

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.727 **RULE TITLE:** Visitor Conduct
PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to explain under what circumstances a visitor to one of the Department’s correctional institutions may breastfeed their baby.
SUBJECT AREA TO BE ADDRESSED: Visitor Conduct.
RULEMAKING AUTHORITY: 944.09 FS.
LAW IMPLEMENTED: 944.09, 944.23, 944.47, 944.8031 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 33-601.727 Visitor Conduct.
- (1) Visitors must conduct themselves in accordance with the following requirements while on department property.
 - (a) through (k) No change.

(l) Visitors who are nursing may breastfeed their babies during their visit. In the interests of safety and security, nursing mothers must cover their breasts with a non-quilted baby blanket while nursing. At no time shall the nipple of the mother’s breast be uncovered and exposed in the visiting park. A mother may choose to leave the visiting park to breastfeed her baby and she shall be permitted to reenter the visiting park subject to a search of her person and belongings. Nursing mothers shall not be directed to the institution’s restroom to breastfeed.

- (2) through (3) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09, 944.23, 944.47, 944.8031 FS. History–New 11-18-01, Amended 5-27-02, 9-29-03, 3-29-07, 2-21-13, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: 59A-13.004 **RULE TITLE:** License Procedure
PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to revise licensure periods and application fees for prescribed pediatric extended care centers.
SUBJECT AREA TO BE ADDRESSED: The Agency proposes to amend Rule 59A-13.004, F.A.C., to include revisions to conform the rule to requirements of the streamlined and consistent set of basic licensing requirements in Chