.005 When Seeded Grapefruit Shall be Deemed Mature.

(1) Except for the period January 1 through July 31, seeded grapefruit meeting minimum:

(a) Color break;

(b) Ratio;

(c) And juice content requirements of Chapter 20-52, F.A.C., shall be deemed mature when the total soluble solids (Brix) of the juice is not less than 7.5 percent.

(2) Except for the period April 15 through July 31, seeded grapefruit meeting minimum:

(a) Color break;

(b) Soluble solids;

(c) And juice content requirements of Chapter 20-52, F.A.C., shall be deemed mature when the ratio of soluble solids to anhydrous citric acid is not less than six to one.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History--New 1-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 William Roberts, Acting General Counsel
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 16, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NOS.: RULE TITLES:
 20-51.001 Purpose
 20-51.002 Minimum Ratios of Solids to Acid
 PURPOSE AND EFFECT: New rules placing fresh grapefruit minimum ratios of solids to acid standards into Chapter 20, F.A.C., as a result of the industry's maturity standards being removed from Chapter 601, F.S. by the 2012 Legislature and allowing the industry more flexibility to deal with weather and disease emergencies as they affect citrus.

SUMMARY: New rules for fresh grapefruit minimum ratios of solids to acid standards.

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: These rules, while new, are a result of the 2012 Legislature removing the maturity standards from statute thereby allowing their placement into Chapter 20 rules; as the statute wording has been brought directly into the rules, there will be no impact to the industry.

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: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.9910(1) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

FRESH GRAPEFRUIT – MINIMUM RATIOS OF SOLIDS TO ACID

20-51.001 Purpose.

The purpose of this rule is to set out in an easy to read format the precise ratios of acceptable total soluble solids to anhydrous citric acid as they relate to grapefruit for fresh use.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History–New 1-1-13.

20-51.002 Minimum Ratios of Solids to Acid.

To determine the minimum ratios of the total soluble solids of the juice of grapefruit to the anhydrous citric acid, the following table shall be used:

<u>Total Soluble Solids of the Juice is Not Less than</u>	<u>Total Soluble Solids of the Juice is not More than</u>	<u>The Minimum Ratio of the Total Soluble Solids to Anhydrous Citric Acid Shall Be</u>
<u>6.5 percent</u>	<u>9.1 percent</u>	<u>7 to 1</u>
<u>9.1 percent</u>	<u>9.2 percent</u>	<u>6.95 to 1</u>
<u>9.2 percent</u>	<u>9.3 percent</u>	<u>6.90 to 1</u>
<u>9.3 percent</u>	<u>9.4 percent</u>	<u>6.85 to 1</u>
<u>9.4 percent</u>	<u>9.5 percent</u>	<u>6.80 to 1</u>
<u>9.5 percent</u>	<u>9.6 percent</u>	<u>6.75 to 1</u>
<u>9.6 percent</u>	<u>9.7 percent</u>	<u>6.70 to 1</u>
<u>9.7 percent</u>	<u>9.8 percent</u>	<u>6.65 to 1</u>
<u>9.8 percent</u>	<u>9.9 percent</u>	<u>6.60 to 1</u>
<u>9.9 percent</u>	<u>10 percent</u>	<u>6.55 to 1</u>
<u>10 percent</u>	<u>10.1 percent</u>	<u>6.50 to 1</u>
<u>10.1 percent</u>	<u>10.2 percent</u>	<u>6.475 to 1</u>
<u>10.2 percent</u>	<u>10.3 percent</u>	<u>6.45 to 1</u>
<u>10.3 percent</u>	<u>10.4 percent</u>	<u>6.425 to 1</u>
<u>10.4 percent</u>	<u>10.5 percent</u>	<u>6.4 to 1</u>
<u>10.5 percent</u>	<u>10.6 percent</u>	<u>6.375 to 1</u>
<u>10.6 percent</u>	<u>10.7 percent</u>	<u>6.35 to 1</u>
<u>10.7 percent</u>	<u>10.8 percent</u>	<u>6.325 to 1</u>
<u>10.8 percent</u>	<u>10.9 percent</u>	<u>6.30 to 1</u>
<u>10.9 percent</u>	<u>11 percent</u>	<u>6.275 to 1</u>
<u>11 percent</u>	<u>11.1 percent</u>	<u>6.25 to 1</u>

<u>11.1 percent</u>	<u>11.2 percent</u>	<u>6.225 to 1</u>
<u>11.2 percent</u>	<u>11.3 percent</u>	<u>6.20 to 1</u>
<u>11.3 percent</u>	<u>11.4 percent</u>	<u>6.175 to 1</u>
<u>11.4 percent</u>	<u>11.5 percent</u>	<u>6.15 to 1</u>
<u>11.5 percent</u>	<u>11.6 percent</u>	<u>6.125 to 1</u>
<u>11.6 percent</u>	<u>11.7 percent</u>	<u>6.10 to 1</u>
<u>11.7 percent</u>	<u>11.8 percent</u>	<u>6.075 to 1</u>
<u>11.8 percent</u>	<u>11.9 percent</u>	<u>6.05 to 1</u>
<u>11.9 percent</u>	<u>12 percent</u>	<u>6.025 to 1</u>
<u>12 percent</u>	<u>12 percent</u>	<u>6 to 1</u>

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History–New 1-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE:
William Roberts, Acting General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 16, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-52.001	Purpose
20-52.002	Minimum Juice Content
20-52.003	Determination of Unusual or Abnormal Conditions
20-52.004	Establishment of Different Sizes

PURPOSE AND EFFECT: New rules placing fresh grapefruit minimum juice content standards into Chapter 20, F.A.C., as a result of the industry’s maturity standards being removed from Chapter 601, F.S. by the 2012 Legislature and allowing the industry more flexibility to deal with weather and disease emergencies as they affect citrus.

SUMMARY: New rules placing fresh grapefruit minimum juice content standards into Chapter 20, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

herein: These rules, while new, are a result of the 2012 Legislature removing the maturity standards from statute thereby allowing their placement into Chapter 20 rules; as the statute wording has been brought directly into the rules, there will be no impact to the industry.

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: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.9910(1) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

FRESH GRAPEFRUIT – MINIMUM JUICE CONTENT

20-52.001 Purpose.

The purpose of this rule is to set out in an easy to read chart the minimum juice content as they relate to grapefruit for fresh use in accordance with the time of year and size of the fruit.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History–New 1-1-13.

20-52.002 Minimum Juice Content.

(1) During the period of time beginning with August 1 of each year and ending with November 15 of the same year, both dates inclusive, the minimum juice content of the juice of the respective sizes of grapefruit is as follows:

Grapefruit Size ^a [1]	Grapefruit Shall Not Contain Less than the Corresponding Amount of Juice
14	400 Cubic Centimeters
18	350 Cubic Centimeters
23	305 Cubic Centimeters
27	275 Cubic Centimeters
32	245 Cubic Centimeters
36	230 Cubic Centimeters
40	210 Cubic Centimeters
48	185 Cubic Centimeters
56	170 Cubic Centimeters
64	165 Cubic Centimeters

(2) During that period of time beginning with November 16 of each year and ending with March 1 of the following year, both dates inclusive, the minimum juice content of respective size of grapefruit shall be as follows:

Grapefruit Size ^a [2]	Grapefruit Shall Not Contain Less than the Corresponding Amount of Juice
14	380 Cubic Centimeters
18	335 Cubic Centimeters
23	290 Cubic Centimeters
27	265 Cubic Centimeters
32	230 Cubic Centimeters
36	220 Cubic Centimeters
40	200 Cubic Centimeters
48	180 Cubic Centimeters
56	165 Cubic Centimeters
64	160 Cubic Centimeters

(3) During that period of time beginning with March 2 of each year and ending with July 31 of the same year, both dates inclusive, the minimum juice content of the juice of respective sizes of grapefruit shall be as follows:

Grapefruit Size ^a [3]	Grapefruit Shall Not Contain Less than the Corresponding Amount of Juice
14	360 Cubic Centimeters
18	320 Cubic Centimeters
23	275 Cubic Centimeters
27	250 Cubic Centimeters
32	220 Cubic Centimeters
36	210 Cubic Centimeters
40	190 Cubic Centimeters
48	170 Cubic Centimeters
56	155 Cubic Centimeters
64	150 Cubic Centimeters

^a[1] Each size being designated by the commercial number assigned to it based on the number of grapefruit of said size packed commercially in a standard 4/5 Florida packed box of grapefruit.

^a[2] Each size being designated by the commercial number assigned to it based on the number of grapefruit of said size packed commercially in a standard 4/5 Florida packed box of grapefruit.

^a[3] Each size being designated by the commercial number assigned to it based on the number of grapefruit of said size packed commercially in a standard 4/5 Florida packed box of grapefruit.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History—New 1-1-13.

20-52.003 Determination of Unusual or Abnormal Conditions.

If the Department of Citrus determines that unusual or abnormal conditions exist and a change in the juice requirements will be in the best interest of the citrus industry, it may, by resolution, decrease the required juice content of grapefruit, by varieties, during the period beginning November 16 and ending March 1 of the following year, both dates inclusive as provided in subsection 20-52.002(2), F.A.C., but in no event shall the required juice content during this period be less than the juice content required during this period be less than the juice content required during the period beginning March 2 of each year and ending July 31 of the same year, as provided in subsection 20-52.002(3), F.A.C.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History—New 1-1-13.

20-52.004 Establishment of Different Sizes.

(1) The Department may establish by regulation different sizes, including changes in diameter ranges for existing sizes, for grapefruit based on the number of grapefruit as packed commercially.

(2) At that time it shall also fix for each period the minimum juice content for the respective sizes so established, but in no event shall the juice content, during any period, be proportionately less than as set out in subsections 20-52.002(1), (2) and (3), F.A.C.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History—New 1-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE:
William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-53.001	Purpose
20-53.002	Oranges for Fresh Use Maturity Standards
20-53.003	Maturation of Oranges Earlier Than Normal

PURPOSE AND EFFECT: New rules placing fresh orange maturity standards into Chapter 20, F.A.C., as a result of the industry's maturity standards being removed from Chapter 601, F.S. by the 2012 Legislature and allowing the industry more flexibility to deal with weather and disease emergencies as they affect citrus.

SUMMARY: New rules placing fresh orange maturity standards into Chapter 20, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: These rules, while new, are a result of the 2012 Legislature removing the maturity standards from statute thereby allowing their placement into Chapter 20 rules; as the statute wording has been brought directly into the rules, there will be no impact to the industry.

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: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.9910(1) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

ORANGES MATURITY STANDARDS – FRESH

20-53.001 Purpose.

The purpose of this rule is to set forth the specific standards as to when oranges intended for fresh use are considered mature and specifies the variances relating to maturity standards in accordance with specific times of the year.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History–New 1-1-13.

20-53.002 Oranges for Fresh Use Maturity Standards.

(1) During the period of time beginning with August 1 of each year and ending with October 31 of the same year, both dates inclusive, oranges shall be deemed to be mature only when each orange:

(a) After having been clipped, picked or severed from the tree;

(b) Shows a break in color;

(c) With yellow color predominating on not less than 50 percent of the fruit's surface in the aggregate (the Parson Brown variety need show only such break in color on not less than 25 percent of the fruit's surface in the aggregate);

(d) The total soluble solids of the sample is not less than 9 percent;

(e) The ratio of total soluble solids of the juice of the sample to the anhydrous citric acid set forth in Chapter 20-54, F.A.C.;

(f) The juice of the sample contains not less than 0.4 percent of anhydrous citric acid;

(g) The juice content of the orange sample is in an amount not less than at the rate of 4 1/2 gallons of juice per standard-packed box.

(2) During that period of time beginning with November 1 of each year and ending November 15 of the same year, both dates inclusive, oranges shall be deemed to be mature only when each orange:

(a) After having been clipped, picked, or otherwise severed from the tree;

(b) Shows a break in color;

(c) With yellow color predominating on not less than 50 of the fruit's surface in the aggregate (the Parson Brown variety need show only such a break in color on not less than 25 percent of the fruit's surface in the aggregate);

(d) The total soluble solids of the juice of the sample is not less than 8.7 percent;

(e) The ratio of total soluble solids of the juice of the sample to the anhydrous citric acid is as set forth in Chapter 20-54, F.A.C.;

(f) The juice of the sample contains not less than 0.4 percent of anhydrous citric acid;

(g) The juice content of said orange sample is in an amount not less than at the rate of 4 1/2 gallons of juice per standard-packed box.

(3) During that period of time beginning with November 16 of each year and ending with July 31 of the following year, both dates inclusive, oranges shall be deemed to be mature only when each orange:

(a) After having been clipped, picked, or otherwise severed from the tree;

(b) Shows a break in color;

(c) With yellow color predominating on not less than 25 percent of the fruits surface in the aggregate;

(d) The total soluble solids of the juice of the sample is not less than 8.5 percent;

(e) The ratio of the total soluble solids of the juice of the sample to the anhydrous citric acid is as set forth in Chapter 20-54, F.A.C.;

(f) The juice of the sample contains not less than 0.4 percent of anhydrous citric acid;

(g) And the juice content of said orange sample is in an amount not less than at the rate of 4 1/2 gallons of juice per standard-packed box.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History--New 1-1-13.

20-53.003 Maturation of Oranges Earlier Than Normal.

(1) If in any particular shipping season it shall appear to the Department of Citrus, after a public hearing held not earlier than October 5 and called and held to determine such question, that oranges are then maturing earlier than normally as provide in Chapter 20-52, F.A.C., the Department of Citrus may by order, rule, or regulation to be issued or promulgated and to become effective not later than October 10, declare and provide that during that period of time beginning with August 1 and ending with October 16, both dates inclusive, oranges meeting all other maturity standards shall be deemed to be mature when the total soluble solids of the juice of the sample is not less than 9 percent.;

(2) And during that period of time beginning with October 17 and ending with October 31, both dates inclusive, oranges meeting all other maturity standards shall be deemed to be mature when the total soluble solids of the juice of the sample is not less than 8.7 percent;

(3) And during that period of time beginning with November 1 and ending July 31 of the following year, both dates inclusive, oranges meeting all other maturity standards shall be deemed to be mature when the total soluble solids of the juice of the sample is not less than 8.5 percent.

(4) From December 1 of each year to July 31 of the following year, both dates inclusive, oranges shall be deemed to be mature for canning and concentrating purposes when the total soluble solids of the juice is not less than 8 percent and

when the minimum ratio of the total soluble solids of the juice to the anhydrous citric acid is as set forth in Chapter 20-54, F.A.C., with no minimum requirement as to juice content, acid, or color break.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History--New 1-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE:
William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-54.001	Purpose
20-54.002	Minimum Ratios of Solids to Acid

PURPOSE AND EFFECT: New rules placing fresh oranges minimum ratios of solids to acid standards into Chapter 20, F.A.C., as a result of the industry's maturity standards being removed from Chapter 601, F.S. by the 2012 Legislature and allowing the industry more flexibility to deal with weather and disease emergencies as they affect citrus.

SUMMARY: New rules placing fresh oranges minimum ratios of solids to acid standards into Chapter 20, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: These rules, while new, are a result of the 2012 Legislature removing the maturity standards from statute thereby allowing their placement into Chapter 20 rules; as the statute wording has been brought directly into the rules, there will be no impact to the industry.

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: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.9910(1) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

FRESH ORANGES – MINIMUM RATIOS OF SOLIDS TO ACID

20-54.001 Purpose.

The purpose of this rule is to set out in an easy to read format the precise ratios of acceptable total soluble solids to anhydrous citric acid as they relate to oranges for fresh use.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History—New 1-1-13.

20-54.002 Minimum Ratios of Solids to Acid.

(1) To determine the minimum ratios of the total soluble solids of the juice of oranges to the anhydrous citric acid, the following table shall be used:

<u>Total Soluble Solids of the Juice is Not Less than</u>	<u>Total Soluble Solids of the Juice is not More than</u>	<u>The Minimum Ratio of the Total Soluble Solids to Anhydrous Citric Acid Shall Be</u>
<u>8 percent</u>	<u>8.1 percent</u>	<u>10.5 to 1</u>
<u>8.1 percent</u>	<u>8.2 percent</u>	<u>10.45 to 1</u>
<u>8.2 percent</u>	<u>8.3 percent</u>	<u>10.40 to 1</u>
<u>8.3 percent</u>	<u>8.4 percent</u>	<u>10.35 to 1</u>
<u>8.4 percent</u>	<u>8.5 percent</u>	<u>10.30 to 1</u>
<u>8.5 percent</u>	<u>8.6 percent</u>	<u>10.25 to 1</u>
<u>8.6 percent</u>	<u>8.7 percent</u>	<u>10.20 to 1</u>
<u>8.7 percent</u>	<u>8.8 percent</u>	<u>10.15 to 1</u>
<u>8.8 percent</u>	<u>8.9 percent</u>	<u>10.10 to 1</u>
<u>8.9 percent</u>	<u>9 percent</u>	<u>10.05 to 1</u>
<u>9 percent</u>	<u>9.1 percent</u>	<u>10 to 1</u>
<u>9.1 percent</u>	<u>9.2 percent</u>	<u>9.95 to 1</u>
<u>9.2 percent</u>	<u>9.3 percent</u>	<u>9.90 to 1</u>
<u>9.3 percent</u>	<u>9.4 percent</u>	<u>9.85 to 1</u>
<u>9.4 percent</u>	<u>9.5 percent</u>	<u>9.80 to 1</u>
<u>9.5 percent</u>	<u>9.6 percent</u>	<u>9.75 to 1</u>
<u>9.6 percent</u>	<u>9.7 percent</u>	<u>9.70 to 1</u>
<u>9.7 percent</u>	<u>9.8 percent</u>	<u>9.65 to 1</u>
<u>9.8 percent</u>	<u>9.9 percent</u>	<u>9.60 to 1</u>
<u>9.9 percent</u>	<u>10 percent</u>	<u>9.55 to 1</u>
<u>10 percent</u>	<u>10.1 percent</u>	<u>9.50 to 1</u>
<u>10.1 percent</u>	<u>10.2 percent</u>	<u>9.45 to 1</u>
<u>10.2 percent</u>	<u>10.3 percent</u>	<u>9.40 to 1</u>
<u>10.3 percent</u>	<u>10.4 percent</u>	<u>9.35 to 1</u>
<u>10.4 percent</u>	<u>10.5 percent</u>	<u>9.30 to 1</u>
<u>10.5 percent</u>	<u>10.6 percent</u>	<u>9.25 to 1</u>
<u>10.6 percent</u>	<u>10.7 percent</u>	<u>9.20 to 1</u>
<u>10.7 percent</u>	<u>10.8 percent</u>	<u>9.15 to 1</u>
<u>10.8 percent</u>	<u>10.9 percent</u>	<u>9.10 to 1</u>
<u>10.9 percent</u>	<u>11 percent</u>	<u>9.05 to 1</u>
<u>11 percent</u>	<u>< 11 percent ^a[1]</u>	<u>9 to 1</u>

^a[1] When the total soluble solids of the juice is 11 percent or more, the minimum ratio of the total soluble solids to anhydrous citric acid shall be 9 to 1.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History--New 1-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE:
William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-55.001	Purpose
20-55.002	Tangerine Maturity Standards

PURPOSE AND EFFECT: New rules placing fresh tangerine maturity standards into Chapter 20, F.A.C., as a result of the industry’s maturity standards being removed from Chapter 601, F.S. by the 2012 Legislature and allowing the industry more flexibility to deal with weather and disease emergencies as they affect citrus.

SUMMARY: New rules placing fresh tangerine maturity standards into Chapter 20, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: These rules, while new, are a result of the 2012 Legislature removing the maturity standards from statute thereby allowing their placement into Chapter 20 rules; as the statute wording has been brought directly into the rules, there will be no impact to the industry.

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: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.9910(1) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

TANGERINE MATURITY STANDARDS – FRESH

20-55.001 Purpose.

The purpose of this rule is to set forth the specific standards as to when tangerines intended for fresh use are considered mature and specifies the variances relating to maturity standards in accordance with specific times of the year.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History--New 1-1-13.

20-55.002 Tangerine Maturity Standards.

(1) Tangerines shall be deemed to be mature only when each tangerine:

(a) After having been clipped, picked, or otherwise severed from the tree;

(b) Shows a break in color;

(c) With yellow color predominating on not less than 50 percent of the fruits surface in the aggregate;

(d) The total soluble solids of the juice are not less than 9 percent;

(e) And the ratio of total soluble solids of the juice to the anhydrous citric acid is as set forth in Chapter 20-56, F.A.C.

(2) From November 15th of each year until July 31st of the following year, both dates inclusive, tangerines shall be deemed to be mature only when each tangerine:

(a) After having been clipped, picked, or otherwise severed from the tree;

(b) Shows a break in color;

(c) With yellow color predominating on not less than 50 percent of the fruit’s surface in the aggregate;

(d) The total soluble solids of the juice thereof are not less than 8.75 percent;

(e) And the ratio of total soluble solids of the juice thereof to the anhydrous citric acid is as set forth in Chapter 20-56, F.A.C.

(3) From November 15th of each year to July 31st of the following year, both dates inclusive, tangerines shall be deemed to be mature for canning and concentrating purposes when the total soluble solids of the juice is not less than 8.75 percent and when the minimum ratio of the juice to the

anhydrous citric acid is as set forth in Chapter 20-56, F.A.C., with no minimum requirements as to juice content, acid, or color break.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History—New 1-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE:
William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NOS.: RULE TITLES:

20-56.001 Purpose

20-56.002 Minimum Ratios of Solids to Acid

PURPOSE AND EFFECT: New rules placing fresh tangerine minimum ratios of solids to acid standards into Chapter 20, F.A.C., as a result of the industry’s maturity standards being removed from Chapter 601, F.S. by the 2012 Legislature and allowing the industry more flexibility to deal with weather and disease emergencies as they affect citrus.

SUMMARY: New rules placing fresh tangerine minimum ratios of solids to acid standards into Chapter 20

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: These rules, while new, are a result of the 2012 Legislature removing the maturity standards from statute thereby allowing their placement into Chapter 20 rules; as the statute wording has been brought directly into the rules, there will be no impact to the industry.

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: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.9910(1) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

FRESH TANGERINE – MINIMUM RATIOS OF SOLIDS TO ACID

20-56.001 Purpose.

The purpose of this rule is to set out in an easy to read format the precise ratios of acceptable total soluble solids to anhydrous citric acid as they relate to tangerines for fresh use.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History—New 1-1-13.

20-56.002 Minimum Ratios of Solids to Acid.

(1) To determine the minimum ratios of the total soluble solids of the juice of tangerines to the anhydrous citric acid, the following table shall be used:

<u>Total Soluble Solids of the Juice is Not Less than</u>	<u>Total Soluble Solids of the Juice is not More than</u>	<u>The Minimum Ratio of the Total Soluble Solids to Anhydrous Citric Acid Shall Be</u>
<u>9 percent</u>	<u>9.1 percent</u>	<u>9 to 1</u>
<u>9.1 percent</u>	<u>9.2 percent</u>	<u>8.9 to 1</u>
<u>9.2 percent</u>	<u>9.3 percent</u>	<u>8.8 to 1</u>
<u>9.3 percent</u>	<u>9.4 percent</u>	<u>8.7 to 1</u>
<u>9.4 percent</u>	<u>9.5 percent</u>	<u>8.6 to 1</u>
<u>9.5 percent</u>	<u>9.6 percent</u>	<u>8.5 to 1</u>
<u>9.6 percent</u>	<u>9.7 percent</u>	<u>8.4 to 1</u>
<u>9.7 percent</u>	<u>9.8 percent</u>	<u>8.3 to 1</u>

<u>9.8 percent</u>	<u>9.9 percent</u>	<u>8.2 to 1</u>
<u>9.9 percent</u>	<u>10 percent</u>	<u>8.1 to 1</u>
<u>10 percent</u>	<u>10.1 percent</u>	<u>8 to 1</u>
<u>10.1 percent</u>	<u>10.2 percent</u>	<u>7.9 to 1</u>
<u>10.2 percent</u>	<u>10.3 percent</u>	<u>7.8 to 1</u>
<u>10.3 percent</u>	<u>10.4 percent</u>	<u>7.7 to 1</u>
<u>10.4 percent</u>	<u>10.5 percent</u>	<u>7.6 to 1</u>
<u>10.5 percent</u>	<u>10.6 percent</u>	<u>7.5 to 1</u>

(2) From November 15th of each year to July 31st of the following year, both dates inclusive, to determine the minimum ratio of the total soluble solids of the juice of tangerines to the anhydrous citric acid, the following table shall be used:

<u>Total Soluble Solids of the Juice is Not Less than</u>	<u>Total Soluble Solids of the Juice is not More than</u>	<u>The Minimum Ratio of the Total Soluble Solids to Anhydrous Citric Acid Shall Be</u>
<u>8.75 percent</u>	<u>8.80 percent</u>	<u>8.75 to 1</u>
<u>8.80 percent</u>	<u>8.75 percent</u>	<u>8.75 to 1</u>
<u>8.90 percent</u>	<u>9 percent</u>	<u>8.75 to 1</u>
<u>9 percent</u>	<u>9.10 percent</u>	<u>8.75 to 1</u>
<u>9.10 percent</u>	<u>9.20 percent</u>	<u>8.65 to 1</u>
<u>9.20 percent</u>	<u>9.30 percent</u>	<u>8.55 to 1</u>
<u>9.30 percent</u>	<u>9.40 percent</u>	<u>8.45 to 1</u>
<u>9.40 percent</u>	<u>9.50 percent</u>	<u>8.35 to 1</u>
<u>9.50 percent</u>	<u>9.60 percent</u>	<u>8.25 to 1</u>
<u>9.60 percent</u>	<u>9.70 percent</u>	<u>8.15 to 1</u>
<u>9.80 percent</u>	<u>9.90 percent</u>	<u>7.95 to 1</u>
<u>10 percent</u>	<u>10.1 percent</u>	<u>7.75 to 1</u>
<u>10.1 percent</u>	<u>10.2 percent</u>	<u>7.65 to 1</u>
<u>10.2 percent</u>	<u>10.3 percent</u>	<u>7.55 to 1</u>
<u>10.3 percent</u>	<u>10.4 percent</u>	<u>7.45 to 1</u>
<u>10.4 percent</u>	<u>10.5 percent</u>	<u>7.35 to 1</u>
<u>10.5 percent</u>	<u>10.5 percent</u>	<u>7.25 to 1</u>

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History—New 1-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NO.: 20-69.001

RULE TITLE:

Requirements for Fruit Imported for Processing

PURPOSE AND EFFECT: The 2012 Legislature undertook a major rewrite of Chapter 601, F.S., resulting in rule amendments including changing the word “tax” to “assessment(s)”.

SUMMARY: Changing the word “tax” to “assessment(s)”.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendment is housekeeping in nature, bringing the rules into compliance with changes made to Chapter 601, F.S. by the 2012 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: 601.10(1), (7), 601.11 FS.

LAW IMPLEMENTED: 601.02(3), (4), (5), 601.10(7), 601.11, 601.15(3), 601.155, 601.47, 601.48, 601.49 FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-69.001 Requirements for Fruit Imported for Processing.

All fresh fruit imported into Florida for processing into citrus products shall be subject to all provisions of the Florida Statutes, and rules of the Department of Citrus applicable to the processing of Florida produced citrus fruit. Such fruit shall be inspected for maturity and be subject to payment of all applicable inspection fees and ~~assessments~~ ~~excise taxes~~. Citrus products produced from such fruit shall be subject to all provisions of the Florida Statutes and Department of Citrus rules relating to grading and inspection, applicable to products produced from Florida citrus fruit.

Rulemaking Specific Authority 601.10(1),(7), 601.11 FS. Law Implemented 601.02(3),(4),(5), 601.10(7), 601.11, 601.15(3), 601.155, 601.47, 601.48, 601.49 FS. History—Formerly 105-1.27(1), Revised 1-1-75, Formerly 20-69.01, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-71.005	Manifest Requirements and Statements for In-State Bulk Transports
20-71.006	Manifest Requirements and Statements for Transports of Processed Citrus Products

PURPOSE AND EFFECT: The 2012 Legislature undertook a major rewrite of Chapter 601, F.S., resulting in rule amendments including changing the word “tax” to “assessment(s)”.

SUMMARY: Changing the word “tax” to “assessment(s)”.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendment is housekeeping in nature, bringing the rules into compliance with changes made to Chapter 601, F.S. by the 2012 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: 601.10(1), (7), 601.11, 601.49, 601.51 FS.

LAW IMPLEMENTED: 601.10(7), 601.11, 601.49, 601.52 FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-71.005 Manifest Requirements and Statements for In-State Bulk Transports.

(1) through (3) No change.

(4) Each manifest shall include a statement, by the shipper, that all processed citrus products regulated by Chapter 601, Florida Statutes, included in such shipment will be inspected at a receiving facility that is a registered citrus processor and that payment of all ~~assessments~~ ~~excise taxes~~ and inspection fees has been made or guaranteed as provided in applicable rules of the Department of Citrus.

(5) through (6) No change.

Rulemaking Specific Authority 601.10(1), (7), 601.11, 601.49, 601.51 FS. Law Implemented 601.10(7), 601.11, 601.49, 601.52 FS. History--New 4-26-01, Amended 1-1-03, _____.

20-71.006 Manifest Requirements and Statements for Transports of Processed Citrus Products.

(1) through (3) No change.

(4) Each manifest shall include a statement, by the shipper, that all processed citrus products regulated by Chapter 601, Florida Statutes, included in such shipment, have been inspected and certified, that official certificates of inspection are on file and available upon request, and that payment of all ~~assessments~~ ~~excise taxes~~ and inspection fees has been made or guaranteed as provided in applicable rules of the Department of Citrus.

(5) through (6) No change.

Rulemaking Specific Authority 601.10(1),(7), 601.11, 601.49, 601.51 FS. Law Implemented 601.10(7), 601.11, 601.49, 601.52 FS. History--New 4-26-01, Amended 1-1-03, 3-26-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-82.001	Purpose
20-82.002	When Grapefruit for Processing into Juice and Juice Products Deemed Mature
20-82.003	Grapefruit for Processing into Grapefruit Sections and Salads Deemed Mature

PURPOSE AND EFFECT: New rules placing grapefruit for processing maturity standards into Chapter 20, F.A.C., as a result of the industry's maturity standards being removed from

Chapter 601, F.S. by the 2012 Legislature and allowing the industry more flexibility to deal with weather and disease emergencies as they affect citrus.

SUMMARY: New rules placing grapefruit for processing maturity standards into Chapter 20, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: These rules, while new, are a result of the 2012 Legislature removing the maturity standards from statute thereby allowing their placement into Chapter 20 rules; as the statute wording has been brought directly into the rules, there will be no impact to the industry.

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: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.9910(1) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

GRAPEFRUIT MATURITY STANDARDS – PROCESSED

20-82.001 Purpose.

The purpose of this rule is to set forth the specific standards as to when grapefruit intended for processing are considered mature and specifies the variances relating to maturity standards in accordance with specific times of the year.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History--New 1-1-13.

20-82.002 When Grapefruit for Processing into Juice and Juice Products Deemed Mature.

(1) For the period August 1 through November 30, maturity requirements for:

- (a) Juice content;
- (b) Acid;
- (c) And color break;

Shall be the same as established in Chapter 20-50, F.A.C. for grapefruit for fresh use.

(2) After November 30, there shall be no minimum requirement for:

- (a) Juice content;
- (b) Acid;
- (c) And color break.

(3) For the period August 1 through November 30, the total soluble solids (Brix) of the juice from seedy grapefruit shall be not less than 8 percent, and the minimum ratio of total soluble solids to anhydrous citric acid shall be not less than eight to one.

(4) For the period August 1 through November 30, the total soluble solids (Brix) of the juice from seedless grapefruit shall be not less than 7.5 percent, and the minimum ratio of total soluble solids to anhydrous citric acid shall be not less than eight to one.

(5) For the period December 1 through December 31, the total soluble solids (Brix) of the juice from seedy and seedless grapefruit shall be not less than 7 percent, and the minimum ratio of total soluble solids to anhydrous citric acid shall be not less than eight to one.

(6) For the period January 1 through January 31, the total soluble solids (Brix) of the juice from seedy and seedless grapefruit shall be not less than 6.5 percent, and the minimum ratio of total soluble solids to anhydrous citric acid shall be not less than eight to one.

(7) For the period of February 1 through April 14, the total soluble solids (Brix) of the juice from seedy and seedless grapefruit shall be not less than 6.5 percent, and the minimum ratio of total soluble solids to anhydrous citric acid shall be not less than six and one-half to one.

(8) For the period of April 15 through July 31, the total soluble solids (Brix) of the juice from seedy and seedless grapefruit shall be not less than 6.5 percent, and the minimum ratio of total soluble solids to anhydrous citric acid shall be not less than six to one.

(9) All grapefruit:

- (a) Subject to inspection;
- (b) And legally diverted from the packinghouse for processing into juice and juice products;

Shall be deemed mature as provided in paragraphs 1-8 above, except that, for the period August 1 through January 31, the minimum ratio of total soluble solids to anhydrous citric acid shall be not less than seven and one-half to one. For the period

August 1 through January 31, such fruit failing to meet maturity standards as provided may be used in the production of products as provided in Section 601.9906(2), F.S.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History—New 1-1-13.

20-82.003 Grapefruit for Processing into Grapefruit Sections and Salads Deemed Mature.

(1) For the period August 1 through November 30, maturity requirements shall be the same as established in Chapter 20-50, F.A.C.

(2) After November 30, there shall be no minimum requirements for:

- (a) Juice content;
- (b) Acid;
- (c) Or color break.

(3) For the Period December 1 through December 31, the total soluble solids (Brix) of the juice shall be not less than 7 percent, and the minimum ratio of total soluble solids to anhydrous citric acid shall meet the requirements of Chapter 20-51, F.A.C.

(4) For the period January 1 through April 14, the total soluble solids (Brix) of the juice shall be not less than 6.5 percent, and the minimum ratio of total soluble solids to anhydrous citric acid shall be not less than six and one-half to one.

(5) For the period April 15 through July 31, the total soluble solids (Brix) of the juice shall be not less than 6.5 percent, and the minimum ratio of total soluble solids to anhydrous citric acid shall be not less than six to one.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.9910(1) FS. History—New 1-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE:
William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NO.: 20-91.008
RULE TITLE: Assessment Forms Provided by Department

PURPOSE AND EFFECT: The 2012 Legislature undertook a major rewrite of Chapter 601, F.S., resulting in rule amendments including changing the word “tax” to “assessment(s)”.

SUMMARY: Changing the word "tax" to "assessment(s)".

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendment is housekeeping in nature, bringing the rules into compliance with changes made to Chapter 601, F.S. by the 2012 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: 601.10(1), 601.15(10)(a) FS.

LAW IMPLEMENTED: 601.152(8)(b), (c) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License and Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-91.008 Assessment Forms Provided by Department.

(1) No change.

(2) When any Order adopted pursuant to Section 601.152, F.S. ~~Florida Statutes~~, provides for a brand advertising rebate promotional campaign, the Department of Citrus shall prescribe an additional form for handlers who are required to pay assessments levied and imposed by any such Order, which form shall provide the individual brand and customer identification necessary for the Department of Citrus staff to administratively determine the proper individual customer and brand accounts for the accumulation of rebate credits and for the payment of rebate claims. Inasmuch as public inspection of this form would provide business competitors of the handlers filing the form with an unfair advantage in the channels of trade, the form and all information supplied thereby shall be held in strict confidence by those employees of the Department of Citrus to whom it is entrusted, and no such employee or former employee shall make a disclosure of the form or any information furnished by the form to any person except an

employee or agent of the Department of Citrus engaged in the assessment, collection and rebates of the assessment tax imposed or the Auditor General charged with the audit of the affairs of the Department of Citrus.

Rulemaking Specific Authority 601.10(1), 601.15(10)(a) FS. Law Implemented 601.152(8)(b),(c) FS. History—Formerly 105-1.38(7), Revised 1-1-75, Formerly 20-91.08, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NO.: RULE TITLE:

20-98.006 Definitions

PURPOSE AND EFFECT: The 2012 Legislature undertook a major rewrite of Chapter 601, F.S., resulting in rule amendments including changing the word "tax" to "assessment(s)".

SUMMARY: Changing the word "tax" to "assessment(s)".

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendment is housekeeping in nature, bringing the rules into compliance with changes made to Chapter 601, F.S. by the 2012 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: 601.10(1), 601.11, 601.15 FS.

LAW IMPLEMENTED: 601.101 FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-98.006 Definitions.

“Citrus fruit” as used herein, shall mean all citrus fruits in fresh form, ~~assessable taxable~~ under Section 601.15, F.S. Florida Statutes.

~~Rulemaking Specific~~ Authority 601.10(1), 601.11, 601.15 FS. Law Implemented 601.101 FS. History–New 2-5-87, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NO.: 20-100.004
 RULE TITLE: Official Forms Used by Agency

PURPOSE AND EFFECT: The 2012 Legislature undertook a major rewrite of Chapter 601, F.S., resulting in rule amendments including changing the word “tax” to “assessment(s)”.

SUMMARY: Changing the word “tax” to “assessment(s)”.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendment is housekeeping in nature, bringing the rules into compliance with changes made to Chapter 601, F.S. by the 2012 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: 601.10(1), (15) FS.

LAW IMPLEMENTED: 601.10(15) FS.

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

DATE AND TIME: October 24, 2012, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-100.004 Official Forms Used by Agency.

In its licensing, regulatory, ~~assessing taxation~~, marketing and other operational functions the Florida Department of Citrus requires use of the forms listed below. All of these forms are available for inspection by any interested party during regular business hours at the headquarters office located at 605 East Main Street, Bartow, Florida or may be received upon request by writing the Florida Department of Citrus, P. O. Box 9010, Bartow, Florida 33831-9010, by telephone (863)537-3999 or at <http://www.fdocgrower.com/category/forms/> ~~www.fdocgrower.com~~.

(1) through (30) No change.

(31) Fresh Fruit Florida Advertising ~~Assessment Tax~~ Return (Packinghouse & Gift Fruit Packers) – CIT/REV/01R REV. 5-15-12.

(32) Bond of Citrus Fruit Dealer to Guarantee Payment of Citrus Excise ~~Assessments Taxes~~ B CIT/REV/02 Rev. 5-16-12.

(33) Processed Citrus Products Florida Advertising ~~Assessment Tax~~ Return B CIT/REV/03R REV. 5-15-12.

(34) Equalization Advertising ~~Assessment Tax~~ Return B CIT/REV/04R REV. 5-15-12.

(35) Fresh Equalization Advertising ~~Assessment Tax~~ Return B CIT/REV/04R FRESH REV. 5-15-12.

(36) Cash Bond of Citrus Fruit Dealer to Guarantee Payment of Citrus Excise ~~Assessments Taxes~~ B CIT/REV/05 REV. 5-16-12.

(37) Fresh Fruit & Fresh Squeezed Florida Advertising ~~Assessment Tax~~ Return (Gift Fruit Shippers or Roadside Stand Operators) B CIT/REV/06R REV. 5-15-12.

(38) No change.

(39) Florida Department of Citrus ~~Assessment Tax~~ Surety Calculation B CIT/REV/07 REV. 5-15-12.

(40) No change.

(41) Import ~~Assessment Tax~~ Election (Opt-out form) B CIT/REV/10 REV. 5-15-12.

(42) Request for Periodic Citrus Advertising ~~Assessment Tax~~ Payments (Gift Fruit Shippers and Roadside Stand Operators) CIT/REV/11 REV. 5-15-12.

(43) through (52) No change.

Rulemaking Specific Authority 601.10(1), (15) FS. Law Implemented 601.10(15) FS. History--New 1-1-75, Amended 8-31-83, 2-26-84, Formerly 20-102.05, Amended 12-20-95, Formerly 20-102.005, Amended and Transferred 12-6-98, Amended 5-28-00, 9-20-07, 7-13-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 16, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CITRUS

RULE NO.: 20-108.004
RULE TITLE: Determination of Minimum Bond Required

PURPOSE AND EFFECT: Amended rule placing the citrus fruit dealer bond schedule into Chapter 20, F.A.C., as a result of the schedule being removed from Chapter 601, F.S. by the 2012 Legislature and allowing the industry more flexibility to deal with issues of bonding for the purposes of paying growers should the dealer fail to do so.

SUMMARY: Amended rule placing the citrus fruit dealer bond schedule into Chapter 20, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: This rule amendment is a result of the 2012 Legislature removing the bond schedule from statute thereby allowing their placement into Chapter 20 rules; as the statute wording has been brought directly into the rule, there will be no impact to the industry.

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: 601.10(1), (7), 601.56 FS.
LAW IMPLEMENTED: 601.03(8), 601.10(1), (5), (7), 601.55, 601.56, 601.57, 601.58, 601.60, 601.61 FS.
A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: October 24, 2012, 9:00 a.m.
PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, License & Regulation Specialist, P. O. Box 9010, Bartow, FL 33831 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-108.004 Determination of Minimum Bond Required.
(1) The following schedule shall be used in determining the minimum amount of surety bond, certificate of deposit, or cash bond to be posted in support of the applicant's citrus fruit dealer's license:
(a) \$1,000 up to 2,000 boxes;
(b) \$2,000 up to 5,000 boxes;
(c) \$3,750 up to 7,500 boxes;
(d) \$5,000 up to 10,000 boxes;
(e) \$10,000 up to 20,000 boxes;
(f) \$1,000 for each additional 20,000 boxes or fraction thereof in excess of 20,000 boxes, with a maximum bond of \$100,000.

(2)(4) Repeat applications:
(3)(2) New applications:

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 601.10(1),(7), 601.56 FS. Law Implemented 601.03(8), 601.10(1),(5),(7), 601.55, 601.56, 601.57, 601.58, 601.60, 601.61 FS. History--Revised 12-18-74, Effective 12-31-74, Formerly 105-2.02(4), Formerly 20-108.04, Amended 4-23-95, 1-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 16, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.106
RULE TITLE: Commutation of Sentence

PURPOSE AND EFFECT: The purpose and effect is to repeal the rule.

SUMMARY: Rule 33-601.106, F.A.C., is being repealed, as the provisions of the rule are obsolete and no longer in accordance with applicable statutory authority.

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: 944.30 FS.

LAW IMPLEMENTED: 944.30 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Laura Gallagher, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.106 Commutation of Sentence.

Rulemaking Specific Authority 944.30 FS. (1986). Law Implemented 944.30 FS. (1986). History--New 9-19-93, Formerly 33-11.018, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: James Upchurch, Director, Office of Institutions

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 6, 2012

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.:	RULE TITLE:
40D-21.275	Implementing a Water Shortage Declaration

PURPOSE AND EFFECT: The proposed rulemaking will amend Rule 40D-21.275, F.A.C., to provide that the District will send a Notice of Water Shortage by regular U.S. mail to those Permittees whose permits will be affected or whose permitted water use will otherwise be restricted by a Water Shortage Declaration. The effect of the rulemaking is to make the District's rule consistent with the requirements of statute.

SUMMARY: Section 373.246(6), Florida Statutes, requires a water management district to "notify each permittee in the district by regular mail of any change in the condition of his or her permit, or any suspension of his or her permit or of any other restriction on the permittee's use of water" upon the issuance of a Water Shortage Declaration. The proposed rulemaking will amend Rule 40D-21.275, F.A.C., to provide that the District will send a Notice of Water Shortage by regular U.S. mail to those Permittees whose permits will be affected or whose permitted water use will otherwise be restricted by a Water Shortage Declaration. Previously, the District sent a Notice of Water Shortage to all Permittees in an area affected by a Water Shortage Declaration. The rulemaking is necessary to make the District's rule consistent with the requirements of statute.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: There are no costs to the regulated public as a result of the proposed amendments. Therefore, this rulemaking will not result in any adverse economic impacts or regulatory cost increases that require legislative ratification or submittal of a SERC.

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: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.175, 373.246 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899, telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702, TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sonya White, Southwest Florida Water Management District, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (ext. 4660) (OGC #2012012)

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-21.275 Implementing a Water Shortage Declaration.

(1) through (2) No change.

(3) The District shall send a Notice of Water Shortage by regular mail to each Permittee whose permit will be affected or whose permitted water use will otherwise be restricted by the Water Shortage declaration located in the affected area.

(4) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History—New 11-19-84, Amended 4-9-06, 7-5-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Christopher Pettit, Staff Attorney, Office of General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 31, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 17, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: 61B-45.0365
RULE TITLE: Non-Final Orders

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to articulate the arbitrators’ ability to issue orders necessary to effectuate discovery, to prevent delay, and otherwise to promote the just, speedy, and inexpensive determination of all aspects of pending cases under Chapter 718, Florida Statutes.

SUMMARY: The proposed rule articulates the arbitrators’ ability to issue orders necessary to effectuate discovery, to prevent delay, and otherwise to promote the just, speedy, and inexpensive determination of all aspects of pending cases under Chapters 718 and 720, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 718.1255(4) FS.

LAW IMPLEMENTED: 718.1255(4), 718.1255(3)(c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: R. Kathleen Brown-Blake, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)717-1244

THE FULL TEXT OF THE PROPOSED RULE IS:

61B-45.0365 Non-Final Orders.

(1) The presiding arbitrator before whom a case is pending may issue any orders necessary to effectuate discovery, to prevent delay, and to promote the just, speedy, and inexpensive determination of all aspects of the case.

(2) When a case is abated, held in abeyance, or administratively closed, no filing fee is necessary to reopen the case or otherwise proceed with the matter.

Rulemaking Authority 718.1255(4) FS. Law Implemented 718.1255(4), 718.1255(3)(c) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: R. Kathleen Brown-Blake, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)717-1244

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 3, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 16, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: 61C-1.001
 RULE TITLE: Definitions

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to adopt the 2009 U.S. Food and Drug Administration Food Code (Food Code) and add definitions related to the three levels of food safety defined in the Food Code. The new definitions will apply plain language terms to the technical definitions in the Food Code upon which the division will base inspections and violations.

SUMMARY: The proposed rule adopts the 2009 Food Code and simplified terms for the three levels of food safety in the Food Code.

OTHER RULES INCORPORATING THIS RULE: None.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency.

The proposed rule will not adversely impact economic growth, private-sector job creation or employment, or private-sector investment, but may increase income, visitors to Florida, and wages or salaries by increasing public safety through reduced risk of allergen reactions and food borne illness. The division estimates the total impact on business competitiveness at less than \$500,000 because of regulation that is not present in other states or markets. Total estimated regulatory costs of adopting the 2009 Food Code are \$407,106.00, with additional training requirements for allergens and illness-related employment restrictions accounting for \$382,255 of the estimated costs. New requirements for certain optional business practices account for \$24,851 of the total estimated regulatory costs. All of the division's public food service and public lodging licensees will be required to comply with the 2009 Food Code, but costs for individual establishments will depend on business practices. The regulatory costs will apply to public food service establishments only. Small businesses may incur a larger portion of the training-related costs, but are expected to incur less of the costs associated with the optional business practices. The proposed rule will not impose any implementation costs or enforcement costs on the department or any other state and local government. Costs may be offset by gains in food safety, reduced food borne illness occurrences, and regulation reductions from the currently adopted 2001 Food Code. No lower cost regulatory alternatives were received.

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

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

RULEMAKING AUTHORITY: 509.032 FS.

LAW IMPLEMENTED: 509.032 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-1.001 Definitions.

Except when otherwise defined in this rule, the definitions provided in paragraph 1-201.10(B), Food Code, 2009 ~~2001~~ Recommendations of the United States Public Health Service/Food and Drug Administration; ~~the 2001 Food Code Errata Sheet (August 23, 2001); and Supplement to the 2001 FDA Food Code (August 29, 2003)~~ shall apply to Chapters 61C-1, 61C-3 and 61C-4, F.A.C. In addition, the following definitions apply to Chapters 61C-1, 61C-3 and 61C-4, F.A.C.:

(1) through (4) No change.

(5) Basic Item – An item defined in the Food Code as a Core Item.

~~(6)(5)~~ Bed linens – This term includes, a top sheet, a bottom sheet, pillowslips, a mattress pad and a blanket for each bedding accommodation.

~~(7)(6)~~ Bedding accommodations – This term includes a mattress, box spring, bed frame, pillows and bed linens. This term includes various sizes and types of conventional beds, sleeper type couches, rollaway or folding type beds, and baby cribs.

~~(8)(7)~~ Closed – Free of openings larger than 1/32 of an inch.

~~(9)(8)~~ Commissary – A public food service establishment licensed by the division or a food establishment permitted by the Department of Agriculture and Consumer Services, which is utilized by a mobile food dispensing vehicle for the purpose of providing all required support services, including potable water and wastewater disposal, that are not available on the mobile food dispensing vehicle.

~~(10)~~~~(9)~~ Condiment – Any food such as ketchup, mayonnaise, mustard, relish, or any other seasoning that is used to enhance the flavor of other food.

~~(11)~~~~(10)~~ Director – The director of the Division of Hotels and Restaurants appointed pursuant to Section 20.165(3), F.S., or the director's designee, as the context permits.

~~(12)~~~~(11)~~ Double – As it refers to public lodging occupancy, this term means two people.

~~(13)~~~~(12)~~ Fixed food establishment – A public food service establishment which operates at a specific location and is permanently connected to electrical, water, and sewage disposal systems.

~~(14)~~~~(13)~~ Food Code – This term as used in Chapters 61C-1, 61C-3, and 61C-4, F.A.C., means paragraph 1-201.10(B), Chapter 2, Chapter 3, Chapter 4, Chapter 5, Chapter 6, and Chapter 7, and Sections 8-103.11 and 8-103.12 of the Food Code, ~~2009~~ ~~2001~~ *Recommendations of the United States Public Health Service/Food and Drug Administration* including *Annex 3: Public Health Reasons/Administrative Guidelines*; *Annex 5: Conducting Risk-based Inspections* (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01536>) *HACCP Guidelines of the Food Code*; the *2001 Food Code Errata Sheet* (August 23, 2002); and *Supplement to the 2001 FDA Food Code* (August 29, 2003), herein adopted by reference. A copy of the Food Code, as adopted by the division, is available on the division's Internet website www.MyFloridaLicense.com/dbpr/hr. A copy of the entire Food Code is available on the U.S. Food and Drug Administration Internet website. Printed copies of the entire Food Code are available through the National Technical Information Service, 5301 Shawnee Road, Alexandria, VA 22312 ~~5285 Port Royal Road, Springfield, VA 22161~~.

~~(15)~~~~(14)~~ Food establishment – As utilized in the Food Code, this term shall apply to public lodging establishments and food service establishments as defined in Chapter 509, F.S., according to the context of the applicable rule language.

~~(16)~~~~(15)~~ Garbage – Food waste generated on premises that is not disposed of through the sewage disposal system. The term also includes solid waste such as discarded containers or wrappers that are contaminated with food waste.

~~(17)~~ High Priority Item – An item defined in the Food Code as a Priority Item.

~~(18)~~~~(16)~~ Hot water – Hot water means a water temperature of 100 degrees Fahrenheit or above.

~~(19)~~ Intermediate Item – An item defined in the Food Code as a Priority Foundation Item.

~~(20)~~~~(17)~~ Manager – An individual who has direct authority, control or supervision over employees engaged in the storage, preparation, display and serving of food to the public.

~~(21)~~~~(18)~~ Misbranded – As provided in Section 500.11, F.S.

~~(22)~~~~(19)~~ Owner – A person, firm or corporation who, or which, owns or controls the premises.

~~(23)~~~~(20)~~ Potable water – Water satisfactory for drinking, culinary, and domestic purposes meeting quality standards of Rules 62-550 and 62-555, F.A.C.

~~(24)~~~~(21)~~ Premises – The public food service or lodging establishment and the contiguous land or property under the control of the operator. The property may include all yards, alleys, driveways, sidewalks, and other exterior portions of the licensed premises.

~~(25)~~~~(22)~~ Railway – Either a railing or a guardrail system of building components located near the open sides of elevated walking surfaces.

~~(26)~~~~(23)~~ Remodel – To make any change to an existing public food service establishment which affects the sanitation or safety of the establishment.

~~(27)~~~~(24)~~ Self-sufficient mobile food dispensing vehicle – A public food service establishment classified as a mobile food dispensing vehicle that contains, as part of the vehicle, a three compartment sink for washing, rinsing, and sanitizing equipment and utensils; a separate handwash sink; adequate refrigeration and storage capacity; full provision of power utilities including electrical, LP gas, or a portable power generation unit; a potable water holding tank; and a liquid waste disposal system in accordance with Subparts 5-3 and 5-4 of the Food Code.

~~(28)~~~~(25)~~ Sewage – Any liquid waste containing chemicals or animal, mineral, or vegetable matter, or liquid waste from sinks, bathroom facilities, grinders, garbage containers, dishwashing machines, floor drains, floor washing or handwashing facilities.

~~(29)~~~~(26)~~ Single – As it refers to public lodging occupancy, this term means one person.

~~(30)~~~~(27)~~ Stairway – One or more flights of stairs or steps, either interior or exterior, and the landings, platforms, or other supporting structures necessary to connect separate levels in order to form a continuous passage from one level to another in a building structure.

~~(31)~~~~(28)~~ Temporary food service event – Any event of 30 or fewer consecutive days in duration, advertised and recognized in the community, where food is prepared, served, or sold to the general public.

~~(32)~~~~(29)~~ Wholesome – Food which is in sound condition, clean, free from adulteration and otherwise suitable for human consumption.

PROPOSED EFFECTIVE DATE: January 1, 2013.

Rulemaking Authority 509.032 FS. Law Implemented 509.032 FS. History—Amended 9-20-63, 3-21-64, 1-7-70, Revised 2-4-71, Amended 10-18-71, 11-17-73, 12-18-74, 12-5-82, Formerly 7C-1.01, Amended 9-10-89, 12-31-90, 2-27-92, 11-4-92, Formerly 7C-1.001, Amended 3-31-94, 10-9-95, 9-25-96, 1-1-98, 12-6-00, 2-27-05, 8-12-08, 6-26-12, 1-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bill Veach, Director, Division of Hotels and Restaurants,
Department of Business and Professional Regulation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 7, 2011

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

RULE NO.: 61G16-4.004
 RULE TITLE: Discretionary Reinstatement of Null or Void Licenses

PURPOSE AND EFFECT: This rule is being repealed and is no longer necessary as it will now be a function of the department to address the reinstatement of null and void licenses.

SUMMARY: The rule is being repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 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: 455.271(6)(b), (9), 455.213(2), 455.219, 492.104, 492.1101 FS.

LAW IMPLEMENTED: 455.271 (6)(b), (9), 455.213(2), 455.219, 492.104, 492.1101 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Richard Morrison, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0754

THE FULL TEXT OF THE PROPOSED RULE IS:

61G16-4.004 Discretionary Reinstatement of Null or Void Licenses.

Rulemaking Authority 455.271(6)(b), (9), 455.213(2), 455.219, 492.104, 492.1101 FS. Law Implemented 455.271 (6)(b), (9), 455.213(2), 455.219, 492.104, 492.1101 FS. History—New 10-15-07, 6-5-12, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Geologists

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: 61H1-26.002
 RULE TITLE: Minimum Capitalization or Adequate Public Liability Insurance for Florida Firms with the Exception of a Sole Proprietorship

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the dollar amount of irrevocable letter of credit required for certain Florida firms for use in meeting the minimum capitalization requirements to engage in the practice of public accounting and to remove language concerning submission of financial statements.

SUMMARY: Language concerning submission of financial statements will be removed. The dollar amount of irrevocable letter of credit required for certain Florida firms for use in meeting the minimum capitalization requirements to engage in the practice of public accounting will be clarified.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The following is a summary of the SERC:

- Based on the annual average number of applicants, 464 applicants are expected to comply with the rule.
- There will be no costs to the Department for implementing the proposed rule.
- There will be no costs to any other state and local government entities for implementing the proposed rule.
- There will be no costs to any other state and local government enforcing the proposed rule.

- The costs incurred by individuals and entities required to comply with the requirements of the proposed rule will be minimal.
- The estimated number of small businesses that would be subject to the rule is between 100-499.
- No small county or small city will be impacted by this proposed rule.
- No good faith written proposals for a lower cost regulatory alternative to the proposed rule were received.

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

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

RULEMAKING AUTHORITY: 473.304, 473.309 FS.

LAW IMPLEMENTED: 473.309 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Veloria A. Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Drive, Suite A, Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-26.002 Minimum Capitalization or Adequate Public Liability Insurance for Florida Firms with the Exception of a Sole Proprietorship.

A Florida firm, with the exception of a sole proprietorship, shall not engage in the practice of public accounting in this state unless:

- (1) No change.
- (2) It has an irrevocable letter of credit of at least equal to \$50,000 per shareholder, officer, member, or partner and any Florida licensed certified public accountant to a maximum of \$2,000,000, which meets the following criteria:

- (a) through (c) No change.
- (3) No change.

~~(4) For purposes of subsection 61H1-26.002(1), F.A.C., financial statements prepared to substantiate the excess of assets over liabilities must be submitted to the Board with the application for licensure. These financial statements must be prepared in accordance with Generally Accepted Accounting Principles and Work-in-Process may be considered as an unbilled receivable together with an appropriate evaluation allowance.~~

Rulemaking Authority 473.304, 473.309 FS. Law Implemented 473.309 FS. History--New 12-4-79, Formerly 21A-26.02, Amended 10-20-86, Formerly 21A-26.002, Amended 11-30-93, 5-23-94, 6-10-96, 10-6-96, 12-30-97, 9-21-00, 12-10-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Accountancy
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Accountancy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 29, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-26.004 Changes by Firms

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify that sole proprietorships are subject to the rule.

SUMMARY: Sole proprietorships are subject to 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 been prepared by the agency.

The following is a summary of the SERC:

- Based on the annual average number of applicants, 166 applicants are expected to comply with the rule.
- There will be no costs to the Department for implementing the proposed rule.
- There will be no costs to any other state and local government entities for implementing the proposed rule.
- There will be no costs to any other state and local government enforcing the proposed rule.
- The costs incurred by individuals and entities required to comply with the requirements of the proposed rule will be minimal.
- The estimated number of small businesses that would be subject to the rule is between 100 and 499.
- No small county or small city will be impacted by this proposed rule.
- No good faith written proposals for a lower cost regulatory alternative to the proposed rule were received. The agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs.

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

RULEMAKING AUTHORITY: 473.304, 473.309 FS.

LAW IMPLEMENTED: 473.309 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Veloria A. Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Drive, Suite A, Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-26.004 Changes by Firms.

(1) No change.

(2) In the event of the formation of a new sole proprietorship, partnership, corporation or limited liability company or a change in the name of a sole proprietorship, partnership, corporation or limited liability company, such sole proprietorship, partnership, corporation or limited liability company shall, within thirty (30) days of the event, become certified for licensure by the Board in accordance with Rule 61H1-26.003, F.A.C., and pay the license fee required by subsections 61H1-31.001(5) and (6), F.A.C.

Rulemaking Authority 473.304, 473.3101 FS. Law Implemented 473.3101 FS. History—New 12-4-79, Amended 2-3-81, Formerly 21A-26.04, Amended 6-4-86, Formerly 21A-26.004, Amended 11-3-97, 7-16-98, 8-17-98, 1-31-05, 8-28-06, 1-26-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Accountancy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 2012

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:

61J2-20.009 Probable Cause Panel

PURPOSE AND EFFECT: The amendments brings the rule into compliance with new statutory changes.

SUMMARY: The amendment made to the number of members that composes of a probable cause panel complies with Section 455.225(4), Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of this rule at its Commission meeting, the Commission, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Cost (SERC) was not necessary. No person or interested party submitted additional information regarding the economic impact at that time. The Commission has determined that this will not have an adverse impact on small business, or likely increase regulatory costs in excess of \$200,000 in the aggregate within 1 year after implementation of these rules. The rule amendments will not require ratification by the Legislature A Statement of Estimated Regulatory Cost will not be prepared.

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: 475.05 FS.

LAW IMPLEMENTED: 475.224 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J2-20.009 Probable Cause Panel.

A probable cause panel shall determine if probable cause exists that a licensee, registrant, a permit holder, or the subject of the investigation violated Chapter 475, Part I, Florida Statutes, or any of the Commission’s rules. A probable cause panel shall consist of at least one present ~~two~~ members of the Commission. ~~The members of the panel shall be appointed by the chairperson of the Commission.~~ As provided in Section 455.225(4), Florida Statutes, one of the panel members may be a former member of the Commission.

Rulemaking Specific Authority 475.05 FS. Law Implemented 455.225 FS. History—New 11-21-79, Amended 3-15-82, 11-16-83, Formerly 21V-20.09, Amended 6-28-93, Formerly 21V-20.009, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Real Estate Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Real Estate Commission

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

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

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: 64F-23.001 RULE TITLE: Informed Consent; Printed Materials
PURPOSE AND EFFECT: The rule incorporates materials by reference in order to comply with Section 390.0111(3), F.S. requiring the Department of Health to prepare and provide printed materials to physicians engaged in terminations of pregnancies. The printed materials are to include a description of the fetus at various stages of development, referral information for entities offering alternatives to terminating a pregnancy, and information on medical assistance benefits for prenatal care, childbirth, and neonatal care.

SUMMARY: This rule incorporates by reference the DOH Forms titled Fetal Development and Alternatives to Terminating a Pregnancy.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the Department has determined that the incorporated forms will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S. This rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 390.0111(13) FS.

LAW IMPLEMENTED: 390.0111 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bob Peck, Bureau of Family Health Services, 4052 Bald Cypress Way, Bin #A-13, Tallahassee, Florida 32399-3260, telephone number (850)245-4444

THE FULL TEXT OF THE PROPOSED RULE IS:

64F-23.001 Informed Consent; Printed Materials.

(1) The Department incorporates by reference the forms titled “Fetal Development and Alternatives to Terminating a Pregnancy” to fulfill the requirements of Section 390.0111(3), F.S. These forms are available in English (Form DH 150-997, effective date 3/2012), Spanish (Form DH 150-998, effective date 3/2012), and Haitian-Creole (Form DH 150-999, effective date 3/2012).

(2) English and Spanish versions of “Fetal Development and Alternatives to Terminating a Pregnancy” will be shipped by the Department of Health in bulk to each Florida licensed abortion clinic.

(3) Materials incorporated by reference may be obtained in English, Spanish, and Haitian Creole by writing to the Department of Health, 4052 Bald Cypress Way, Bin A-13, Tallahassee, Florida 32399-1723 or from the Florida Department of Health website at <http://www.doh.state.fl.us/Family/mch/Alternatives.html>. Copies of the forms can also be found in English at _____ in Spanish at _____ and in Haitian Creole at _____.

Rulemaking Authority 390.0111(13) FS. Law Implemented 390.0111 FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bob Peck

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John H. Armstrong, M.D., State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 25, 2012

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.: 68A-27.003 68A-27.005
RULE TITLES: Designation of Endangered Species; Prohibitions
Designation of Species of Special Concern; Prohibitions; Permits

PURPOSE, EFFECT AND SUMMARY: The purpose and effect of this rule amendment is to revise the Florida Endangered and Threatened Species List to reflect Federal listing changes. The Atlantic sturgeon and Miami blue are added as endangered species to the Federal-designated Endangered and Threatened Species part of the Florida Endangered and Threatened Species List due to Federal action to list these species. The Okaloosa darter’s status on the Federal-designated Endangered and Threatened Species portion of Rule 68A-27.003, F.A.C., is revised from endangered to threatened due to Federal action to reclassify this species. The cassius blue butterfly, ceraunus blue butterfly,

and nickerbean blue butterfly are added as threatened species due to similarity of appearance to the Miami blue butterfly due to Federal action to list these species.

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: Mr. Eric Sutton, Director, Division of Habitat and Species Conservation, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-27.003 Designation of Endangered Species; Prohibitions.

(1) Federally-designated Endangered and Threatened species:

(a) No person shall take, possess, or sell any of the endangered or threatened species included in this subsection, or parts thereof or their nests or eggs except as allowed by specific federal or state permit or authorization.

(b) The following Federally-designated Endangered and Threatened species shall be afforded the protection afforded under Commission rules and Florida Statutes and under the Federal Endangered Species Act, 16 U.S.C. § 1531 et seq. and its implementing regulations. Species classified as endangered are identified below by (E) and threatened as (T).

(c) Fish:

1. Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*)(E); South Atlantic distinct population segment (consistent with 77 Fed. Reg. 5914-5982),

2. Okaloosa darter (*Etheostoma okaloosae*)(T E) (consistent with 76 Fed. Reg. 18087-18103),

(d) through (h) No change.

(i) Insects:

1. American burying beetle (*Nicrophorus americanus*)(E),

2. Cassius blue butterfly (*Leptotes cassius theonus*)(T[S/A]), ceraunus blue butterfly (*Hemiargus ceraunus antibubastus*) (T[S/A]), and nickerbean blue butterfly (*Cyclargus ammon*)(T[S/A]) are listed due to similarity of

appearance to Miami blue butterfly (consistent with 77 Fed. Reg. 20948-20986) and as such only the following prohibitions apply to these three species:

a. Incidental take, that is, take that results from, but is not a purpose of, carrying out an otherwise lawful activity will not apply to cassius blue butterfly, ceraunus blue butterfly, and nickerbean blue butterfly.

b. Collection of the cassius blue butterfly, ceraunus blue butterfly, and nickerbean blue butterfly is prohibited in coastal counties south of Interstate 4 and extending to the boundaries of the State of Florida at the endpoints of Interstate 4 at Tampa and Daytona Beach. Specifically, such activities are prohibited in the following counties: Brevard, Broward, Charlotte, Collier, De Soto, Hillsborough, Indian River, Lee, Manatee, Pinellas, Sarasota, St. Lucie, Martin, Miami-Dade, Monroe, Palm Beach, and Volusia.

3. Miami blue butterfly (*Cyclargus thomasi bethunebakeri*)(E) (consistent with 77 Fed. Reg. 20948-20986),

4. Schaus swallowtail butterfly (*Heraclides aristodemus ponceanus*)(E).

(j) No change.

(2) State-designated Threatened species:

(a) through (g) No change.

~~(h) Insects:~~

~~Miami blue butterfly (*Cyclargus thomasi bethunebakeri*). The Miami blue butterfly shall be afforded the protective provisions specified in this subsection. No person shall take, harm, harass, possess, sell, or transport any Miami blue butterfly or parts thereof or their eggs, larvae or pupae except as authorized by permit from the executive director. Permits will be issued based upon whether issuance would further management plan goals and objectives.~~

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 6-22-80, 7-1-83, 7-1-84, 7-1-85, Formerly 39-27.03, Amended 6-1-86, 5-10-87, 4-27-89, 9-14-93, 6-23-99, Formerly 39-27.003. Amended 12-16-03, 7-20-09, 11-8-10, 11-14-11, _____.

68A-27.005 Designation of Species of Special Concern; Prohibitions; Permits.

(1) No change.

(2) The following species are hereby declared to be of special concern, and shall be afforded the protective provisions specified.

(a) No person shall take, possess, transport, or sell any species of special concern included in this subsection or parts thereof or their nests or eggs except as authorized by permit from the executive director, permits being issued upon reasonable conclusion that the permitted activity will not be detrimental to the survival potential of the species. For purposes of this section, the definition of the word take in Rule 68A-1.004, F.A.C., applies.

- (b) Fish:
 - 1. ~~Atlantic sturgeon (*Acipenser oxyrinchus*),~~
 - 2. through 7. renumbered 1. through 6. No change.
- (c) through (h) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 6-22-80, 6-21-82, 7-1-84, 7-1-85, Formerly 39-27.05, Amended 6-1-86, 5-10-87, 4-27-89, 10-22-92, 5-26-94, 6-23-99, Formerly 39-27.005, Amended 2-27-01, 5-1-01, 9-29-03, 6-1-06, 11-8-07, 11-8-10, _____.

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

RULE NO.: 69I-23.003
 RULE TITLE: Establishment, Changes, and Continuation of Revolving Fund

PURPOSE AND EFFECT: To update the Department’s rules to ensure that its rules are correct and comply with statutory requirements, in accordance with Section 120.74, F.S.

SUMMARY: The change updates the procedures for requesting the establishment of, continuation of, or changes to the revolving fund. Further, the amendment revises the Department’s mailing address.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) No requirement for a SERC was triggered under Section 120.541(1) and 2) 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: 17.14, 17.29 FS.

LAW IMPLEMENTED: 216.271 FS.

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

DATE AND TIME: Wednesday, September 19, 2012, 9:30 a.m.

PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jennifer Pelham, (850)413-5769 or Jennifer.Pelham@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jennifer Pelham, Financial Administrator, Bureau of Financial Reporting, Division of Accounting & Auditing, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0354, (850)413-5769 or Jennifer.Pelham@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69I-23.003 Establishment, Changes, and Continuation of Revolving Fund.

(1) Requests to establish a revolving fund, to continue or to make changes to an existing revolving fund must be submitted in writing to the Department. Forms required may be obtained from the Department and rRequests should shall be sent to the:

Bureau of ~~Financial Reporting Accounting~~
 Department of Financial ~~Financial~~ Services
 200 East Gaines Street
 Tallahassee, Florida 32399-0354
 (850)414-1803

(2) A request to establish a new revolving fund shall be on the Request to Establish – New Revolving Fund, Form No. DFS-A1-1823, rev. 03/08 which is hereby adopted and incorporated by reference. Such requests shall also include the following information, if applicable:

(a) through (k) No change.

(3) Requests for a change in or a continuation of an existing revolving fund shall be made by submitting the following forms: Request to Increase – Revolving Fund, Form DFS-A1-1821, rev. 03/08, the Request to Decrease – Revolving Fund, Form DFS-A1-1822, rev. 03/08, or the Request for Continuation – Revolving Fund, Form DFS-A1-1906, rev. 03/08, all of which are hereby adopted and incorporated by reference. Such requests shall include the following information, if applicable:

(a) The same information required in paragraphs (2)(a) through (d) herein.

(b) A schedule by month for the last 12 months (if fund has been in existence for less than 12 months, for the time it has been in existence) on the Schedule of Disbursements – Revolving Fund, Form No. DFS-AA-27, rev. 03/08 effective

3/88, which is hereby adopted and incorporated by reference and available from the Department, containing the following information:

- 1. through 5. No change.
- (c) through (e) No change.
- (4) through (6) No change.

Rulemaking Specific Authority 17.14, 17.29 FS. Law Implemented ~~216.011(1)(e)~~, 216.271 FS. History–New 3-24-88, Amended 11-20-94, 1-27-98, Formerly 3A-23.003, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jennifer Pelham, Financial Administrator, Bureau of Financial Reporting, Division of Accounting & Auditing, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 9, 2012

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

RULE NO.: 69I-23.005 RULE TITLE: Reimbursement of Revolving Funds

PURPOSE AND EFFECT: To update the Department’s rules to ensure that its rules are correct and comply with statutory requirements, in accordance with Section 120.74, F.S.

SUMMARY: The rule amendment is required to remove obsolete information. Further, the amendment revises the Department’s mailing address.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) No requirement for a SERC was triggered under Section 120.541(1); and 2) 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: 17.14, 17.29 FS.

LAW IMPLEMENTED: 215.42, 216.271 FS.

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

DATE AND TIME: Wednesday, September 19, 2012, 9:30 a.m.

PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jennifer Pelham, (850)413-5769 or Jennifer.Pelham@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jennifer Pelham, Financial Administrator, Bureau of Financial Reporting, Division of Accounting & Auditing, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0354, (850)413-5769 or Jennifer.Pelham@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69I-23.005 Reimbursement of Revolving Funds.

(1) Vouchers requesting reimbursement must include invoices, sales receipts or other supporting documentation and in the case of a payment by check, provide a copy of the checks or a check register including the date, number, amount and payee of each check, or provide the check number, amount and date on the invoice. Reimbursement requests shall be sent to the:

Bureau of Auditing
 Department of Financial Services
 200 East Gaines Street
 Tallahassee, Florida 32399-0355
 (850)488-1806

~~(2) If a revolving fund is being established or increased from the General Revenue Fund, the voucher shall be prepared using FLAIR account code 44 10 1 000905-44100000-00-315000-00 and object code 870000.~~

~~(3) If a revolving fund is to be established or increased from a Trust Fund, a voucher shall be prepared using object code 870000.~~

~~(2)(4)~~ Reimbursements to revolving funds for travel expenses will only be made if:

- (a) through (e) No change.

Rulemaking Specific Authority 17.14, 17.29 FS. Law Implemented 215.42, 216.271 FS. History–New 3-24-88, Amended 11-20-94, Formerly 3A-23.005, Amended _____.

Cf. See Rules 69I-40.003 and 69I-42.005 for forms referenced herein which have been previously adopted by the Department; see Chapter 69I-40, F.A.C., for object code identification rules.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jennifer Pelham, Financial Administrator, Bureau of Financial Reporting, Division of Accounting & Auditing, Department of Financial Services
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 8, 2012

Section III
Notices of Changes, Corrections and Withdrawals

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

RULE NO.: RULE TITLE:
29F-21.001 Strategic Regional Policy Plan

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 51, December 22, 2011 issue of the Florida Administrative Weekly has been withdrawn.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: RULE TITLE:
40C-1.1101 Amendments to and Releases of Conservation Easements.

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. 26, June 29, 2012 issue of the Florida Administrative Weekly.

Reason for change: The purpose of the change is to clarify the scope of the new category of release or amendment requests (under new paragraph (1)(g)) that could not otherwise be released or amended by the District under the existing categories.

40C-1.1101 Amendments to and Releases of Conservation Easements.

(1) This section establishes the terms and conditions under which the District shall agree to amend or release all or part of a conservation easement conveyed to it, pursuant to Section 704.06, F.S., solely for mitigation or in compliance with other regulatory requirements of the District or another governmental entity. It does not apply to conservation

easements that were acquired by the District partly through purchase and partly through a regulatory program. The District’s decision to release or amend a conservation easement is a proprietary decision and does not result in any waiver of regulatory requirements. Property owners shall be responsible for obtaining all necessary permits for their construction activities, including any dredging or filling of wetlands. A request for the release or amendment of a conservation easement shall include a copy of the recorded conservation easement; a copy of any conservation easement over other property offered in exchange for the requested release or amendment; and a map showing the location of the recorded conservation easement and any conservation easement offered in exchange. For the District to agree to release or amend a conservation easement, the request for release or amendment shall satisfy the conditions of any one of the following seven categories and the general condition in paragraph 40C-1.1101(1)(h), F.A.C.:

(a) through (f) No change.

(g) Other Requests. For the purpose of this paragraph, “other requests” are all other requests for release or amendment of conservation easements that do not involve public projects as defined in paragraph 40C-1.1101(1)(c), F.A.C., or requests for release or amendment where the conservation easement that is the subject of the request is located on a single-family lot or within a permitted residential development. The District shall release or amend a conservation easement under this “other requests” category, under the following terms and conditions:

1. through 4. No change.

(h) No change.

(2) through (3) No change.

Rulemaking Authority 373.044, 373.113, 373.088 FS. Law Implemented 373.096, 373.089, 373.139(2), 373.088 FS. History—New 1-12-10, Amended _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-1.020 Definition of County of Residence

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. 26, June 29, 2012 issue of the Florida Administrative Weekly.

The following changes have been made to the proposed rule.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-1.020 Definition of County of Residence.

For the purpose of county financial participation in the Medicaid Program, the county of residence for inpatient hospital care and nursing home care is determined by the recipient's address information contained in the federally approved Medicaid eligibility system.

(1) For hospital claims, whether through fee-for-service or managed care, the address is based on the current living or residential address, with the exception of when the resident lives in a nursing home. When an recipient individual lives in a nursing home, the address is based on the prior address.

(2) For nursing home claims, whether through fee-for-service or managed care, the address is based on the prior address, except when an recipient individual is admitted to a nursing home directly from a place of residence outside of the State of Florida. If the recipient individual is admitted to a nursing home from another state, the nursing home address will be used for county billing purposes.

(3) Since address information for children in custody of the Department of Children and Families is unavailable, counties are not responsible for these payments.

~~(1) A person is considered to be residing in a county when they establish or maintain a physical living arrangement, outside of a medical facility, which they or someone responsible for them, consider to be home. A visit to another county does not make a person a resident of that county, nor does a planned temporary living arrangement prior to admission in a medical facility. Except in unusual situations related to an extended visit, it makes no difference how long a person has been physically located in the county if they maintain a primary residence in another county, and intend to return to that county. In all instances the person's intent to reside in a county is the determining factor, regardless of the length of time involved.~~

~~(2) When an applicant has been admitted to a nursing home directly from a place of residence outside of the State of Florida, so that no Florida residency has been established, the certified county of residency will be considered as that county in which the nursing home is located.~~

~~(3) In situations that are not clear cut, or otherwise unusually complicated, the determination of residency should be made on the basis of the preponderance of evidence. If a decision is not possible on this basis, the case should be referred to the Office of Social and Economic Services for determination.~~

Rulemaking Authority 409.919 FS. Law Implemented 409.915 FS. History—New 1-1-77, Formerly 10C-7.31, 10C-7.031, Amended _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:

RULE TITLE:

59G-1.025

Medicaid County Billing

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. 26, June 29, 2012 issue of the Florida Administrative Weekly.

The following changes have been made to the proposed rule.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-1.025 Medicaid County Billing.

(1) Retrospective Bills. This paragraph applies to the certification of county billings from November 1, 2001, through April 30, 2012, that remain unpaid, as provided in Section 409.915(7), F.S.

(a) By August 1, 2012, the Agency will certify to each county the amount that is unpaid for retrospective bills.

(b) By September 1, 2012, a county may contest the amount certified by filing a petition under the applicable provisions of Chapter 120, F.S. This procedure is the exclusive method to challenge the amount certified.

(c) September 13, 2012, 5:00 p.m. Eastern Standard Time, each county may make total or partial payment in the form of a check or wire transfer to the Agency of the amount certified by the Agency pursuant to paragraph (1)(a).

(d) By September 15, 2012, the Agency will certify to the Department of Revenue:

1. 100 percent of the amount provided in subsection (1)(a) minus amounts credited to the counties and/or amounts paid and received by the Agency pursuant to paragraph (1)(c) for each county that challenges the certified amount by filing a petition pursuant to paragraph (1)(b) by September 1, 2012.

2. 85 percent of the amount provided in paragraph (1)(a) minus amounts credited to the counties and/or paid and received by the Agency pursuant to paragraph (1)(c) for each county that does not challenge the certified amount by filing a petition pursuant to paragraph (1)(b) by September 1, 2012.

(2) Prospective Bills. This paragraph applies to the monthly amount of each county's contribution to Medicaid as required in Section 409.915, F.S. The monthly bills will be rendered to the counties no later than the second business day of the month.

(a) Certification.

1. For all certifications prior to June 1, 2013, the Agency will certify to the Department of Revenue by the 7th day of each month the amount of the monthly bill rendered one month prior less any amounts as provided in paragraphs (2)(b) and (2)(c).

2. For the June, 2013 certification, the Agency will certify to the Department of Revenue the amount of the monthly bills rendered in May, 2013 and June, 2013 less any amounts credited to a county pursuant to paragraph (2)(b).

3. Beginning July 1, 2013, the Agency will certify to the Department of Revenue by the 7th day of each month the amount of the monthly bill rendered that month less any amounts as provided in paragraph (2)(b).

4. If the 7th day of the month falls on a weekend or holiday, certification will be completed on the first business day following the 7th day of the month.

5. If the Department of Revenue determines there are insufficient funds to pay a county’s monthly certified amount, the Department will notify the Agency of the amount still owed, and the Agency will send an invoice to the affected county within two months of receiving the Department’s notice. The county shall pay the invoice within 60 days of receipt. The balance on any invoice that remains unpaid after 60 days will be re-certified to the Department of Revenue in subsequent months until paid in full.

(b) Payments.

Each county may choose to submit payment in the form of a check or wire transfer to the Agency. Such payment must be received by 5:00 p.m. Eastern Standard Time two business days prior to the date of certification.

(c) Refund Requests.

1. Advanced Refund Request.

a. No later than the last business day of each billing month, each county may request an advanced refund request through the county billing portal for those claims on the same monthly billing that the county disputes. If the request is less than or equal to the amount of the county’s highest monthly dispute rate reasonable, the Agency will stay certification of the amount requested in the for the advanced refund request.

b. Refund requests resulting in certification amounts stayed will be researched within 60 days by the Agency.

I. Denied refund requests will be certified to the county on a subsequent bill no later than 45 days from the completion of Agency research.

II. Bills for which a refund request is granted on the basis that the bill should have been submitted to a different county will be transferred and certified to the appropriate county on a subsequent bill no later than 45 days from the completion of Agency research.

c. A county does not waive any right to subparagraph (c)2., Back End Refund Request, by making an advanced refund request.

d. Except for sub-subparagraph 1.b., subparagraph 1. s Shall expire on April 30, 2013.

2. Back End Refund Request.

a. Each county may request a back end refund request ~~no~~ no later than 60 days from the date of certification of the monthly bill for which the back end refund request is being requested the last business day of the month following the bill issuance, each county may request a back end refund request.

b. Back end refund requests must be in writing and must include the reason and documentation for the request, ~~and be received by the agency by the last business day of the month in which that bill was certified.~~

c. Within ~~90~~ 260 days of receipt of the certification request, the Agency will notify the county whether the request is granted, either in part or in whole. If any portion of the request is denied, the agency will provide information as to the reasons for the denial. If any portion of the refund request is granted, the refund will be in the form of a credit notification to the Department of Revenue, or a credit applied to a subsequent bill, within 60 days of the Agency’s decision. Approved refunds that should have been billed to a different county, will be transferred to the appropriate county on a subsequent bill, within 60 days of the Agency’s decision.

(d) Receipts.

1. The Agency will provide each county a monthly receipt of amounts billed, amounts paid and amounts certified to the Department of Revenue.

2. The Agency will provide each county a monthly receipt of action taken on Advance Refund Requests.

Actions taken include:

a. ARR Denied – Advance Refund Request Denied and the claim will appear on a subsequent bill with a status of ARR Denied;

b. ARR Transferred Out – Advance Refund Request Transferred Out and the claim will be transferred to a different county than the county requesting Advanced Refund;

~~e. Adjusted and closed.~~

~~3. The Agency will provide each county a written receipt approving or denying each Back End Refund Request.~~

~~a. Approved Back End Refund Requests will be credited to a future bill.~~

~~b. Denied Back End Refund Request will state the reason for denial.~~

Rulemaking Authority 409.919 FS. Law Implemented 409.915 FS. History–New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.:	RULE TITLES:
61-11.008	Licensure Examination Format and Procedures for Candidates with Disabilities (ADA)
61-11.015	Definition of a National Examination

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 38, No. 22, June 1, 2012 issue of the Florida Administrative Weekly.

61-11.008 Licensure Examination Format and Procedures for Candidates with Disabilities (ADA).

(1) The Department of Business and Professional Regulation will provide reasonable and appropriate accommodations to candidates with physical, mental, or specific learning disabilities to the extent permitted by cost, administration restraints, security considerations, and availability of resources. Accommodations made will vary depending upon the nature and the severity of the impairment. Each case will be dealt with on an individual basis within the limits prescribed herein. In the instances of nNational examinations, guidance will be sought from the nNational provider. Reference information and guidelines regarding the process for documenting disabilities are contained in Form DBPR 2002-064B, the document titled “ADA Application State of Florida Instruction Booklet Request for Examination Accommodations for Examinees with Disabilities,” effective June 2012, adopted and incorporated herein, made available by the Bureau of Education and Testing, which may be obtained by writing the Department of Business and Professional Regulation, Bureau of Education and Testing, Attention: Special Testing Coordinator, Northwood Centre, 1940 North Monroe Street, Tallahassee, FL 32399-0791 or at <https://flrules.org/Gateway/reference.asp?No=Ref-01542>.

(2) A candidate requesting special accommodation must file Form DBPR 2002-064, titled “Application for Candidate’s Requesting Special Testing Accomodations, effective June 2012” the ADA application, adopted and incorporated herein by reference, which can be obtained by writing Department of Business and Professional Regulation, Bureau of Education and Testing, Attention: Special Testing Coordinator, Northwood Centre, 1940 North Monroe Street, Tallahassee, FL 32399-0791 or at <http://flrules.org/Gateway/reference.asp?No=Ref-01541>, in addition to his or her completed application for licensure examination by the final application deadline of the assigned examination. The candidate must provide the following documentation of his or her disability completed by an appropriate professional

- (a) The diagnosis and length of time with the condition;
- (b) The name and the results of the test(s) used for diagnosis; and
- (c) Recommended accommodations and testing environment.

(3) through (6) No change.

Rulemaking Specific Authority 455.203(5), 455.217(1) FS. Law Implemented 455.217(1) FS. History–New 9-25-80, Formerly 21-11.08, Amended 6-22-88, Formerly 21-11.008, Amended 2-25-01,_____.

61-11.015 Definition of a National Examination.

(1) through (2) No change.

(3) Organizations that wish to provide an examination to be adopted and used by the Department shall complete Form DBPR-BET 001, titled “Examination Evaluation Questionnaire, Part A,” effective February 2012, adopted and incorporated herein, and Form DBPR-BET 002, titled “Examination Evaluation Questionnaire, Part B,” effective February 2012, adopted and incorporated herein. Parts A and B of the Examination Evaluation Questionnaire are adopted and incorporated herein by reference. These This questionaires can be obtained by writing to the Department of Business and Professional Regulation, Bureau of Education and Testing, Attention: Examination Development Supervisor, Northwood Centre, # 1940 North Monroe Street, Tallahassee, Florida 32399-0791. Form DBPR-BET 001 can also be obtained at <https://flrules.org/Gateway/reference.asp?No=Ref-01543> and Form DBPR-BET 002 can also be obtained at <https://flrules.org/Gateway/reference.asp?No=Ref-01544>.

Rulemaking Authority 455.203(5), 455.217(1)(d) FS. Law Implemented 455.217(1)(d) FS. History–New 6-14-89, Formerly 21-11.015, Amended 2-25-01,_____.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

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

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 29, July 20, 2012 issue of the Florida Administrative Weekly.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN THE FAW states September 2, 2012 and it should be corrected to read September 2, 2011.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

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

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 29, July 20, 2012 issue of the Florida Administrative Weekly.

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

The PURPOSE AND EFFECT should be changed to read: This rule is being amended to adopt the current NAIC Annual and Quarterly Statement Instructions. The rule is also being amended to adopt the 2011 NAIC accounting practices and procedures manual.

FINANCIAL SERVICES COMMISSION

FSC – Financial Institution Regulation

RULE NO.: 69U-105.206
 RULE TITLE: Regulatory Standards for Evaluating Applications

NOTICE OF PUBLIC HEARING

The Financial Services Commission, Office of Financial Regulation announces a change of hearing regarding the above rule, as noticed in Vol. 38, No. 27, July 6, 2012 Florida Administrative Weekly.

DATE AND TIME: September 18, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is the Final Public Hearing on the adoption of proposed amendments to this rule, published on July 6, 2012, Vol. 38, No. 27, Florida Administrative Weekly. The previously noticed final public hearing for August 21, 2012 was cancelled. A copy of the agenda may be obtained by contacting: Governor and Cabinet website at: <http://www.myflorida.com/myflorida/cabinet/mart.html> or OFR website at: http://www.flofr.com/Cabinet/Public_Notices.aspx.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: John Kim, Office of Financial Regulation, (850)410-9781, john.kim@flofr.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).

FINANCIAL SERVICES COMMISSION

FSC – Financial Institution Regulation

RULE NOS.: 69U-110.005
 69U-110.031
 RULE TITLES: Application and Filing Fee Powers

NOTICE OF PUBLIC HEARING

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FINANCIAL SERVICES COMMISSION

FSC – Financial Institution Regulation

RULE NOS.: 69U-120.004
 69U-120.009
 RULE TITLES: Loans Secured by Secondary Liens on Real Estate Securities Purchasable by Banks; Investment Characteristics

NOTICE OF PUBLIC HEARING

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DATE AND TIME: September 18, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

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FINANCIAL SERVICES COMMISSION

FSC – Financial Institution Regulation

RULE NOS.:	RULE TITLES:
69U-140.008	Permissible Activities for an Agency
69U-140.015	Capital Equivalency or Asset Maintenance

NOTICE OF PUBLIC HEARING

The Financial Services Commission, Office of Financial Regulation announces a change of hearing regarding the above rule, as noticed in Vol. 38, No. 27, July 6, 2012 Florida Administrative Weekly.

DATE AND TIME: September 18, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

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FINANCIAL SERVICES COMMISSION

Finance

RULE NO.:	RULE TITLE:
69V-160.025	Property Insurance on Loans

NOTICE OF PUBLIC HEARING

The Financial Services Commission, Office of Financial Regulation announces a change of hearing regarding the above rule, as noticed in Vol. 38, No. 27, July 6, 2012 Florida Administrative Weekly.

DATE AND TIME: September 18, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

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FINANCIAL SERVICES COMMISSION

Finance

RULE NO.:	RULE TITLE:
69V-560.802	Minimum Disclosure

NOTICE OF PUBLIC HEARING

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FINANCIAL SERVICES COMMISSION

Securities

RULE NOS.:	RULE TITLES:
69W-500.004	Computation of Number of Purchasers for Purposes of Section 517.061(11), F.S.

69W-500.007 General Solicitation or General Advertising in Connection with an Offering Exempted Under Section 517.061(11), F.S.

69W-500.013 Exemption/Mobile Home Parks/Limited Purpose Stock Offering

NOTICE OF PUBLIC HEARING

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FINANCIAL SERVICES COMMISSION

Securities

RULE NOS.:	RULE TITLES:
69W-600.001	Application for Registration as a Dealer, Issuer/Dealer, or Investment Adviser
69W-600.004	Registration of Issuer/Dealers, Principals and Branch Offices
69W-600.008	Termination of Registration as Dealer, Investment Adviser, Branch Office, Principal or Agent

NOTICE OF PUBLIC HEARING

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FINANCIAL SERVICES COMMISSION

Securities

RULE NOS.:	RULE TITLES:
69W-700.019	Submission of Sales Reports

NOTICE OF PUBLIC HEARING

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DATE AND TIME: September 18, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

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FINANCIAL SERVICES COMMISSION

Securities

RULE NO.: 69W-800.001
 RULE TITLE: Filing – Notification Registration Including Shelf Filings

NOTICE OF PUBLIC HEARING

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DATE AND TIME: September 18, 2012, 9:00 a.m., during a regular meeting of the Financial Services Commission

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**Section IV
 Emergency Rules**

NONE

**Section V
 Petitions and Dispositions Regarding Rule
 Variance or Waiver**

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that on August 3, 2012, the Division of Emergency Management, Bureau of Preparedness, Technological Hazards Section, received a petition for University Hospital & Medical Center. Petitioner seeks a waiver of the requirements of Sections 252.85(4), (5), Florida Statutes, adopted by Rules 9G-14.004 and 9G-14.005, Florida Administrative Code, that requires payment of late fees and

penalties which pose a significant economic/financial hardship. Petitioner has satisfied the reporting requirements. Any interested person may file comments within 15 days of the publication of this notice with: Mindy Dowling, Bureau of Preparedness, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mindy Dowling, Bureau of Preparedness, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF LAW ENFORCEMENT

The Criminal Justice Standards and Training Commission hereby gives notice that on August 9, 2012, the Criminal Justice Standards and Training Commission has issued an order.

On July 26, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of paragraph 11B-27.00213(4)(b), F.A.C., by the Florida Department of Corrections on behalf of three officers. Paragraph 11B-27.00213(4)(b), F.A.C., requires officers on a Temporary Employment Authorization to have a four year break in service if they separate from employment while in good standing. Notice of receipt of the petition was published in the Florida Administrative Weekly Vol. 38, No. 32, on August 10, 2012.

On August 9, 2012, at its regularly scheduled business agenda meeting held in Ponte Vedra Beach, FL, the Commission found that the Petitioner’s situation is unique. The Petitioner demonstrated that the strict application of the Commission’s rules in this case would violate the principles of fairness. The Petitioner’s TEA officers had, in fact, complied with all aspects of paragraph 11B-27.00213(4)(b), F.A.C. and Section 943.131(1), F.S. The TEA officers were involuntarily separated from employment with the Petitioner while in good standing because of the Petitioner’s budgetary issues. The Commission found that the purposes of the underlying statute, Section 943.131(1), F.S., to ensure that TEA officers do not voluntarily separate from TEA employment while in good standing merely to pursue a more attractive TEA elsewhere, will be met by granting this waiver request. The Commission granted the Petitioner’s waiver permanently for the June 3, 2011, separation. The TEA officers may obtain another TEA without waiting four years from June 3, 2011, if they comply with all other requirements for becoming TEA trainees. A similar petition for waiver of paragraph 11B-27.00213(4)(b), F.A.C., was granted by the Commission for 190 DoC TEA trainees in June of 2011. The three trainees who are the subject of this petition were inadvertently omitted from the list of TEA trainees submitted by DoC for the 2011 waiver request.

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

The Criminal Justice Standards and Training Commission hereby gives notice that on June 26, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of paragraph 11B-35.0024(2)(b), F.A.C., from Manatee Technical Institute Law Enforcement Academy. Paragraph 11B-35.0024(2)(b), F.A.C., requires students taking the Vehicle Operation Instructor Course to pass the course without remediation. Five students from the March 31, 2008, through April 4, 2008, Vehicle Operations Instructor course at Manatee Technical Institute Law Enforcement Academy were remediated. The petition supports the requested waiver by stating that the students would suffer a substantial hardship, as would the many students that these five have trained, by having their training nullified. The petition further states that such an outcome would violate principles of fairness.

Notice of receipt of the petition was published in the Florida Administrative Weekly Vol. 38, No. 27, July 6, 2012.

On August 9, 2012, pursuant to notice, at a meeting held in Ponte Vedra Beach, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. These five student instructors relied upon misinformation and remediated portions of their proficiencies. The student instructors were then permitted to graduate and instruct other officers in Vehicle Operations. After careful consideration of the facts in this matter, the Commission issued an order granting the Petitioner's waiver.

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

The Criminal Justice Standards and Training Commission hereby gives notice that on August 9, 2012, the Criminal Justice Standards and Training Commission has issued an order. On July 31, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.002(4), F.A.C., by the Rockledge Police Department on behalf of Nichole Parrish. Subsection 11B-27.002(4), F.A.C., requires officers to become employed within four years of beginning basic recruit training. Notice of receipt of the petition was published in the Florida Administrative Weekly Vol. 38, No. 32, on August 10, 2012.

On August 9, 2012, at its regularly scheduled business agenda meeting held in Ponte Vedra Beach, FL, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's

rules in this case would violate the principles of fairness. The Petitioner was in the process of completing the hiring of Ms. Parrish when Ms. Parrish became subject to the restriction of subsection 11B-27.002(4), F.A.C. The Commission found that the purposes of the underlying statute, Section 943.1395(1), F.S., to ensure that officers meet strict qualification criteria and minimum training requirements, is being addressed in an alternative method by granting this rule waiver. The Commission granted the Petitioner's waiver permanently for the completion of hiring protocols. The Commission granted a similar request on behalf of Brian Call and Pasco County Sheriff's Office at the August, 2007, Commission meeting in case number VAR-2007-24. In that case, as in this case, the agency had begun the hiring process prior to the expiry of the employee's four years. Likewise, in VAR-2007-24, the employment was not completed prior to the expiry of the four years through no fault of the officer.

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

The Criminal Justice Standards and Training Commission hereby gives notice that on June 26, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of Rule 11B-18.005, F.A.C., from State Regional Law Enforcement Training Council XV. Rule 11B-18.005, F.A.C., requires the Region XV Training Council to have members from agencies which no longer have law enforcement functions, or which no longer exist. The petition supports the requested waiver by stating that the agencies which no longer have law enforcement functions or which no longer exist should be permanently removed from the council and the Supreme Court Marshal's Office should be added, because that office performs law enforcement functions.

Petitioner states that the council will suffer a substantial hardship the waiver is not granted, because it has members which no longer engage in law enforcement duties and which no longer exist. These members are voting members without which the council cannot conduct its business. The council further states that it would also violate principles of fairness to exclude the Supreme Court Marshal's Office from representations on the council.

Notice of receipt of the petition was published in the Florida Administrative Weekly Vol. 38, No. 27, July 6, 2012.

On August 9, 2012, pursuant to notice, at a meeting held in Ponte Vedra Beach, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The composition of the State Regional Law Enforcement Training Council XV must

be amended so that the Council can conduct needed business. After careful consideration of the facts in this matter, the Commission issued an order granting the Petitioner's waiver. A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302 or by telephoning (850)410-7676.

STATE BOARD OF ADMINISTRATION

NOTICE IS HEREBY GIVEN that on August 08, 2012, the State Board of Administration of Florida (SBA), Florida Hurricane Catastrophe Fund, received a petition for Emergency Variance or Waiver from Rules 19-8.010, 19-8.028 and 19-8.030, F.A.C., from Homeowners Choice Property & Casualty Insurance Company, Inc. The above referenced rules address, among other things, the timing of selections of optional coverage. The Petitioner is requesting that the deadlines be waived and an untimely cancellation of optional coverage be allowed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Tina Joanos, Agency Clerk, SBA, P. O. Box 13300, Tallahassee, Florida 32317-3300, email: Tina.Joanos@sbafla.com. Any interested person or other agency may submit written comments on the Petition for Emergency Waiver or Variance. To be considered, comments must be received by the close of business on the 5th day following publication of this notice in the August 24, 2012, edition of the Florida Administrative Weekly. Comments should be sent to the Agency Clerk at the address provided above.

WATER MANAGEMENT DISTRICTS

The South Florida Water Management District (District) hereby gives notice on August 9, 2012, the District's Governing Board issued SFWMD Order No.: 2012-085-DAO-ROW to Toras Chaim Development Corp. (Application No. 12-0628-3). The petition for waiver was received by the District on June 28, 2012. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 38, No. 29, on July 20, 2012. No public comment was received. This Order provides a waiver of the District's criteria to allow the existing fencing, trees, concrete pad with dumpster, irrigation pump, asphalt paving and wrought iron gate with bollards to remain within the north right of way of C-9 at 1025 N.E. Miami Gardens Drive, North Miami Beach; Sections 5 & 6, Township 52 South, Range 42 East, Miami-Dade County. Specifically, the Order grants a waiver from paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground structures

within 40 feet of the top of canal bank within works or lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver as follows: 1) the facilities will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation, and routine maintenance activities; and 2) the Order granting a waiver from the subject rule is based upon a substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Juli Russell, South Florida Water Management District, 3301 Gun Club Road, MSC #1410, West Palm Beach, Florida 33406-4680, (561)682-6268 or by email: jurussel@sfwmd.gov.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN that on August 13, 2012, the Agency for Health Care Administration ("AHCA") issued a Final Order Denying Petition for Variance from Rule 59G-4.250, Florida Administrative Code. The Final Order was entered in response to the Petitioner's document entitled, "Petition for Variance from or Waiver of Rule 59G-4.250, F.A.C.," which was treated as a Petition for Variance from Rule 59G-4.250, Florida Administrative Code (the "Petition"). On May 14, 2012, AHCA received the Petition from Walgreen Co. Walgreen Co. seeks variance or waiver from the current version of Rule 59G-4.250, Florida Administrative Code (amended June 19, 2012), as well as the previous version (amended November 3, 2008) of the rule.

Rule 59G-4.250, Florida Administrative Code, entitled Prescribed Drug Services, requires that all participating prescribed drug services providers enrolled in the Medicaid program must be in compliance with the provisions of the Florida Medicaid Prescribed Drug Services Coverage, Limitations, and Reimbursement Handbook (Handbook), updated May 2008 and June 2012. Walgreen Co. seeks to preserve the enrollment of certain newly acquired specialty pharmacies in the Florida Medicaid program that have not yet received their Drug Enforcement Administration ("DEA") registrations and allow certain other community pharmacies to enroll pending their receipt of their DEA registrations. Walgreen Co. seeks a variance or waiver from the portion of the Handbook which lists DEA registration as one of the items needed for enrollment as a prescribed drug services provider. The Notice of the Petition was published in the Florida Administrative Weekly on June 8, 2012.

On August 13, 2012, AHCA issued a Final Order denying the Petition. AHCA determined that the Petition failed to provide facts that constitute competent, substantial evidence, pursuant to Section 120.542, Florida Statutes, to support a variance or waiver of Rule 59G-4.250, Florida Administrative Code. A copy of the Final Order may be obtained by writing to: Richard

Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Station 3, Tallahassee, Florida 32308.

A copy of the Order or additional information may be obtained by contacting: Tracie Hardin, Esquire, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Station #3, Tallahassee, Florida 32308, (850)412-3643.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Department issued a Final Order that was in response to a Petition for Variance from Plaza 300 Associates LLC, filed April 18, 2012 and advertised in Vol. 38, No. 18 of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 3.11.3, 3.3.2, and 2.7.4 ASME A17.3, 1996 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations, platform guards (aprons), and door restrictors because Petitioner states that door restrictors and car aprons would trigger additional upgrades, which is not true. Petitioner has not demonstrated that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-119).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Department issued a Final Order that was in response to a Petition for Variance from Dohring Group, filed June 19, 2012, and advertised in Vol. 38, No. 26 of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 3.3.2, ASME A17.3, 1996 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators platform guards because the existing guard is the maximum 21" reasonable length and the Petitioner has not demonstrated that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-196).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Hyatt Place, filed July 2, 2012, and advertised in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc)1&3 ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that require that suspension and governor ropes be no less than 9.5 mm to allow the installation of approved 6mm governor ropes and 8 mm hoist ropes because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-212).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from the Home Association, filed July 6, 2012, and advertised in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.4.4, 3.9.1, 3.9.2, 3.10.3, 2.2.4, 2.3.1, 2.7.3, 3.4.1, and 3.4.2 ASME A17.3, 1996 edition and 8.6.1.6.3 ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators from providing ventilation of the machine room, access to pit and hoistway, car enclosures, car doors and gates, emergency exits, normal terminal stopping devices, final terminal stopping devices, top-of-car operating devices and wiring diagrams because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-217).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Trafalgar Court, filed July 30, 2012, and advertised in Vol. 38, No. 32, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the

Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-246).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On August 10, 2012 the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Tradition Hospital, filed July 23, 2012, and advertised in Vol. 38, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from 2.20.4, 2.24.2.1, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, the petition is to allow the removal of previously approved Kevlar ropes and replace them with 8mm steel ropes because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-240).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from FW Medical Office, filed June 29, 2012, and advertised in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, and 2.20.1, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires 9.5mm ropes and upgrading the elevators with approved 6mm governor ropes and non-circular elastomeric coated steel suspension because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-207).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Nemours Children's Hospital, filed July 2, 2012, and advertised in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc)1&3, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires 9.5mm suspension and governor ropes and installing approved 6mm governor ropes and 8mm hoist ropes because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-211).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Lafayette Bldg., filed July 16, 2012, and advertised in Vol. 38, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 8.6.5.8 ASME A17.1a, 2005 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires installing a bulkhead on in ground hydraulic cylinders until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-232).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on August 9, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Acapulco Inn. Petitioner seeks an emergency variance of the requirements of an unspecified Section of A17.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators which poses a significant economic/financial hardship. Any

interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-260).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on August 9, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Regency West Apartments, A condominium. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-261).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on August 13, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for 933 Office Building. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-263).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on August 13, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Surfrider Condominium. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this

notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-262).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on August 13, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Port Belleair No. 2. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators lifejacket system at this time which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-265).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on August 13, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for La Quinta Inn 0641. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-264).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on August 8, 2012, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsections 61C-4.010(1), (6), Florida Administrative Code, from Big Daddy G Foods located in Orlando, FL. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011, Lydia.Gonzalez@dbpr.state.fl.us.

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on July 18, 2012, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.010(6), (7), Florida Administrative Code, from Divine Nutrition located in Daytona Beach Shores, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within an adjacent establishment for use by customers only.

The Petition for this variance was published in Vol. 38, No. 31 on August 3, 2012. The Order for this Petition was signed on August 9, 2012 and after a complete review of the variance request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within Heavenly Fitness are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Heavenly Fitness changes, an updated signed agreement for use of the bathroom facilities is required immediately.

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

NOTICE IS HEREBY GIVEN that on August 10, 2012, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Paragraph 4-301.11, 2001 FDA Food Code and subsection 61C-4.010(5), Florida Administrative Code, from Dunkin' Donuts located in Fort Myers, FL. The above referenced F.A.C. addresses the requirements that each establishment have facilities to maintain potentially hazardous food at proper temperature and that food must be properly stored in a licensed establishment. They are requesting to share cold holding facilities and food storage areas located within another permitted establishment.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011, Lydia.Gonzalez@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN that on August 8, 2012, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsections 61C-4.010(6), (7), Florida Administrative Code, from Sebago Catering located in Key West, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within an adjacent establishment for use by customers only.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011, Lydia.Gonzalez@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN that on August 2, 2012, the Board of Accountancy, received a petition for Maria Cigliutti, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on July 30, 2012, the Board of Accountancy, received a petition for Ricardo J. Diaz, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed. In the event all four test sections of the CPA Examination are not passed with the rolling eighteen-month

period, credit for any test section(s) passed outside the eighteenth-month period will expire and that test section(s) must be retaken.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that on August 10, 2012, the Department of Environmental Protection, received a petition for RaceTrac Petroleum, Inc., seeking an emergency permanent waiver from paragraph 62-521.400(1)(l), F.A.C., to allow for the placement of an underground storage tank at the RaceTrac-Livingston project located at 23390 State Road 54 in Hillsborough County. The location of the proposed tank falls within the 500-foot setback from a non-transient, non-community well that is located at a nearby childcare center, All Kids Academy in Pasco County. The petition has been assigned OGC File No.: 12-1409. Written comments must be received by Donnie McLaugherty at the address below no later than 5 days from the date of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Donnie McLaugherty, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, FL 32399, (850)245-8645; email: Donnie.McLaugherty@dep.state.fl.us.

DEPARTMENT OF HEALTH

Notice is hereby given that the Petition for Waiver or Variance filed by Mohammad H. Gharavi, M.D., from Rule 64B8-9.0131, F.A.C., has been withdrawn, upon request of the Petitioner. The Notice of Petition was published in Vol. 38, No. 29, of the July 20, 2012, issue of the F.A.W. The person to be contacted regarding this Petition is: Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

The Board of Medicine hereby gives notice that on August 9, 2012, an Order was filed on the Petition for Waiver. The Petition for Waiver was filed on behalf of Joseph J. Karimpil, M.D. on July 2, 2012, seeking a waiver from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner’s medical school. The Notice was published in Vol. 38, No. 29, of the Florida Administrative Weekly, on July 20, 2012. The Board, at its meeting held on August 3, 2012, voted to grant the Petition for Waiver finding that the Petitioner demonstrated a

substantial hardship; that application of the rule would violate the principles of fairness; and that he has met the purpose of the underlying statute.

A copy of the Order or additional information may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

The Board of Medicine hereby gives notice that on August 9, 2012, an Order was filed on the Petition for Waiver. The Petition for Waiver was filed on behalf of Sajidkhan S. Pathan, M.D., on May 17, 2012, seeking a waiver from Rule 64B8-4.018, F.A.C., with regard to the requirement that the core clerkship rotation be completed at a hospital which at the time had a residency program accredited by the Accreditation Council for Graduate Medical Education. The Notice was published in Vol. 38, No. 22, of the Florida Administrative Weekly, on June 1, 2012. The Board, at its meeting held on August 3, 2012, voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship; that application of the rule would violate the principles of fairness; and that he has met the purpose of the underlying statute.

A copy of the Order or additional information may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

The Board of Medicine hereby gives notice that on August 9, 2012, an Order was filed on the Petition for Waiver. The Petition for Waiver was filed by Gholam Ali Peyman, M.D. on June 6, 2012, seeking a waiver from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education and transcripts directly from Petitioner’s medical school. The Notice was published in Vol. 38, No. 25, of the Florida Administrative Weekly, on June 22, 2012. The Board, at its meeting held on August 3, 2012, voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship; that application of the rule would violate the principles of fairness; and that he has met the purpose of the underlying statute.

A copy of the Order or additional information may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

The Board of Medicine hereby gives notice that on August 9, 2012, an Order was filed on the Petition for Waiver. The Petition for Waiver was filed by Marc L. Pollack, M.D., on May 8, 2012, seeking a waiver from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner’s medical school. The Notice was published in Vol. 38, No. 20, of the Florida Administrative Weekly, on May 18, 2012. The Board, at its meeting held on August 3, 2012, voted to grant the Petition for Waiver finding that the Petitioner demonstrated a

substantial hardship; that application of the rule would violate the principles of fairness; and that he has met the purpose of the underlying statute.

A copy of the Order or additional information may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

The Board of Medicine hereby gives notice that on August 9, 2012, an Order was filed on the Petition for Waiver. The Petition for Waiver was filed on behalf of Asok Kumar Sinha, M.D., on May 16, 2012, seeking a waiver from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school. The Notice was published in Vol. 38, No. 22, of the Florida Administrative Weekly, on June 1, 2012. The Board, at its meeting held on August 3, 2012, voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship; that application of the rule would violate the principles of fairness; and that he has met the purpose of the underlying statute.

A copy of the Order or additional information may be obtained by contacting: the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

NOTICE IS HEREBY GIVEN that on August 10, 2012, the Board of Physical Therapy Practice, received a petition for a variance or waiver of sub-subparagraph 64B17-3.001(3)(b)1.f., F.A.C., filed by Heather D. Harstell, Ph.D, MDiv, PT, which requires for foreign graduates to have received a determination that the credentials are equivalent to education required for licensure as a physical therapist in the United States as determined by the Foreign Credentialing Commission on Physical Therapy.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255. Comments on this petition should be filed with the Board of Physical Therapy Practice at the above address within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on August 10, 2012, the Board of Physical Therapy Practice, received a petition for a variance or waiver of Rule 64B17-3.001, F.A.C., filed by Victoria Jaramillo, which requires for foreign graduates to have received a determination that the credentials are equivalent to education required for licensure as a physical therapist in the United States as determined by the Foreign Credentialing Commission on Physical Therapy.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05,

Tallahassee, Florida 32399-3255. Comments on this petition should be filed with the Board of Physical Therapy Practice at the above address within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on August 3, 2012, the Board of Psychology, received a petition for a variance or waiver, filed by Denese Gail Simone Marshall, of Rule 64B19-11.005, F.A.C., which requires that all applicants for licensure complete at least 2,000 hours of post doctoral experience under a supervisor whose supervision comports with this rule.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

Comments on this petition should be filed with the Board of Psychology within 14 days of publication of this notice.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The Florida **Department of State** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 5, 2012, 1:00 p.m. – 3:00 p.m. (EST)

PLACE: The Orange County Regional History Center, Linda W. Chapin Gallery, 65 East Central Boulevard, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Update from partners and participants of the Viva Florida 500 initiative to commemorate Florida's 500-year anniversary, or Quincentennial, of the landing of European explorer Juan Ponce de León. Several partners will detail their efforts to date and provide an update on how the initiative is building statewide and in this region of Florida. Agenda will be posted on www.fla500.com from August 29, 2012.

A copy of the agenda may be obtained by contacting: Rachel Porter, Special Programs Coordinator, (850)245-6360.

Pursuant to the provisions of 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: Rachel Porter, Special Programs Coordinator, (850)245-6360. If you are 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, Special Programs Coordinator, (850)245-6360.

The **Bureau of Historic Preservation**, and the **Friends of Florida Main Street Board** announces a public meeting to which all persons are invited.

DATE AND TIME: September 12, 2012, 1:30 p.m. – Conclusion

PLACE: Dade City Business Center, Jordon Room, 14950 US Highway 301, Dade City, Florida 33523

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct an annual meeting to make new board members and board president recommendations to the Secretary of State and to elect the executive committee, followed by a regular meeting to conduct the business of the organization.

A copy of the agenda may be obtained by contacting: Joan Jefferson, Florida Main Street Coordinator, Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250 or by calling: 1(800)847-7278.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Joan Jefferson via telephone: 1(800)847-7278 or email: Joan.Jefferson@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Joan Jefferson via telephone: 1(800)847-7278 or email: Joan.Jefferson@dos.myflorida.com.

DEPARTMENT OF LEGAL AFFAIRS

The Florida **Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, September 5, 2012, 10:00 a.m. – 12:00 Noon

PLACE: Call: (850)414-3300, for instructions on participation.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call: (850)414-3300.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame Committee.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131.

Pursuant to the provisions of 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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131.

The Florida **Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, November 8, 2012, 9:00 a.m. – 11:00 a.m.

PLACE: Please Call: (850)414-3300, for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance & Budget Committee.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call: (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131.

Pursuant to the provisions of 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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131.

The **Department of Legal Affairs**, Council on the Social Status of Black Men and Boys announces the following full Council operations planning workshop.

Council on the Social Status of Black Men and Boys (Operations Planning Workshop)

DATE AND TIME: September 7, 2012, 9:00 a.m. – 2:00 p.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way Building, Tallahassee, FL 32399, (850)488-8366 (Please be advised that meeting location may be subject to change. For updates please visit <http://www.cssbmb.com>)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.

A copy of the meeting agenda may be obtained by visiting: <http://www.cssbmb.com>.

Pursuant to the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Bureau at least 48 hours prior to the meeting by contacting: Bureau of Criminal Justice Programs, (850)414-3300. If you are 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, contact: Bureau of Criminal Justice Programs, (850)414-3300.

The **Department of Legal Affairs**, Council on the Social Status of Black Men and Boys announces the following telephone conference meetings which all persons are invited to attend:

CSSBMB Community Representatives Teleconference

DATE AND TIME: September 14, 2012, 10:00 a.m. – 12:00 Noon

PLACE: Conference Call: 1(888)670-3525, Participant Code: 5652593223 (Please be advised that meetings & meeting rooms maybe subject to change. For updates please visit <http://www.cssbmb.com>)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.

A copy of the meeting agenda may be obtained by visiting: <http://www.cssbmb.com>.

Pursuant to the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Bureau at least 48 hours prior to the meeting by contacting: Bureau of Criminal Justice Programs, (850)414-3300. If you are 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, contact: Bureau of Criminal Justice Programs, (850)414-3300.

DEPARTMENT OF EDUCATION

The **Florida Rehabilitation Council for the Blind** announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 30, 2012, 10:00 a.m.

PLACE: Teleconference call

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this teleconference is to discuss three division policies with the Division of Blind Services.

For more information, you may contact: Phyllis Dill, AAII, (850)245-0392 or phyllis.dill@dbs.fldoe.org.

The **Florida State College at Jacksonville District**, Board of Trustees announces the following meeting to which the public is invited.

BOARD WORKSHOP:

DATE AND TIME: August 23, 2012, 1:30 p.m. – 3:00 p.m.

PLACE: South Campus, Nathan H. Wilson Center for the Arts, Lakeside Room M-1140, 11901 Beach Blvd., Jacksonville, Florida 32246

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss financial aid process.

All objections to this notice or the propriety of the scheduled public meeting should be filed in writing with the College President, Florida State College at Jacksonville, on or before August 23, 2012. All legal issues should be brought to the College's attention and an attempt made to resolve them prior to the public meeting. The College does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and is an equal access/equal opportunity/affirmative action college. If special accommodations are required, please advise human resources 24 hours in advance of the meeting.

FLORIDA STATE COLLEGE AT JACKSONVILLE
Dr. Steven R. Wallace
College President

The **Florida State College at Jacksonville District**, Board of Trustees announces the following meetings to which the public is invited.

STRATEGIC CONVERSATION:

DATE AND TIME: September 4, 2012, 12:30 p.m. – 2:00 p.m.

PLACE: Advanced Technology Center, 401 W. State St., Room T-140, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Overview of Florida State College at Jacksonville.

REGULAR MONTHLY BOARD MEETING:

DATE AND TIME: September 4, 2012, 2:00 p.m. – 3:00 p.m.

PLACE: Administrative Offices, 501 W. State St., Board Room 405, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting.

DISCUSSION OF COLLEGE OPERATIONAL MATTERS:

DATE AND TIME: September 4, 2012, 3:00 p.m. – 5:00 p.m.

PLACE: Administrative Offices, 501 W. State St., Room 403A, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: As needed, College operational matters.

Copies of the agenda for the regular monthly Board meeting will be available for inspection on and after Tuesday, August 28, 2012, and copies will be provided upon written request and the payment of approved duplicating charges. Any person wishing to address agenda items at the Board of Trustees meeting will be provided an opportunity to do so by appearing before the Board at the meeting. All objections to this notice or the propriety of the scheduled public meetings should be filed in writing with the College President, Florida State College at Jacksonville, on or before September 4, 2012. All legal issues should be brought to the College's attention and an attempt made to resolve them prior to the public meeting.

Any person wishing to appeal a decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such an appeal and may, therefore, need to ensure that a verbatim record is made.

Through the months of September and October 2012, the Board will hold informal meetings each Thursday, 12:00 Noon – 4:00 p.m. at the Administrative Offices, Room 403A, for the purpose of discussing College business as appropriate.

The College does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and is an equal access/equal opportunity/affirmative action college. If special accommodations are required, please advise human resources 24 hours in advance of the meeting.

FLORIDA STATE COLLEGE AT JACKSONVILLE
Dr. Steven R. Wallace
College President

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Economic Opportunity** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 6, 2012, 9:30 a.m. – 11:30 a.m.

PLACE: Florida Department of Economic Opportunity, Office of Housing and Community Development, 107 W. Gaines Street, Conference Room L-47, Tallahassee, Florida 32399, (850)717-8450; Conference Call: 1(888)808-6959, Conference Code: 127 528 8996

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Community Assistance Advisory Council will review proposed revisions to the Council By-laws.

APPEALS INFORMATION: If a person decides to appeal any decision of the Department of Economic Opportunity with respect to any matter considered at this public hearing, he or she will need a record of the proceeding, and for such purposes he or she may need to ensure that a record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Any person requiring a special accommodation at this public hearing because of a disability or physical impairment should contact: Community Assistance Section, (850)488-7541, at least five calendar days prior to the hearing. If you are hearing impaired, please contact the Department of Economic Opportunity using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by contacting: Community Assistance Section, (850)488-7541.

Pursuant to the provisions of 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: Community Assistance Section, (850)488-7541. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **State Emergency Response Commission**, Training Task Force announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 5, 2012, 1:30 p.m.

PLACE: This is a telephone conference call which can be attended via the internet and telephone. Go to the web site: <https://www2.gotomeeting.com/join/830264514>, then dial 1(888)808-6959, Passcode: 6517811543, Meeting ID 830-264-514

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Report on Hazardous Materials Training Symposium.
2. Discussion of Bomb/Hazmat Team Curriculum.
3. Revision/Update of Existing Protocols.
4. Review of Project Board.

A copy of the agenda may be obtained by contacting: Florida Division of Emergency Management, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Florida Division of Emergency Management, (850)413-9970. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 10, 2012, 12:00 Noon – 2:00 p.m.

PLACE: Florida State Capitol Building, 22nd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly Missing Endangered Persons Information Clearinghouse Advisory Board (MEPICAB) Formal meeting.

A copy of the agenda may be obtained by contacting: Ms. Debbie Payne, 1(888)356-4774.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Debbie Payne, 1(888)356-4774. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Debbie Payne or Ms. Gwen Johnson, 1(888)356-4774.

DEPARTMENT OF REVENUE

NOTICE OF RESCHEDULING – The **Department of Revenue** announces a public hearing to which all persons are invited.

DATE AND TIME: September 18, 2012, during a regular meeting of the Governor and Cabinet, 9:00 a.m. This subject matter is rescheduled due to the cancellation of the August 21, 2012, meeting of the Governor and Cabinet, as was published in the June 29, 2012, edition of the Florida Administrative Weekly (Vol. 38, No. 26, pp. 2684-2685).

PLACE: Cabinet Meeting Room, Lower Level, the Capitol, Tallahassee, Florida. Please refer to the Cabinet Agenda posted to the Department's Internet site: <http://dor.myflorida.com/dor/rules/> prior to attending a meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed Property Tax Oversight Program rules listed below. Notices of Proposed Rule were published for these rules in the April 6, 2012 (Vol. 38, No. 14, pp. 1384-1407), edition of the Florida Administrative Weekly (F.A.W.). Subsequently, the Department held a public hearing on May 1, 2012, at which the public offered comments and suggestions. After considering these comments, the Department published Notices of Change in the F.A.W. on May 18, 2012, May 25, 2012, June 1, 2012 and June 8, 2012, for several of these rules. The Department had previously held rule development workshops on July 19-20, 2011, at which the public offered comments and suggestions. The July workshops were noticed in the July 1, 2011 (Vol. 37, No. 26, pp. 1785-1792), edition of the F.A.W.

The rules that will be heard at the September 18, 2012, public hearing include: Rule 12D-1.009, F.A.C. (Mapping Requirements); Rule 12D-1.010, F.A.C. (Reconciliation of Interim Tax Rolls – Form of Notification); Rule 12D-2.001, F.A.C. (Definitions); Rule 12D-5.004, F.A.C. (Applicability of Other Factors to Classification of Agricultural Lands); Rule 12D-5.014 F.A.C. (Conservation Easement, Environmentally Endangered or Outdoor Recreational or Park Property Assessed Under Section 193.501, F.S.); Rule 12D-7.0055, F.A.C. (Exemption for Deployed Servicemembers); Rule 12D-7.006, F.A.C. (Exemption for Totally and Permanently Disabled Persons); Rule 12D-7.013, F.A.C. (Homestead Exemptions-Abandonment); Rule 12D-7.0142, F.A.C. (Additional Homestead Exemption Pursuant to Section 196.031(1)(b), Florida Statutes); Rule 12D-7.0143, F.A.C. (Additional Homestead Exemption Up To \$50,000 for Persons 65 and Older Whose Household Income Does Not Exceed \$20,000 Per Year); Rule 12D-7.019, F.A.C. (Tangible Personal Property Exemption); Rule 12D-7.020, F.A.C. (Real Property Dedicated in Perpetuity for Conservation); Rule 12D-8.0061, F.A.C. (Assessments; Homestead Property Assessments at Just Value); Rule 12D-8.00659, F.A.C. (Notice of Change of Ownership or Control of Non-Homestead Property); Rule 12D-8.022, F.A.C. (Reporting of Fiscal Data by Fiscally Constrained Counties to the Department of Revenue); Rule 12D-9.015, F.A.C. (Petition; Form and Filing Fee); Rule 12D-9.036, F.A.C. (Procedures for Petitions on Denials of Tax Deferrals); Rule 12D-16.001, F.A.C. (Administration of

Forms); Rule 12D-16.002, F.A.C. (Index to Forms); Rule 12D-17.004, F.A.C. (Taxing Authority's Certification of Compliance; Notification by Department); Rule 12D-17.005, F.A.C. (Taxing Authorities in Violation of Section 200.065, Florida Statutes); Rule 12D-17.006, F.A.C. (Notification of Noncompliance; Withholding and Escrow of State Revenue Sharing Funds); and Rule 12D-18.012, F.A.C. (Tax Collector Non-Ad Valorem Assessment Roll Reports).

A copy of the agenda may be obtained by contacting: Janice Forrester, Senior Revenue Administrator, Property Tax Oversight Program, Department of Revenue, P. O. Box 3000, Tallahassee, Florida 32315-3000, (850)617-8886, email: ForrestJ@dor.state.fl.us.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Janice Forrester, (850)617-8886 or email: ForrestJ@dor.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: September 6, 2012, 4:30 p.m. – 6:30 p.m.

PLACE: Nassau County Commission Chambers, 96135 Nassau Place, Yulee, FL 32097

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design and social, economic and environmental effects of Financial Project ID Number: 426031-2, otherwise known as the Chester Road widening project in Nassau County. The proposed improvements will provide a new four lane divided roadway from SR 200 (A1A) to Green Pine Road, a distance of approximately 2.6 miles. Improvements will also include bicycle lanes and sidewalks.

Public participation is solicited without regard to race, color, sex, age, 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 South 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 South Marion Avenue, MS

#2007, Lake City, Florida 32025-5874, (386)961-7873 or 1(800)749-2967, ext. 7873. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

The Florida **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 1, 2012, 6:00 p.m. – 7:30 p.m.

PLACE: Markham Woods Church, 505 Markham Woods Rd., Longwood, FL 32779

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to receive public comment on the draft for the Wekiva River Aquatic Preserve Management Plan, which includes 20 miles of the St. Johns River designated as part of the aquatic preserve.

A copy of the draft plan will be available for viewing starting September 4, 2012 at www.dep.state.fl.us/coastal/. The Wekiva River Aquatic Preserve Advisory Committee will be participating.

A copy of the agenda may be obtained by contacting: Aquatic Preserve Manager, Deborah Shelley, by e-mail: Deborah.Shelley@dep.state.fl.us, by phone: (407)330-6727 or by mail: 8300 West State Road 46, Sanford, FL 32771.

Pursuant to the provisions of 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: Deborah Shelley, (407)330-6727. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 2, 2012, 6:00 p.m. – 7:30 p.m.

PLACE: Volusia County Administration Building, 123 W. Indiana Ave., Deland, FL 32720

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to receive public comment on the draft for the Wekiva River Aquatic Preserve Management Plan, which includes 20 miles of the St. Johns River designated as part of the aquatic preserve.

A copy of the draft plan will be available for viewing starting September 4, 2012 at www.dep.state.fl.us/coastal/. The Wekiva River Aquatic Preserve Advisory Committee will be participating.

A copy of the agenda may be obtained by contacting: Aquatic Preserve Manager, Deborah Shelley, by e-mail: Deborah.Shelley@dep.state.fl.us, by phone: (407)330-6727 or by mail: 8300 West State Road 46, Sanford, FL 32771.

Pursuant to the provisions of 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: Deborah Shelley, (407)330-6727. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 3, 2012, 9:00 a.m. – 2:00 p.m.

PLACE: Markham Woods Church, 505 Markham Woods Rd., Longwood, FL 32779

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is for the members of the Wekiva River Aquatic Preserve Advisory Committee to discuss the revision of the draft Wekiva River Aquatic Preserve Management Plan, which includes 20 miles of the St. Johns River designated as part of the aquatic preserve.

A copy of the agenda may be obtained by contacting: Aquatic Preserve Manager, Deborah Shelley, by e-mail: Deborah.Shelley@dep.state.fl.us, by phone: (407)330-6727 or by mail: 8300 West State Road 46, Sanford, FL 32771.

Pursuant to the provisions of 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: Deborah Shelley, (407)330-6727. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA PAROLE COMMISSION

The Florida **Parole Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, September 12, 2012; September 19, 2012; September 26, 2012, 8:30 a.m. (NOTE: If not completed, meeting will continue on Thursday, September 13, 2012; September 20, 2012; and September 27, 2012, 8:30 a.m.)

PLACE: Florida Parole Commission, 4070 Esplanade Way, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, (850)488-1293.

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

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

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: September 5, 2012, 6:30 p.m.

PLACE: Harbor Hills Country Club, First Floor, 6538 Lake Griffin Road, Lady Lake, FL 32159

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No.: 120158-SU – Application for approval of transfer, and original certificate for an existing wastewater system, requesting initial rates and charges in Lake County by Harbor Waterworks, Inc.

The purpose of this customer meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed initial rates and charges, and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. For questions, contact: Commission Staff, Michael Lawson, (850)413-6076.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Michael Lawson, (850)413-6076.

ADMINISTRATION COMMISSION

The **Administration Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Administration Commission will consider authorizing publishing of a notice of proposed rule amendment for Rule 28-101.001, F.A.C., Statement of Agency Organization and Operation, and to file for rule adoption if no member of the public timely requests a rule hearing.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, FL 32399-0001, telephone: (850)717-9513.

The **Administration Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Administration Commission will consider authorizing publishing of notices of proposed rule amendment for listed rules Chapter 28-102, F.A.C., and to file for rule adoption if no member of the public timely requests a rule hearing.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, FL 32399-0001, telephone: (850)717-9513.

The **Administration Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Administration Commission will consider repeal of Rule Chapter 28-103, F.A.C., Rulemaking, and associated rules and to file for rule adoption if no member of the public timely requests a rule hearing. The rules within Chapter 28-103, F.A.C., are unnecessary as they are a restatement of statutory language.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, FL 32399-0001, telephone: (850)717-9513.

The **Administration Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Administration Commission will consider authorizing publishing of notices of proposed rule amendment Chapter 28-104, F.A.C., for listed rules and to file for rule adoption if no member of the public timely requests a rule hearing.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, FL 32399-0001, telephone: (850)717-9513.

The **Administration Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Administration Commission will consider authorizing publishing of notices of proposed rule amendment Chapter 28-105, F.A.C., for listed rules and to file for rule adoption if no member of the public timely requests a rule hearing.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, FL 32399-0001, telephone: (850)717-9513.

The **Administration Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Administration Commission will consider authorizing publishing of notices of proposed rule amendment Chapter 28-106, F.A.C., for listed rules and to file for rule adoption if no member of the public timely requests a rule hearing.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, FL 32399-0001, telephone: (850)717-9513.

The **Administration Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Administration Commission will consider authorizing publishing of a notice of proposed rule amendment for Rule

28-108.001, F.A.C., Petition for Exception to Uniform Rules of Procedure, and to file for rule adoption if no member of the public timely requests a rule hearing.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, FL 32399-0001, telephone: (850)717-9513.

The **Administration Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Administration Commission will consider authorizing publishing of notices of proposed rule amendment for listed rules Chapter 28-109, F.A.C., and to file for rule adoption if no member of the public timely requests a rule hearing.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, FL 32399-0001, telephone: (850)717-9513.

The **Administration Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Administration Commission will consider authorizing publishing of a notice of proposed rule amendment for Rule 28-110.004, F.A.C., Formal Written Protest, and to file for rule adoption if no member of the public timely requests a rule hearing.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, FL 32399-0001, telephone: (850)717-9513.

The **Administration Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 18, 2012, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Administration Commission will consider authorizing publishing of a notice of proposed rule amendment for Rule 28-112.001, F.A.C., Petition for Exception to Uniform Rules Relating to State Employment, and to file for rule adoption if no member of the public timely requests a rule hearing.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, FL 32399-0001, telephone: (850)717-9513.

REGIONAL PLANNING COUNCILS

The **Flagler County Transportation Disadvantaged Local Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 11, 2012, 10:00 a.m.

PLACE: Flagler County Government Services Building, Building 2, 1769 East Moody Boulevard, Bunnell, Florida 32110

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting.

A copy of the agenda may be obtained by contacting: Ed Lehman, elehman@nefrc.org or (904)279-0880.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Bonnie Magee, email: bmagee@nefrc.org or call: (904)279-0880. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

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

DATE AND TIME: Monday, September 10, 2012, 9:00 a.m.

PLACE: ECFRPC Offices, 309 Cranes Roost Blvd., Suite 2000, Altamonte Springs, Florida 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Executive Committee to discuss the upcoming September 19, 2012 Council Meeting (visit our website: www.ecfrpc.org for map and directions).

A copy of the agenda may be obtained by contacting: Tuesdai Brunsonbyrd-Bowden, East Central Florida Regional Planning Council, 309 Cranes Roost Blvd., Suite, 2000, Altamonte Springs, Florida 32701 or email: tbyrd@ecfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Tuesdai Brunsonbyrd-Bowden, (407)262-7772 or email: tbyrd@ecfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Tuesday Brunsonbyrd-Bowden, phone: (407)262-7772 or email: tbyrd@ecfrpc.org.

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

DATE AND TIME: August 29, 2012, 9:00 a.m.

PLACE: Bert J. Harris, Jr. Agricultural Center, 4509 George Boulevard, Sebring, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Central Florida Regional Planning Council, in conjunction with the University of Florida, will hold a Vision Weighting Exercise (Vision Weighting Exercise: 9:00 a.m. – 12:00 Noon and 1:30 p.m. – 4:30 p.m.).

For additional information contact: Jennifer Codo-Salisbury, (863)534-7130, ext. 178 or email: jcodosalisbury@cfrpc.org.

A copy of the agenda may be obtained by contacting: Jennifer Codo-Salisbury, (863)534-7130, ext. 178 or jcodosalisbury@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.

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

DATE AND TIME: September 12, 2012, 9:30 a.m.

PLACE: Sebring Airport Authority, Board Room, 128 Authority Lane, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Central Florida Regional Planning Council and/or its Executive Committee.

A copy of the agenda may be obtained by contacting: Kathryn Hall, (863)534-7130, ext. 129 or email: khall@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.

COMMISSION ON ETHICS

The **Commission on Ethics** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 7, 2012, 8:30 a.m.

PLACE: Senate Office Building, Room 37, 404 South Monroe Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by contacting: Commission on Ethics, website: www.ethics.state.fl.us or call: (850)488-7864.

Pursuant to the provisions of 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: Commission on Ethics, (850)488-7864. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

METROPOLITAN PLANNING ORGANIZATIONS

The **Lee County MPO's Local Coordinating Board for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2012, 1:30 p.m.

PLACE: Cape Coral – Lee County Public Library, Meeting Room, 921 S.W. 39th Terrace, Cape Coral, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- Approval of the Minutes from the May 18, 2012 LCB Meeting.
- Review of CTC 2011-2012 Annual Operating Report.
- Review of CTC 2011-2012 Annual Expenditure Report.
- Update to the LCB Bylaws.
- Approval of the 2013 Meeting Schedule.
- Coordinated Transportation Program Updates and Distributions Items.
- Community Transportation Coordinator (CTC) News and Reports.
- Transportation Access to JetBlue Park and other Popular Destinations in Lee County.

A copy of the agenda may be obtained by contacting: Mr. Brian Raimondo, 239-330-2240 or via email: braimondo@leempo.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mr. Brian Raimondo, (239)330-2240 or via email: braimondo@leempo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Brian Raimondo, (239)330-2240 or via email: braimondo@leempo.com.

WATER MANAGEMENT DISTRICTS

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

DATE AND TIMES: Tuesday, September 11, 2012, 8:15 a.m., Chair's Meeting; 9:00 a.m., Finance, Administration and Audit Committee; 10:00 a.m., Regulatory Committee followed by Governing Board Meeting

PLACE: District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Kyia Tiffany, 4049 Reid Street, Palatka, FL 32177, (386)329-4101 or by visiting the District's website: floridaswater.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk, (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: Tuesday, September 11, 2012, 5:05 p.m.

PLACE: This is a meeting conducted by means of communications media technology at District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177. One or more Governing Board members may attend and participate in the meeting via telephone or web conferencing technology. Public should attend in person at the District Headquarters.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official presentation of the FY 2012-2013 tentative millage rate and tentative budget and opportunity to receive public comment prior to consideration and adoption by the Governing Board.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Kyia Tiffany, 4049 Reid Street, Palatka, FL 32177, (386)329-4101 or by

visiting the District's website: floridaswater.com. A copy of the FY 2012-2013 tentative millage rate and tentative budget may be obtained by visiting the District's website: floridaswater.com/budget/index.html or by contacting: District Clerk, (386)329-4500. For more information, or if you wish to submit written or other physical evidence during the proceeding, you may contact Kyia Tiffany at the above referenced address or phone number.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk, (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 4, 2012, 3:30 p.m.

PLACE: Southwest Florida Water Management District, Building 4, Conference Room 112 A & B, 2379 Broad Street, Brooksville, Florida 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of task force business for the Hernando County Task Force of the Citrus/Hernando Waterways Restoration Council. Hernando County residents are encouraged to attend and provide suggestions for restoration projects to enhance fish and wildlife habitat.

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida Only), Jennifer Noland, (352)796-7211, ext. 4378.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: (352)796-7211 or 1(800)423-1476 (Florida Only), ext. 4702, TDD (Florida Only) 1(800)231-6103 or email: ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 5, 2012, 9:00 a.m.

PLACE: Tampa Service Office, 7601 Hwy. 301 N., Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pending Permit Applications.

Permit/Application No. and Project Name.

43023527.003 Crystal River Commons.

20006507.010 Central Regional Utility Service Area.

A copy of the agenda may be obtained by contacting: Danielle Sailer, (813)985-7481, ext. 4355.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD, Human Resources Bureau Chief, 1(800)423-1476, ext. 4702, TDD (FL Only) 1(800)231-6103 or email: ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: Thursday, September 6, 2012, 5:00 p.m. – 8:00 p.m.

PLACE: Miami-Dade County Fire Training Facility, 9300 N.W. 41 Street, Doral, Florida 33178

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. This workshop will focus on recreation issues. 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: www.sfrestore.org on August 23, 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 7 days before the workshop/meeting by contacting: The District Clerk's Office, (561)682-2087. If you

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

For more information, you may contact: Allyn Childress, (786)350-9403 or Sandy Soto, (954)377-5969.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs** announces three public meetings to which all persons are invited at the following dates, times, and locations:

DATE AND TIME: September 12, 2012, 2:00 p.m. – 5:00 p.m.

PLACE: Department of Transportation, Broward Operations Auditorium N/S, 5548 N.W. 9th Avenue, Ft. Lauderdale, FL 33309

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

PLACE: Department of Revenue, Building 1, Conference Room 1220/1221, 2450 Shumard Oak Blvd., Tallahassee, FL 32311

DATE AND TIME: October 16, 2012, 10:00 a.m. – 1:00 p.m.

PLACE: Marks Street Senior Recreation Complex, Oak Room, 99 East Marks St., Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to discuss the Wait List, including provisions described in Section 409.979, F.S.

A copy of the agenda may be obtained by contacting: Ann Dalton, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2067, email: medwaiver@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Ann Dalton, Florida Department of Elder Affairs, Medicaid Waivers, 4040 Esplanade Way, Tallahassee, Florida 32399, (850)414-2067, email: medwaiver@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 12, 2012, 3:00 p.m. – 5:00 p.m. (EST)

PLACE: Conference Call: 1(888)670-3525, Conference Code: 780-930-7873

GENERAL SUBJECT MATTER TO BE CONSIDERED: Long-Term Care Ombudsman Program, Data & Information Committee Business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, 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 72 hours before the workshop/meeting by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, August 31, 2012, 2:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Code: 7533607 039

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of several members of the Assisted Living Workgroup to which all interested parties are invited. The purpose is to discuss a Medicaid consumer choice counseling hotline; the consideration of a mandatory ALF pre-admission screening process. The call participants may discuss other issues that may come before the workgroup.

A copy of the agenda may be obtained by contacting: Christopher Stroman, (850)412-4404, Christopher.Stroman@ahca.myflorida.com. The agenda will also be posted at: <http://ahca.myflorida.com/SCHS/ALWG2011/alwg2011.shtml> seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Isabelle Ashe, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4339. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Agency for Health Care Administration**, Drug Utilization Review Board and Prescribing Pattern Review Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, September 22, 2012, 8:00 a.m. – 12:00 Noon

PLACE: Crowne Plaza Westshore, 5303 W. Kennedy Blvd., Tampa, FL 33609

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will consist of: Review and approve drug use criteria and standards for both prospective and retrospective drug use reviews; apply these criteria and standards in the

application of the DUR activities; review and report the results of drug use reviews; recommend and evaluate educational intervention programs.

A copy of the agenda may be obtained by contacting: Vern.Hamilton@ahca.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

The **Florida E911 Board** announces a public meeting to which all persons are invited.

DATES AND TIME: September 12-13, 2012, 9:00 a.m. until conclusion of business

PLACE: Rosen Shingle Creek Hotel, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Updated meeting schedule whereby Board to discuss issues related to E911.

A copy of the agenda may be obtained by contacting: Penney Taylor, (850)414-9636.

Pursuant to the provisions of 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: Penney Taylor, (850)414-9636. If you are 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: Penney Taylor, (850)414-9636.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Construction Industry Licensing Board** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, September 11, 2012, 10:00 a.m. or soon thereafter

PLACE: Conference Call: 1(888)670-3525, Conference Code: 2938723619

GENERAL SUBJECT MATTER TO BE CONSIDERED: CE/Exams/Public Awareness committee meeting of the board.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Amanda Wynn, Senior Management Analyst

Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, September 12, 2012, 12:00 Noon; Thursday, September 13, 2012, 8:00 a.m.; Friday, September 14, 2012, 8:00 a.m. or soon thereafter

PLACE: The Biltmore Hotel, 1200 Anastasia Avenue, Coral Gables, FL, 33134

GENERAL SUBJECT MATTER TO BE CONSIDERED: Recovery Fund, general business, disciplinary and committee meetings of the board.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

The **Board of Cosmetology** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 12, 2012, 3:30 p.m.

PLACE: Conference Call: 1(888)670-3525, Participant Code: 8492079683#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395.

The Probable Cause Panel of the Florida **Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 12, 2012, 9:00 a.m. (Eastern Time)

PLACE: Division of Real Estate, Room N901, 400 W. Robinson St., Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1772. Only public portions of the agenda are available upon request.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1772. If you are 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 ENVIRONMENTAL PROTECTION

The **FDEP, Division of Waste Management** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, September 12, 2012, 2:00 p.m. – 4:00 p.m.

PLACE: Via Webinar and by Conference Call: 1(888)670-3525, Access Code: 1532516423#. You must reserve your webinar seat by registering at <https://www2.goto.com/register/243914722> in advance.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This webinar will provide an overview of FDEP's June 2012 Institutional Controls Procedures Guidance (ICPG). Department staff will discuss the use of Institutional Controls and Engineering Controls (IC/EC) in the Risk-Based Corrective Action (RBCA) process for cleaning up contaminated sites under Chapters 62-770, 62-782 and 62-785, F.A.C., which are planned to be merged into a consolidated Chapter 62-780, F.A.C., in the fall of this year. Department technical staff will provide a brief overview of the RBCA process that leads to conditional closure of contaminated sites with IC/EC under Risk Management Option Levels II and III. Then Department legal staff will review the Department's ICPG, and specifically focus on recent changes to the guidance as of June 2012. The webinar will conclude with an opportunity for questions and answers.

A copy of the agenda may be obtained by contacting: Rebecca Robinette, Senior Assistant General Counsel, email: rebecca.robinette@dep.state.fl.us or call: (850)245-2278.

Pursuant to the provisions of 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: Rebecca Robinette, Senior Assistant General Counsel, email: rebecca.robinette@dep.state.fl.us or call: (850)245-2278. If you are 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: Rebecca Robinette, Senior Assistant General Counsel, email: rebecca.robinette@dep.state.fl.us or call: (850)245-2278.

The **Departmental of Environmental Protection (DEP)**, Siting Coordination Office (SCO) announces a hearing to which all persons are invited.

DATE AND TIME: October 15, 2012, 9:00 a.m. and continuing as necessary from day-to-day until completed

PLACE: David Park Community Center, 108 N. 33rd Court, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: An Administrative Law Judge (ALJ) will conduct a hearing to consider the environmental effects and any other appropriate matters regarding whether to approve the site certification

application for the proposed Port Everglades Next Generation Clean Energy Center, SCO application number PA 12-57 and DOAH Case Number: 12-0422EPP, submitted by Florida Power & Light Company pursuant to the Florida Electrical Power Plant Siting Act, Sections 403.501-.518, Florida Statutes (F.S.). The ALJ will prepare a Recommended Order for submission to and final action by the Governor and Cabinet acting as the Siting Board. Pursuant to Section 403.508(3)(e), F.S., motions to intervene must be filed (received) with the Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550, at least 30 days prior to the date of the certification hearing. The certification hearing may be cancelled in accordance with Section 403.508(6)(a), F.S.

A copy of the agenda may be obtained by contacting: Siting Coordination Office, Department of Environmental Protection, 3900 Commonwealth Blvd., M.S. #48, Tallahassee, Florida 32399-3000, (850)245-2002.

Pursuant to the provisions of 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: Susana Garcia, Department of Environmental Protection, 3900 Commonwealth Blvd., MS #48, Tallahassee, Florida 32399-3000, (850)245-2002. If you are 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: Siting Coordination Office, Department of Environmental Protection, 3900 Commonwealth Blvd., MS #48, Tallahassee, Florida 32399-3000, (850)245-2002.

The **Department of Environmental Protection**, Bureau of Beaches and Coastal Systems announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, 9:00 a.m.

PLACE: Palm Beach Town Hall, 2nd Floor Town Council Chambers, 360 South County Road, Palm Beach, Florida 33480

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department will hold the fourth of six Stakeholder Meetings to discuss the Proposed Palm Beach Island Beach Management Agreement (BMA). The BMA is intended to coordinate and facilitate flexible permitting for beach sand management projects and to achieve a net environmental benefit and related public objectives for Palm Beach Island. The agenda will include a plenary session to review the draft BMA, and working sessions, where participants will break out into three focus groups: Biological, Physical/Engineering, and Administrative/Policy, to initiate discussions on specific

subject matters that will be included in the BMA. More information about the Palm Beach Island BMA can be found at: <http://www.dep.state.fl.us/beaches/pb-bma/index.htm>.

A copy of the agenda may be obtained by contacting: Tori Deal, email: tori.deal@dep.state.fl.us, phone: (850)488-7808.

Pursuant to the provisions of 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: Tori Deal, by email: tori.deal@dep.state.fl.us, by phone: (850)413-7808. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

The **Department of Health** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 6, 2012, 9:00 a.m. – 11:00 a.m. (ET)

PLACE: 4052 Bald Cypress Way, Room 301, Tallahassee, FL 32311

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Statewide Drug Policy Advisory Council Strategic Planning Workgroup Meeting.

A copy of the agenda may be obtained by contacting: Rhonda Brown, Bureau of Family Health Services, (850)245-4444, ext. 2966 or e-mail: Rhonda_Brown@doh.state.fl.us.

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

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

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

PLACE: Conference Call: 1(888)670-3525, Participant Passcode: 4319491106

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board.

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

Pursuant to the provisions of 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: Anthony Jusevitch, Executive Director, 4052 Bald Cypress Way, Bin #C-06, Tallahassee, FL 32399,

(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 CHILDREN AND FAMILY SERVICES

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

DATE AND TIME: September 25, 2012, 10:05 a.m.

PLACE: Rear Auditorium, 5920 Arlington Expressway, Jacksonville, Florida 32211

GENERAL SUBJECT MATTER TO BE CONSIDERED: Invitation to Negotiate (ITN); CBC Lead Agency for Duval and Nassau Counties; ITN#C4-FS-CBCITN12, which is available at: http://myflorida.com/apps/vbs/vbs_www.main_menu.

Pursuant to Section 2.5, Schedule of Events and Deadlines, page 10.

Reply Opening and Review of Mandatory Requirements.

Other related public meetings are listed in the ITN.

A copy of the agenda may be obtained by contacting: janet_mcmahan@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Janet McMahan, (904)726-1528. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: Wednesday, September 5, 2012, 9:00 a.m. – 11:00 a.m.

PLACE: JW Marriott Grande Lakes, 4040 Central Florida Parkway, Orlando, FL; Conference Call: 1(888)670-3525, Conference Code: 2151969189

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Children and Families has 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. Secretary David Wilkins has formed the Child Protection Transformation Board, made up of skilled experts in the Florida child welfare community to help advise and guide the

Department throughout this 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.

Pursuant to the provisions of 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: Margie France, Department of Children and Families, Child Protection Transformation, 1317 Winewood Boulevard, Building 2, Room 310, Tallahassee, Florida 32399-0700, (850)717-4490. If you are 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 **Orange County Children’s Leadership Alliance** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, 12:00 Noon – 3:00 p.m.

PLACE: Heart of United Way, 1940 Traylor Blvd., Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued community testimony on the Child Services Continuum of Care in Orange County.

A copy of the agenda may be obtained by contacting: Kimberly_Grabert@dcf.state.fl.us, (407)317-7767.

Pursuant to the provisions of 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: Kimberly_Grabert@dcf.state.fl.us, (407)317-7767. If you are 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: Kimberly_Grabert@dcf.state.fl.us, (407)317-7767.

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: September 6, 2012, 1:30 p.m. – until adjourned

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, FL 33602

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 September 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: (850)488-4197, approximately two days prior to the meeting, or by visiting the Corporation’s website: www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

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

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, FL 33602

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 September 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, (850)488-4197, approximately two days prior to the meeting or by visiting the Corporation's website: www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

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

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, FL 33602

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 September 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: (850)488-4197 or by visiting the Corporation's website: www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

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

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, FL 33602

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 September 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: (850)488-4197 or by visiting the Corporation's website: www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Fish and Wildlife Conservation Commission (FWC), Division of Law Enforcement**, Boating and Waterways Section announces a public meeting to which all persons are invited.

DATE AND TIME: August 30, 2012, 1:00 p.m. – 5:00 p.m.

PLACE: Bryant Building, Room 272, 620 South Meridian Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Evaluation Committee for the Boating Infrastructure Grant (BIG) Program will meet to score applications received by the Commission to be submitted for consideration to the U.S. Fish

and Wildlife Service for Fiscal Year 2013. This evaluation will not constitute a final award. The U.S. Fish and Wildlife Service expect to announce final awards around March 2013.

A copy of the agenda may be obtained by contacting: Email: BIGP@MyFWC.com or call: (850)488-5600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Email BIGP@MyFWC.com or call: (850)488-5600.

DEPARTMENT OF FINANCIAL SERVICES

The Florida **Department of Financial Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 13, 2012, 1:30 p.m.

PLACE: 1801 Hermitage Boulevard, Room 440C, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a quarterly meeting of the Chief Financial Officer's Treasury Investment Committee pursuant to Section 17.575, Florida Statutes. The purpose of the meeting is to provide an overview of Treasury operations and performance.

A copy of the agenda may be obtained by contacting: Shari Bruno, Administrative Assistant II, Florida Department of Financial Services, Division of Treasury, 1801 Hermitage Boulevard, Tallahassee, Florida 32308, (850)413-2762.

Pursuant to the provisions of 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: Shari Bruno, Administrative Assistant II, Florida Department of Financial Services, Division of Treasury, 1801 Hermitage Boulevard, Tallahassee, FL 32308, (850)413-2762. If you are 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: Shari Bruno, Administrative Assistant II, Florida Department of Financial Services, Division of Treasury, 1801 Hermitage Boulevard, Tallahassee, Florida 32308, (850)413-2762.

PLEASE NOTE: The Hermitage Building is a secure facility. Persons wishing to attend should call Ms. Bruno to obtain access to the elevator that accesses the Fourth Floor.

AREA AGENCY ON AGING OF PASCO-PINELLAS, INC.

The **Area Agency on Aging of Pasco-Pinellas** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 29, 2012, 10:00 a.m.

PLACE: 9887 4th Street North, St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Notice of Meeting

Selection Team Meetings.

The Area Agency on Aging of Pasco-Pinellas, Inc. (AAAPP) for Planning and Service Area 5 will conduct Selection Team Meetings

DATES AND TIMES: August 29, 2012, 1:00 p.m.; September 13, 2012, 10:00 a.m.; September 17, 2012, 11:30 a.m.

PLACE: All meetings will be held by Teleconference or The AAAPP Office, 9887 4th Street North, Suite 100, St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review proposals and make recommendations for the selection of the providers of Older Americans Act Services in Pasco and Pinellas counties.

For additional information, please call: Jason Martino, (727)570-9696, ext. 272.

A copy of the agenda may be obtained by contacting: Jason Martino, (727)570-9696, ext. 272.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Jason Martino, (727)570-9696, ext. 272. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The **Florida Automobile Joint Underwriting Association** announces a public meeting to which all persons are invited.

DATES AND TIMES: September 17, 2012, 3:00 p.m., Finance Audit Committee; 4:00 p.m., Budget Committee; September 18, 2012, 8:30 a.m., Board Meeting

PLACE: Intercontinental Tampa Hotel, 4860 West Kennedy Boulevard, Tampa, FL, (813)286-4400

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Finance/Audit Committee – to review and discuss matters relating to FAJUA Financial/Audit Reporting and any other matters that may come before the committee.

Budget Committee – to discuss proposed FY 2012-2013 budget, make recommendations to the Board, and to consider other matters that may come before the committee.

Board Meeting – to receive reports of the general manager, committees, and counsel; to consider and take actions based on those reports; and consider any other matters that may come before the Board.

A copy of the agenda may be obtained by contacting: Lisa Stoutamire, 1425 Piedmont Drive East, #201A, Tallahassee, FL, (850)681-2003, lstoutamire@fajua.org.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: September 13, 2012, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General Business Meeting.

A copy of the agenda may be obtained by contacting: Joe Wallace, (407)282-3944.

DISABILITY RIGHTS FLORIDA

The **Disability Rights Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 21, 2012, 9:00 a.m. – 5:00 p.m.

PLACE: Embassy Suites Orlando Airport, 5835 T.G. Lee Boulevard, Orlando, Florida 32822, 1(888)729-8880

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disability Rights Florida, Florida’s Protection & Advocacy Programs Quarterly/Joint Meeting of the Board of Directors/ PAIMI Advisory Council & Members.

A copy of the agenda may be obtained by contacting: Paige Morgan, by phone: (850)488-9071, ext. 9721 or Toll Free: 1(800)342-0823.

Pursuant to the provisions of 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: Disability Rights Florida, 2728 Centerview Drive, Suite 102, Tallahassee, Florida 32301, (850)488-9071, Toll Free: 1(800)342-0823, TDD: 1(800)346-4127. If you are 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: Paige Morgan, (850)488-9071, ext. 9721 or Leslie Evans, (850)488-9071, ext. 9707.

NORTHWOOD SHARED RESOURCE CENTER

The **Northwood Shared Resource Center**, Board of Trustees announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 6, 2012, 1:30 p.m.
 PLACE: Department of Business & Professional Regulation,
 Professions Board Room, 1940 N. Monroe Street, Tallahassee,
 Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General meeting.

A copy of the agenda may be obtained by contacting:
 monica_cash@nsrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Northwood Shared Resource Center**, Finance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 13, 2012, 9:00 a.m.
 PLACE: DJJ Knight Building, CR 1134, 2737 Centerview Drive, Tallahassee, Florida 32399-3100

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General meeting.

A copy of the agenda may be obtained by contacting:
 monica_cash@nsrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Northwood Shared Resource Center**, Operational Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 13, 2012, 1:00 p.m.
 PLACE: Northwood Shared Resource Center, CR 3000 A&B, 1940 N. Monroe Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General meeting.

A copy of the agenda may be obtained by contacting:
 monica_cash@nsrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Northwood Shared Resource Center**, Board of Trustees announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 20, 2012, 1:30 p.m.
 PLACE: Department of Business & Professional Regulation,
 Professions Board Room, 1940 N. Monroe Street, Tallahassee,
 Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General meeting.

A copy of the agenda may be obtained by contacting:
 monica_cash@nsrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Northwood Shared Resource Center**, Finance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 27, 2012, 9:00 a.m.
 PLACE: DJJ Knight Building, CR 1134, 2737 Centerview Drive, Tallahassee, Florida 32399-3100

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General meeting.

A copy of the agenda may be obtained by contacting:
 monica_cash@nsrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: monica_cash@nsrc.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Northwood Shared Resource Center**, Operational Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 27, 2012, 1:00 p.m.
 PLACE: Northwood Shared Resource Center, CR 3000 A&B, 1940 N. Monroe Street, Tallahassee, Florida 32399
 GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting.

A copy of the agenda may be obtained by contacting: monica_cash@nsrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

SOUTHWOOD SHARED RESOURCE CENTER

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 31, 2012, 9:30 a.m.
 PLACE: SSRC Administrative Offices, Building C, Conference Room 103, 2002 Old St. Augustine Road, Tallahassee, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED: SSRC Technical Workgroup Review of potential SSRC Legislative Budget Request.

A copy of the agenda may be obtained by contacting: Rick Mitchell, (850)488-9895, rick.mitchell@ssrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Rick Mitchell, (850)488-9895, rick.mitchell@ssrc.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rick Mitchell, (850)488-9895, rick.mitchell@ssrc.myflorida.com.

CITIZENS PROPERTY INSURANCE CORPORATION

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

DATE AND TIME: September 7, 2012, 9:00 a.m. – 12:00 Noon (EDT)

PLACE: The Knott Building, Wester Hall (Enter via Capitol Building), 402 S. Monroe St., Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Citizens Board of Governors discussion items will include but are not limited to Committee updates.

A copy of the agenda may be obtained by contacting: Barbara Walker, by phone: 1(800)807-7647, ext. 3744 or visit our website: www.citizensfla.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Barbara Walker, 1(800)807-7647, ext. 3744. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA INDEPENDENT LIVING COUNCIL, INC.

The **Florida Independent Living Council, Inc.** announces a telephone conference call to which all persons are invited.

MEETING: Evaluation Committee

DATE AND TIME: Wednesday, September 5, 2012, 11:00 a.m.

MEETING: Nominating Committee

DATE AND TIME: Wednesday, September 5, 2012, 1:30 p.m.

MEETING: Finance Committee

DATE AND TIME: Wednesday, September 5, 2012, 2:30 p.m.

MEETING: Executive Committee

DATE AND TIME: Wednesday, September 5, 2012, 3:30 p.m.

MEETING: Full Council Meeting

DATE AND TIME: Thursday, September 6, 2012, 10:00 a.m.

PLACE: 1416 N. Adams Street, Tallahassee, Florida 32303;
 Conference Call: 1(888)670-3525, Code: 5073148497

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the council.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1416 North Adams Street, Tallahassee, Florida 32303, (850)488-5624 or Toll Free: 1(877)822-1993.

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

ST. LUCIE TRANSPORTATION PLANNING ORGANIZATION

The **St. Lucie Transportation Planning Organization (TPO)** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 12, 2012, 2:00 p.m.

PLACE: St. Lucie BOCC Chambers, St. Lucie County Administration Building, 2300 Virginia Avenue, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the St. Lucie Local Coordinating Board for the Transportation Disadvantaged (LCB).

A copy of the agenda may be obtained by contacting: Marceia Lathou, Transit Program Manager, St. Lucie TPO, 2300 Virginia Avenue, Fort Pierce, Florida, (772)462-1671.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: St. Lucie County Housing & Community Services Department, (772)462-1777. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Marceia Lathou, Transit Program Manager, St. Lucie TPO, 2300 Virginia Avenue, Fort Pierce, Florida, (772)462-1671.

SOIL AND WATER CONSERVATION DISTRICTS

The **Clay County Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 10, 2012, 9:00 a.m.

PLACE: Clay County Extension Office, 2463 SR 16 W., Green Cove Springs, FL 32043

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2012, 12:00 Noon

PLACE: Hyatt Regency Orlando International Airport, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The promotion and development of sports within the state of Florida.

A copy of the agenda may be obtained by contacting: FL Sports Office Manager, email: info@flsports.com.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The **FWCJUA**, Annual Membership & Board of Governors announces a public meeting to which all persons are invited.

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

PLACE: FWCJUA Office, 6003 Honore Avenue, Suite 204, Sarasota, FL 34238

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include a 2011 overview with Q&A; approval of minutes; legislative update; ethics & sunshine matters; election of vice chair & officers; operations & financial reports; and committee reports on the agency authorization process; Agency Producer Agreement; agency producer termination, suspension or revocation; agency producer fees; report on Agency Producer activities; investment marketplace overview; investment portfolio review; Investment Policy & investing guidelines; executive compensation plan matters; Audit Committee Charter procedures checklist; financial auditor engagement; preliminary 2013 business plan & forecast; Travelers' service provider audit results; policy administration/managed care services engagement; IT audit results; IT auditor engagement; disaster recovery matters; banking matters; 2013 reinsurance program goals & market strategy; commutation matters; reinsurance broker engagement; review of rates, rating plans & policy forms and associated matters to include application forms; actuarial services engagement; and the loss sensitive rating plan.

A copy of the agenda may be obtained by contacting: Kathy Coyne, (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

FLORIDA BIRTH-RELATED NEUROLOGICAL INJURY COMPENSATION ASSOCIATION

The **Florida Birth-Related Neurological Injury Compensation Association (NICA)** announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2012, 8:30 a.m.

PLACE: Hotel Duval, 415 North Monroe Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors general materials.

A copy of the agenda may be obtained by contacting: Minnie Patrick, (850)488-8191.

INFINITE SOURCE

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

DATE AND TIME: Tuesday, September 11, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: St. Patrick Parish School, Barry Hall, Room 1, 3700 N. Meridian Avenue, Miami Beach, FL 33140

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a Public Information Meeting for a roadway project along SR A1A/Indian Creek Drive and a drainage improvement project along SR A1A/Collins Avenue/Indian Creek Drive along 43 Street, in the City of Miami Beach, Miami-Dade County, to discuss the project’s design and scope of work. The project identification numbers are 427505-1 and 427505-2. The public information meeting will follow an informal, open house format allowing the public to arrive at any time from 6:00 p.m. – 8:00 p.m. Graphic displays will be shown and FDOT representatives will be available to discuss the project and answer questions about the project.

A copy of the agenda may be obtained by contacting: Public Information Specialist, Amparo Vargas, (305)470-5349 or by email: Amparo.Vargas@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Brian Rick, (305)470-5349 or in writing: FDOT, 1000 N.W. 111 Avenue, Miami, FL 33172, email: brian.rick@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Public Information Specialist, Amparo Vargas, (305)470-5349 or by email: Amparo.Vargas@dot.state.fl.us.

PROTEAN DESIGN GROUP

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

DATE AND TIME: Thursday, August 30, 2012, 5:00 p.m. – 6:00 p.m.

PLACE: Olive Baptist Church, Passmore Hall, 1836 Olive Road, Pensacola, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Currently FDOT proposes to resurface the existing travel lanes, perform minor drainage improvements, construct sidewalk and pedestrian upgrades, reconstruct curb ramps to meet current Americans with Disability Act requirements, and install new signs and pavement markings. The Department will receive bids for construction on the 1.7 mile long project in October 2013. No right-of-way is required to construct the improvements. There will be no formal presentation.

A copy of the agenda may be obtained by contacting: Donald Rogers, FDOT, Project Manager, Toll-Free: 1(888)638-0250, ext. 487 or via e-mail: donald.rogers@dot.state.fl.us. You may also contact: Ian Satter, FDOT, District Three, Public Information Director, 1(888)638-0250, ext. 205 or via e-mail: ian.satter@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Donald Rogers, FDOT, Project Manager, Toll-Free: 1(888)638-0250, ext. 487 or via e-mail: donald.rogers@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN that the Agency for Health Care Administration has received the petition for declaratory statement from Clinical Pathology Laboratories Southeast, Inc. The petition seeks the agency’s opinion as to the applicability of Section 483.181, Florida Statutes, as it applies to the petitioner.

The Petitioner seeks clarification whether it is authorized by law to examine laboratory specimens submitted to it by a foreign visitor with a written order for laboratory testing from a healthcare practitioner from the country of his/her residence.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Jamie Jackson, Assistant General Counsel, Agency for Health Care Administration, 2727 Mahan Drive, MS #3, Tallahassee, FL 32308.

Please refer all comments to: Jamie Jackson, Assistant General Counsel, Agency for Health Care Administration, 2727 Mahan Drive, MS #3, Tallahassee, FL 32308.

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN that the Department of Management Services, E911 Board has issued an order disposing of the petition for declaratory statement filed by Vertex, Inc. on July 15, 2011. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 37, No. 31, of the August 5, 2011, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on October 12, 2011. The Petitioner was seeking the Board's interpretation of Section 365.172, Florida Statutes, to determine the applicability of the E911 Fee to specific telephone technologies, and determine whether the E911 fee 25 line cap already applicable to landline telephone service and other voice communication services such as VoIP, is also applicable to cellular telephone. The Board's Order, filed on August 8, 2012, states that the three statutes cited above to mean that the 25 line cap for fee collection purposes does apply to the technologies as currently stated in Sections 365.172(8)(a)1. and 3., Florida Statutes, and the definitions provided in Section 365.172(3), Florida Statutes, for local exchange carriers and voice communications services providers. The 25 line cap for fee collection purposes does not apply to the technologies as currently stated in Section 365.172(8)(a)2., Florida Statutes, and the definitions provided in Section 365.172(3), Florida Statutes, for wireless providers.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Christopher Campbell, Director, E911 Board, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-3050.

Please refer all comments to: Christopher Campbell, Director, E911 Board, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-3050.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

CORRECTION – NOTICE IS HEREBY GIVEN that the Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from BK Whopper Bar, LLC, DS-2012-062 on July 27, 2012. The petition seeks the agency's opinion as to the applicability of Sections 561.22 and 561.42(1), F.S., as it applies to the petitioner.

The Petitioner BK Whopper Bar, LLC a Florida liability company requests a Declaratory Statement as to whether Sections 561.22 and 561.42(1), Florida Statutes, prohibits BK Whopper Bar, LLC from holding a Florida Alcoholic Beverage

License as a retail vendor pursuant in regards that the aforesaid business structure is permissible under Chapter 561, Florida Statutes.

A copy of the Petition for Declaratory Statement, Docket Number: 2012-062 may be obtained by writing to the Agency Clerk, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Michael Ross, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Michael V. James, unit owner, In Re: Horizons at Stonebridge Village Association I, Inc., Docket No.: 2012025905 on June 6, 2012. The following is a summary of the agency's declination of the petition:

The Division declined to issue a declaratory statement because it may not render an opinion on statutes, rules, or orders outside of its authority.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from by L. Paul Masse, In Re: Las Vistas in Inverrary Condominium Assn., Inc., Docket No.: 2012034254 on August 6, 2012. The petition seeks the agency's opinion as to the applicability of Section 718.110, Florida Statutes. as it applies to the petitioner.

Whether amendments to the bylaws of Las Vistas in Inverrary Condominium Association, which were recorded in 1981, were validly adopted under Section 718.110, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Steve Smith on July 5, 2012, Case #126886-12-FM. The petition seeks the agency’s opinion as to the applicability of 633.025 Minimum firesafety standards, section (9), 2010 NFPA 101, section 30.3.5.1 and A.3.3.170.2 as it applies to the petitioner.

Petitioner applied for a permit to construct a six unit town home project. The AHJ, specifically the Pasco County Fire Marshal has rejected the permit and has added a requirement of a supervised automatic sprinkler system or a separation wall of three hours, with no penetrations.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Mandy O’Callaghan, 200 E. Gaines St., Tallahassee, FL 32399-0333, (850)413-4150.

Please refer all comments to: Mandy O’Callaghan, 200 E. Gaines St., Tallahassee, FL 32399-0333, (850)413-4150.

**Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Invitation to Bid

As a Contractor, you are invited to submit a bid to the Florida Department of Agriculture and Consumer Services, Division of Aquaculture, hereinafter referred to as Owner, for the Renovation of Building Facilities at the Apalachicola Shellfish Center located at 260 Dr. Frederick S. Humphries Street, Apalachicola, Florida. The Project Budget is estimated to be \$880,000.

The contractor shall provide all materials, labor, equipment and inspection fees necessary for the Renovation of Building Facilities at the Apalachicola Shellfish Center in accordance with the terms and conditions of the Invitation to Bid.

PROJECT NAME & LOCATION: Renovation of Building Facilities at the Apalachicola Shellfish Center located at 260 Dr. Frederick S. Humphries Street, Apalachicola, Florida.

SOLICITATION DOCUMENT: The entire solicitation document, which includes specifications, may be viewed and downloaded from the Vendor Bid System at <http://myflorida.com>, click on Business, Doing Business with the State of Florida, Everything for Vendors and Customers, Vendor Bid System, Search Advertisements, Bid Number ITB/AQ-12/13-12, or by calling: The Purchasing Office, (850)617-7181.

PLANS AND DRAWINGS: Plans and Drawings can be purchased for a fee not to exceed \$125.00 at Tallahassee Seminole Blueprint, Inc., 2915-1 East Park Avenue, Tallahassee, FL 32301, (850)671-2714 and Panama City Emerald Coast Blueprint, 213 W. 6th Street, Panama City, FL 32401, (850)785-0233.

MANDATORY PRE-BID CONFERENCE/SITE VISIT: Each bidder must, before submitting a bid, attend the mandatory pre-bid conference/site visit. The pre-bid conference/site visit will be held on September 6, 2012, 10:00 a.m. (EST), at the Apalachicola Shellfish Center located at 260 Dr. Frederick S. Humphries Street, Apalachicola, Florida. During the pre-bid conference, a site visit will be held for prospective bidders. It is

the bidders' responsibility to consider any and all site conditions or requirements for the project. Specifications will be available at the mandatory pre-bid conference/site visit.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, Florida Statutes, for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

DISCRIMINATION, DENIAL OR REVOCATION FOR THE RIGHT TO TRANSACT BUSINESS WITH PUBLIC ENTITIES: An entity or affiliate who had been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: Each bid shall be accompanied by a Performance Bond in the amount of one-hundred percent (100%) of the Base Bid Price.

BID BOND: Each bid shall be accompanied by a Bid Bond Guarantee payable to the Department in the amount of five percent (5%) of the Base Bid Price.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: September 27, 2012, 2:00 p.m.

PLACE: Department of Agriculture and Consumer Services, 407 S. Calhoun Street, SB-8, Mayo Building, Tallahassee, Florida 32399-0800, (850)617-7181.

CONTRACT AWARD: The official Notice of Award Recommendation will be by electronic posting at: http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed, the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5, F.A.C., by the Owner.

DEPARTMENT OF EDUCATION

CALL FOR BIDS

The University of West Florida Board of Trustees is soliciting sealed bids for the following:

Building 10, Rooms 102, 103, 104 Convert to Offices

A Mandatory Pre-Bid Conference will be held on August 30, 2012, 2:00 p.m. (Central Time), Building 92, Room 110 Training Room. The University of West Florida, 11000 University Parkway, Pensacola, FL 32514.

All bidders are required to attend the pre-bid conference to participate in this solicitation. Failure of a representative from the principal firm to attend and sign in on the UWF official log as documented proof of attendance, shall result in immediate disqualification from this competitive solicitation process.

Potential subcontractors are invited to attend to become familiar with the project specifications and to become acquainted with contractors who may bid the project.

Sealed bids will be received until September 25, 2012, 2:00 p.m. (Central Time), at the Office of Procurement and Contracts, Bldg. 20E, Room 101, The University of West Florida, 11000 University Parkway, Pensacola, FL 32514.

Bid number 12ITBCI-01JJ must be marked on outside of bid package. Bids must be submitted in full and in accordance with the requirements of all terms and conditions of the Invitation to Bid.

View this solicitation and related information on the Office of Procurement and Contracts' website: <http://uwf.edu/procurement>. All plans and specifications may be downloaded from this site. All questions should be directed to: Judy Jasmyn, email: jjasmyn@uwf.edu.

METROPOLITAN PLANNING ORGANIZATIONS

REQUEST FOR PROPOSALS

“ANNUAL FINANCIAL AUDITING CONSULTANT SERVICES”

Proposals for this service must be received by the Lee County Metropolitan Planning Organization (MPO), via delivery to 815 Nicholas Parkway East, Cape Coral, Florida or via mail: P. O. Box 150045, Cape Coral, Florida 33915, by 3:00 p.m. (Local Time), Friday, September 7, 2012. Lee County MPO reserves the right to reject any or all proposals.

SCOPE OF SERVICES: The Lee MPO is an independent entity formed by Interlocal agreement made up of the following local jurisdictions; Lee County, City of Fort Myers, Bonita Springs, Sanibel, Cape Coral and the Town of Fort Myers Beach. Any MPO that expends \$500,000 or more in federal assistance in a fiscal year is required to have a single audit conducted by an independent CPA for that year in accordance with OMB Circular A-133. For the Fiscal Year 2011/2012 ending on June 30, 2012, the Lee MPO was attached to the Southwest Regional Planning Council until January 31, 2012, conducting business through a staff services

agreement. The MPO is in need of an auditor to conduct an audit on the remaining portion of the fiscal year from February 1st through June 30th 2012, with a possible renewal option for the next two years (fiscal years ending for 2013 and 2014), subject to the review and approval by the MPO's Executive Committee.

INVITATION TO PROPOSE: The program hereby solicits proposals for selection as on-call consultant for financial auditing services to the Lee County MPO. Awards will be made to respondents whose proposals are deemed by the Program to be most beneficial, all factors considered.

REQUEST FOR PROPOSALS (RFP) INFORMATION AND INSTRUCTION:

(HOW TO APPLY): A Request for Proposals document may be obtained by contacting: Ms. Meghan Marion, Lee MPO Designee, P. O. Box 150045, Cape Coral, Florida 33915, (239)244-2220, Fax: (239)790-2695 or by email: mmarion@leempo.com. Materials will be sent by regular mail or email to the requester within two business days. All requests for clarification or additional information on the RFP must be submitted in writing to the same address as above by no later than 5:00 p.m., August 27, 2012. Proposals must then be received by the Lee County MPO, via delivery at 815 Nicholas Parkway East, Cape Coral, FL 33990 or via mail: P. O. Box 150045, Cape Coral, FL 33915, by 3:00 p.m. (Local Time), Friday, September 7, 2012.

This public notice was posted in the lobby of the offices of the Lee County MPO at 815 Nicholas Parkway East, Cape Coral, Florida 33990, Friday, August 3, 2012. The Lee County MPO does not discriminate based on age, race, color, sex, religion, national origin, disability or marital status. Qualified minority-owned, women-owned or disadvantaged business enterprises are encouraged to apply.

DEPARTMENT OF MANAGEMENT SERVICES

PUBLIC ANNOUNCEMENT REQUESTING BIDS FROM QUALIFIED ELECTRICAL CONTRACTORS PROPOSALS ARE REQUESTED FROM QUALIFIED ELECTRICAL CONTRACTORS BY THE DEPARTMENT OF MANAGEMENT SERVICES.

PROJECT NUMBER: MSFM-12003470

PROJECT NAME: Electrical Breaker Panel Replacement, Twin Towers

PROJECT LOCATION: Twin Towers Building (Bob Martinez Center), 2600 Blair Stone Road, Tallahassee, Florida 32399

MANDATORY PRE-BID MEETING: September 7, 2012, 9:30 a.m., Twin Towers Building, Room 184

BID OPENING: September 27, 2012

ESTIMATED BASE BID CONSTRUCTION BUDGET: \$200,000.00

PREQUALIFIED BIDDERS: Refer to DMS website (below) for further details.

The award will be made in accordance with Section 255.29, F.S., and the procedures and criteria of the Departments Division of Real Estate Development and Management.

Please visit the Department's website http://www.myflorida.com/apps/vbs/vbs_www.main_menu and click on "Search Advertisements" – "Division of Real Estate Development and Management" Look for "Opportunities for Design and Construction Firms" and click on link.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF INVITATION TO BID

BID NO. BDC 09-12/13

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from Certified or Registered Contractors licensed to work in the jurisdiction for the project listed below.

PROJECT NAME: Kenwood Recreation Area – Floating Dock and Site Improvements

SCOPE OF WORK: The Contractor shall provide the necessary labor, materials, equipment, and supervision required to permit, install and construct a new floating modular ADA dock with aluminum gangway, ADA concrete sidewalks, protective bollards, and concrete revetment mattress at the Kenwood Boat Ramp Site located on the Marjorie Harris Carr Cross Florida Greenway in Putnam County, Florida in accordance with the plans and specifications. Pursuant to Executive Order: 07-126 and Section 255.252(3), F.S. the Department requires the proposed project be designed and constructed in accordance with green building standards where applicable.

PROJECT BUDGET: \$85,000.00

LOCATION: Kenwood Boat Ramp Road, Interlachen, FL 32148, Approximately 9 miles south of Interlachen, Florida off of South County Rd. 315 – Mickey Thomason, Trail Manager, Phone: (352)235-7143

PROJECT MANAGER: James Glenn, Bureau of Design & Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Telephone Number: (850)488-5372.

NOTE: Kenwood Recreation Area is open to the public during regular business hours.

INSTRUCTIONS: Any firm desiring a Project Manual for this project may obtain a copy by writing to the address or calling the telephone number below. A Compact Disk (CD) containing the plans and specifications will be available on August 24, 2012, at the Bureau of Design & Construction, 3540 Thomasville Road, Tallahassee FL 32309. Attention: James Glenn, Project Manager, Telephone: (850)488-5372, Fax: (850)488-3665, email: James.L.Glenn@dep.state.fl.us or Susan.Maynard@dep.state.fl.us.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting

opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard with the Bureau of Design and Construction, (850)488-5372, at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

E-VERIFY: Vendor/Contractor shall utilize the U.S. Department of Homeland Security's E-Verify system to confirm the employment eligibility of all persons employed by the Vendor/Contractor during the term of the Contract to perform employment duties within Florida and all persons, including subcontractors, assigned by the Vendor/Contractor to perform work pursuant to the contract with the Department.

BID SUBMITTAL DUE DATE: No later than 3:30 p.m. (ET), September 18, 2012, to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention Michael Renard, Construction Projects Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m. (ET), Tuesday, September 25, 2012, unless extended by the Department for good cause.

NOTICE OF RIGHTS: Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS #35, 3900 Commonwealth Blvd., Tallahassee Florida 32399-3000, (850)245-2242, Fax:

(850)245-2303, Lea.Crandall@dep.state.fl.us, during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

Section XII Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Subaru of America, Inc., intends to allow the establishment of Boyland Auto Center, LLC, d/b/a Subaru of South Orlando as a dealership for the sale of Subaru vehicles manufactured by Subaru (line-make SUBA) at 9951 South Orange Blossom Trail, Orlando (Orange County), Florida 32837, on or after September 24, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Boyland Auto Center, LLC, d/b/a Subaru of South Orlando are dealer operator(s): Dorian Boyland, 4301 Millenia Boulevard, Orlando, Florida 32839; principal investor(s): Dorian Boyland, 4301 Millenia Boulevard, Orlando, Florida 32839.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ron May, Subaru of America, Inc., 7380 Sand Lake Road, Suite 500, Orlando, Florida 32819.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Kandi USA, Inc., intends to allow the establishment of Grossman Acquisitions, LLC, d/b/a Luxury Cars of Boca as a dealership for the sale of low-speed vehicles manufactured by Zhejiang Kandi LSV WMI-LA9 (line-make KANG) at 127 Northwest 13th Street, Boca Raton (Palm Beach County), Florida 33432, on or after September 24, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Grossman Acquisitions, LLC, d/b/a Luxury Cars of Boca are dealer operator(s): Art Grossman, 127 Northwest 13th Street, Suite 4, Boca Raton, Florida 33432; principal investor(s): Art Grossman, 127 Northwest 13th Street, Suite 4, Boca Raton, Florida 33432.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Tim Pei, Kandi USA, Inc., 10955 Arrow Route, Suite 101, Rancho Cucamonga, California 91730.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Pacific Rim International West, Inc., intends to allow the establishment of Imagnetour, Inc., as a dealership for the sale of motorcycles manufactured by Huzhou Daixi Zhenhua Technology Trade Co. Ltd. (line-make DAIX) at 7324 East Colonial Drive, Orlando (Orange County), Florida 32807, on or after September 24, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Imagnetour, Inc., are dealer operator(s): Kaan Orer, 7324 East Colonial Drive, Orlando, Florida 32807 and Yigit Orer, 7324 East Colonial Drive, Orlando, Florida 32807; principal investor(s): Kaan Orer, 7324 East Colonial Drive, Orlando, Florida 32807 and Yigit Orer, 7324 East Colonial Drive, Orlando, Florida 32807.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Wendy Yu, Pacific Rim International West, Inc., 2181 East Francis Street, Ontario, California 91761.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Zero Motorcycles, Inc., intends to allow the establishment of Southeast Powersports Unlimited, LLC, d/b/a Red Hills Powersports as a dealership for the sale of motorcycles manufactured by Zero Motorcycles, Inc. (line-make ZERO) at 3256 Capital Circle Southwest, Tallahassee (Leon County), Florida 32310, on or after September 24, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Southeast Powersports Unlimited, LLC, d/b/a Red Hills Powersports are dealer operator(s): Cody Langston, 3256 Capital Circle Southwest, Tallahassee, Florida 32310, principal investor(s): Danny Langston, 3256 Capital Circle Southwest, Tallahassee, Florida 32310 and Paul Langston, 3256 Capital Circle Southwest, Tallahassee, Florida 32310.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Karl Wharton, Zero Motorcycles, Inc., 170 Technology Circle, Scotts Valley, California 95066.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

REGIONAL PLANNING COUNCILS

Comprehensive Economic Development Strategy

The East Central Florida Comprehensive Economic Development Strategy (CEDS) is now available for public comment.

Please visit: www.ecfrpc.org for additional information or contact: Elizabeth Schmitt, elizabeth@ecfrpc.org. All public comments must be received by September 24, 2012.

DEPARTMENT OF ELDER AFFAIRS

NOTICE OF DECISION

The Area Agency on Aging of Central Florida, Inc., d/b/a Senior Resource Alliance, located at 988 Woodcock Rd., Ste. 200, Orlando, FL 32803, has decided, based on receipt of only one source of services from Brevard, Orange, Osceola and Seminole counties, to award the Older Americans Act Title IIIB, IIIC-1, IIIC-2 and IIIE programs to the following: Brevard County to Aging Matters in Brevard; Orange County to Seniors First, Inc. and Share the Care, Inc. and Informed

Families: Osceola County to Osceola County Council on Aging; Seminole County to Meals on Wheels, Etc. and Share the Care, Inc.

Any person who is adversely affected by the Senior Resource Alliance decision or intended decision shall file with the Senior Resource Alliance a notice of appeal in writing within 72 hours (excluding Saturdays, Sundays, and agency holidays) after receipt of the notice of the decision or intended decision.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

The Department of Environmental Protection has determined that the Town of Mangonia Park's proposed project to rehabilitate existing wastewater treatment facilities will not have a significant adverse impact on the environment. The total estimated construction cost is \$392,224. The project is expected to qualify for a State Revolving Fund grant and loan composed of federal and state matching funds. Public comment must be received at the address below within 30 days of this notice.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing: Thomas Montgomery, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400, (850)245-8358.

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of paragraph 62-4.244(5)(c), F.A.C., to the Pelican Landing Community Association, Inc., 0166092-002-BV to allow a temporary expanded mixing zone that extends 250 meters offshore and 1000 meters downcurrent from the point where water discharged from the dredge pipeline (at the beach placement site) reenters the Gulf of Mexico. The petition was filed October 22, 2009. The associated project consists of the construction of seven adjustable concrete king pile and panel groins (numbered G2 through G8, from south to north), and using approximately 75,000 cubic yards of beach compatible sand from the New Pass ebb shoal offshore borrow area and/or the Farabee Pit (upland source) to pre-fill the groins, nourish the beach, and restore the dunes. Since there are no practicable means known to further minimize the potential for elevated turbidity using the borrow material selected, and considering hydrodynamic processes in the nearshore area at the beach nourishment site, the Department intends to grant the proposed variance. The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, 4708 Capital Circle N.W., 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, 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, 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 subsections 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 subsection 28-106.111(2) and subparagraph 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, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This 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.

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at: <http://appprod.dep.state.fl.us/clearinghouse/>. For information, call: (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

NOTICE OF ROUTINE PROGRAM CHANGE APPROVAL

On August 9, 2012, the State received concurrence from the Federal Office of Ocean and Coastal Resource Management (OCRM) that the proposed changes to the approved Florida Coastal Management Program (FCMP), with certain exceptions as noted in the routine program change submission located at: <http://www.dep.state.fl.us/cmp/federal/fedconv.htm>, constitute routine changes as defined by 15 C.F.R. 923.84, implementing the Federal Coastal Zone Management Act (16 U.S.C. ss. 1451 et seq.). The proposed changes were noticed in the FAW on April 13, 2012.

These incorporated changes do not result in any substantial change to the enforceable policies or authorities of the FCMP related to uses subject to management, special management areas, boundaries, authorities and organization or coordination, public involvement, and national interest.

As of the date of this notice, these changes are incorporated into the FCMP and federal consistency applies to these statutory and rule changes. This notice has been sent to affected parties, including local governments, state agencies, and regional offices of relevant federal agencies as required by 15 C.F.R. 923.84(b)(4).

For more information on this Routine Program Change and the list of persons and organizations notified, please contact: Ms. Ann Lazar, Department of Environmental Protection, Florida Coastal Management Program, 3900 Commonwealth Boulevard, Tallahassee, FL 32399-3000, (850)245-2168.

Recreational Trails Program Grant Application Submission Period

The Department of Environmental Protection has announced that grant applications for the Recreational Trails Program will be accepted October 17 through October 31, 2012. This is a competitive matching grant program which provides financial assistance to agencies of city, county, state or federal governments, state and federal recognized Indian tribal governments, and nonprofit organizations approved by the State for the development of recreational trails. Grant funds are allocated as follows: (i) \$800,000 for motorized recreational trails, (ii) \$482,209 for nonmotorized recreational

trails, and (iii) \$723,313 for mixed use recreational trails. Of these amounts, the Department currently has authorization to use approximately \$1,205,522 to fund projects with priority given to motorized projects. The maximum grant award for each motorized project is \$800,000. The maximum grant award for each nonmotorized and mixed use project is \$75,000.

Application packets may be obtained from the Office of Greenways and Trails, Department of Environmental Protection, Mail Station #795, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, (850)245-2052. Applications are also available at www.floridagreenwaysandtrails.com. Applications must be postmarked no later than October 31, 2012.

DEPARTMENT OF HEALTH

Notice of Emergency Action

On August 10, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Lori Ann Kough, L.P.N, License #PN 1232761. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of the Availability of the 2012 Trauma Center Letter of Intent

NAME OF AGENCY: Department of Health (DOH)

PACKAGE TITLE: Florida Trauma Center Letter of Intent

PURPOSE AND EFFECT: The Department of Health is mandated by Section 395.4025(2)(a), Florida Statutes, to notify Florida licensed acute care hospitals of their right to submit a Letter of Intent, DH Form 1840, to apply to become a trauma center.

ELIGIBILITY: Florida licensed acute care hospitals are eligible to apply.

AUTHORITY: Section 395.4025(2)(a), Florida Statutes.

Rule 64J-2.012, Florida Administrative Code.

TO OBTAIN A PACKAGE: You may request a Letter of Intent package by telephone, fax, mail, or visit the Office of Trauma's website at: <http://doh.state.fl.us/demo/Trauma/index.html> "Letter of Intent 2012".

Telephone: (850)245-4444, ext. 2756 or Suncom: 205-4440

Fax: (850)488-2512

Mail request to: Florida Department of Health, Division of Emergency Operations, Office of Trauma, 4052 Bald Cypress Way, Bin #C-18 Tallahassee, FL 32399-1738.

DEADLINE: Letters of Intent must be postmarked between September 1, 2012 and midnight, October 1, 2012.

CONTACTS: Bernadette Behmke, (850)245-4444, ext. 2756 or Susan McDevitt, (850)245-4444, ext. 2760 or Suncom: 205-4440.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P.O. Box 8050		General Counsel's Office
Tallahassee, Florida		The Fletcher Building
32314-8050		Suite 526
Phone (850)410-9800		101 East Gaines Street
Fax: (850)410-9548		Tallahassee, Florida
		32399-0379
		Phone: (850)410-9889

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., September 14, 2012):

APPLICATION TO MERGE

Constituent Institutions: Drummond Community Bank, Chiefland, Florida, and Perkins State Bank, Williston, Florida
Resulting Institution: Drummond Community Bank

DEPARTMENT OF ECONOMIC OPPORTUNITY

Final Order No. DEO-12-113

In re: A LAND DEVELOPMENT REGULATION
ADOPTED BY MONROE COUNTY, FLORIDA
ORDINANCE NO. 016-2012

FINAL ORDER

**APPROVING MONROE COUNTY
ORDINANCE NO. 016-2012**

The Department of Economic Opportunity ("Department") hereby issues its Final Order, pursuant to Sections 380.05(6) and 380.0552(9), Florida Statutes (2012), approving land development regulations adopted by Monroe County, Florida, Ordinance No.: 016-2012 (the "Ordinance").

FINDINGS OF FACT

1. The Florida Keys Area is designated by Section 380.0552, Florida Statutes, as an area of critical state concern. Monroe County is a local government within the Florida Keys Area.
2. The Ordinance was adopted by Monroe County on July 20, 2012, and rendered to the Department on July 7, 2012.
3. The Ordinance amends Section 130-121 of the Monroe County Code to rename the Air installation compatible use zones overlay (AICUZ) land use district to the Military Airports land use district, remove regulations related to the Navy's 1977 Air Installation Compatible Use Zones, consistent with the County's recent comprehensive plan update on military airports.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. Sections 380.05(6), (11) and 380.0552(9), Florida Statutes.
5. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
6. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. Sections 380.05(6) and 380.0552(9), Florida Statutes. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in Section 380.0552(7), Florida Statutes.
7. The Ordinance is consistent with the Principles for Guiding Development as a whole, and specifically furthers the following Principle:
(h) Protecting the value, efficiency, cost-effectiveness, and amortized life of existing and proposed major public investments, including:
 4. Key West Naval Air Station and other military facilities.
 8. The Ordinance is consistent with Goal 108 and Policies 108.2.1 through 108.2.5 of the Monroe County Comprehensive Plan.

WHEREFORE, IT IS ORDERED that Monroe County Ordinance No.: 016-2012 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/ _____
J. THOMAS BECK, AICP
Director, Division of Community Development
Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON STREET, MSC #110
TALLAHASSEE, FLORIDA 32399-4128

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 9th day of August, 2012.

/s/ _____
Miriam Snipes, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128
Telephone: (850)717-8531

By U.S. Mail:
The Honorable David Rice
Mayor, Monroe County
500 Whitehead Street
Key West, FL 33040

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, FL 33040
Christine Hurley, Director
Monroe County Growth Management Division
2798 Overseas Highway, Suite 400
Marathon, FL 33050

By Hand Delivery or Interagency Mail:
Rebecca Jetton, ACSC Administrator, DEO, Tallahassee, FL
Sherry A. Spiers, Assistant General Counsel, DEO, Tallahassee, FL

Final Order No. DEO-12-110

In re: A LAND DEVELOPMENT REGULATION
ADOPTED BY ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, ORDINANCE NO.: 12-05

FINAL ORDER

APPROVING ISLAMORADA ORDINANCE NO.: 12-05

The Department of Economic Opportunity ("Department") hereby issues its Final Order, pursuant to Sections 380.05(6) and 380.0552(9), Florida Statutes (2012), approving land development regulations adopted by Islamorada, Village of Islands, Florida, Ordinance No.: 12-05 (the "Ordinance").

FINDINGS OF FACT

- 1. The Florida Keys Area is designated by Section 380.0552, Florida Statutes, as an area of critical state concern. Islamorada, Village of Islands, is a local government within the Florida Keys Area.
2. The Ordinance was adopted by Islamorada, Village of Islands, on June 28, 2012, and rendered to the Department on July 31, 2012.
3. The Ordinance amends Section 30-852(c) of the Village Code to require all nonresidential development projects to provide one bicycle rack and reducing the parking space credit from 10 percent of the overall required parking to 5 percent of the overall required parking.

CONCLUSIONS OF LAW

- 4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. Sections 380.05(6), (11) and 380.0552(9), Florida Statutes.
5. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.

- 6. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. Sections 380.05(6) and 380.0552(9), Florida Statutes. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in Section 380.0552(7), Florida Statutes.
7. The Ordinance is consistent with the Principles for Guiding Development as a whole, and specifically furthers the following Principles:
(a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.
(h) To protect the value, efficiency, cost-effectiveness, and amortized life of existing and proposed major public investments, including:
5. Transportation facilities.
(l) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.
8. The Ordinance is consistent with Objective 2-1.3 and Policy 2-1.3.6 of the Islamorada, Village of Islands, Comprehensive Plan.

WHEREFORE, IT IS ORDERED that Islamorada, Village of Islands, Ordinance No.: 12-05 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/ J. THOMAS BECK, AICP
Director, Division of Community Development
Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN

INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK

DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON STREET, MSC #110
TALLAHASSEE, FLORIDA 32399-4128

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE

PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons on the attached Service List by the method indicated this 15th day of August, 2012.

/s/ _____
Miriam Snipes, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128
Telephone: (850)717-8531

SERVICE LIST

By U.S. Mail:
Honorable Michael Reckwerdt
Mayor, Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

Edward Koconis, Director
Planning and Development Services
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

Debra E. Eastman, MMC
Village Clerk
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

By Hand Delivery or Interagency Mail:
Rebecca Jetton, ACSC Administrator, DEO, Tallahassee, FL
Sherry A. Spiers, Assistant General Counsel, DEO, Tallahassee, FL

Final Order No. DEO-12-111

In re: CITY OF AUBURNDALE, FLORIDA, LAND DEVELOPMENT REGULATIONS

FINAL ORDER

APPROVING REGULATIONS IN PART AND DISAPPROVING IN PART

The Department of Economic Opportunity ("Department") hereby issues its Final Order, pursuant to Section 380.05(6), Florida Statutes (2012), approving in part and disapproving in part land development regulations adopted by the City of Auburndale, Florida.

FINDINGS OF FACT

- 1. Through municipal annexations, the City of Auburndale now includes certain land included within the Green Swamp Area of Critical State Concern under Section 380.0551, Florida Statutes (2012), and is now a local government within an area of critical state concern.
2. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. Sections 380.05(6) and (11), Florida Statutes (2012).
3. The City of Auburndale rendered all of its land development regulations to the Department for review on June 14, 2012.

Regulations Consistent With Principles for Guiding Development

- 4. The following Auburndale land development regulations are consistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern and with Objective 4 and Policy 4.1 of the City of Auburndale Comprehensive Plan:
a. All of Chapters 1-4, 7-13, 15-21, and 23-24 (there is no Chapter 22).
b. Chapter 5 except for those regulations identified in paragraph 5 below.
c. Chapter 6 except for Section 6.1.1 described in paragraph 5 below.
d. Chapter 14 except for those regulations identified in paragraph 5 below.

Regulations Not Consistent With Principles for Guiding Development

- 5. The following Auburndale land development regulations are NOT consistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern because they are not consistent with the City of Auburndale Comprehensive Plan in effect on the date of this Final Order:

Regulation: Reason the Regulation is not Consistent with the Principles for Guiding Development – Inconsistency with City Comprehensive Plan and Identified Principles for Guiding Development, if any

CHAPTER 5

- Sec. 5.6.1.7
Not consistent with setbacks required by Policy 11.16(b) governing development within wetlands, lakes and floodplains
Sec. 5.6.2.2.2
Allows uses (public and private educational facilities) inconsistent with Policy 11.6, Agricultural Residential land use classification in the Auburndale Green Swamp Protection Area (AGSPA)
Sec. 5.6.2.4
Allows uses (golf courses, country clubs, and new cemeteries) not consistent with Policy 11.6, Agricultural Residential in the AGSPA
Sec. 5.6.3.4
Allows uses (golf courses and country clubs) not consistent with Policy 11.6
Sec. 5.6.5.4
Allows special exception uses that are not consistent with Policy 11.6
Sec. 5.6.6.2.3
Allows uses (public and private educational facilities) that are not consistent with uses allowed under Policy 11.6
Sec. 5.6.6.4.1
Allows uses (gold course and country club) not consistent with Policy 11.6
Sec. 5.6.6.4.2
Allows a use (new cemeteries) not consistent with Policy 11.6
Sec. 5.6.6.4.4
Allows a use (funeral homes) not consistent with Policy 11.6
Sec. 5.6.7.2.3
Allows uses (public and private educational facilities) to consistent with Policy 11.6
Sec. 5.6.7.4
Allows special exception uses (golf course, country club, new cemeteries, columbariums, funeral homes, certain commercial and professional facilities, supervised living facilities, and bed and breakfast inns) not consistent with Policy 11.6
Sec. 5.6.8.2.1
Allows uses (public and private educational facilities) not consistent with Policy 11.6
Sec. 5.6.8.2.9
Allows uses (hospitals, etc.) not consistent with Policy 11.6
Sec. 5.6.8.2.10
Allows uses (medical and dental clinics) not consistent with Policy 11.6
Sec. 5.6.8.2.15
Allows a use (funeral homes) not consistent with Policy 11.6
Sec. 5.6.8.3.6
Provides a use (funeral homes) that is not allowed under Policies 11.6 – 11.10, 11.12 and 11.13
Sec. 5.6.8.11.2

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT’S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT’S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, “PETITION FOR ADMINISTRATIVE PROCEEDINGS” WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK

DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON STREET, MSC #110
TALLAHASSEE, FLORIDA 32399-4128

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL

PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 14th day of August, 2012.

/s/ _____
Miriam Snipes, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128
Telephone: (850)717-8531

By U.S. Mail:
Honorable Jack Myers
Mayor, City of Auburndale
c/o City Manager’s Office
P. O. Box 186
Auburndale, FL 33823

Amy Palmer, AICP
Community Development Director
City of Auburndale
P. O. Box 186
Auburndale, FL 33823

By Hand Delivery or Interagency Mail:
Rebecca Jetton, ACSC Administrator, DEO, Tallahassee, FL
Sherry A. Spiers, Assistant General Counsel, DEO, Tallahassee, FL

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN August 6, 2012
 and August 10, 2012**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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WATER MANAGEMENT DISTRICTS
South Florida Water Management District

40E-7.521	8/8/12	8/28/12	38/16	
40E-7.527	8/8/12	8/28/12	38/16	
40E-7.538	8/8/12	8/28/12	38/16	
40E-7.5381	8/8/12	8/28/12	38/16	
40E-7.5382	8/8/12	8/28/12	38/16	

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
 REGULATION**

Board of Architecture and Interior Design

61G1-12.004	8/6/12	8/26/12	38/26	
61G1-17.002	8/6/12	8/26/12	38/13	38/26

Construction Industry Licensing Board

61G4-15.018	8/10/12	8/30/12	38/20	38/28
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DEPARTMENT OF HEALTH
Board of Pharmacy

64B16-27.420	8/6/12	8/26/12	38/22	
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Board of Speech-Language Pathology and Audiology

64B20-7.001	8/8/12	8/28/12	38/26	
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Division of Emergency Medical Operations

64J-3.001	8/10/12	8/30/12	36/39	38/15
64J-3.002	8/10/12	8/30/12	36/39	38/15
64J-3.003	8/10/12	8/30/12	36/39	38/15

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF FINANCIAL SERVICES
Division of State Fire Marshal

69A-37.039	8/7/12	8/27/12	38/16	38/28
69A-37.065	8/7/12	8/27/12	38/16	
69A-39.003	8/7/12	8/27/12	38/16	38/28
69A-39.005	8/7/12	8/27/12	38/16	38/28
69A-39.007	8/7/12	8/27/12	38/16	38/28
69A-39.0071	8/7/12	8/27/12	38/16	
69A-39.009	8/7/12	8/27/12	38/16	
69A-39.010	8/7/12	8/27/12	38/16	

Division of Insurance Agents and Agency Services

69B-211.041	8/7/12	8/27/12	38/19	38/26
69B-211.042	8/7/12	8/27/12	38/19	38/26

Financial Institution Regulation

69U-100.964	8/6/12	8/6/12	38/27	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO (CHAPTER 2010-279, LAWS OF FLORIDA)

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-304.300	3/2/11	*****	38/3	
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DEPARTMENT OF FINANCIAL SERVICES
Division of Workers' Compensation

69L-7.020	10/24/11	*****	37/24	37/3
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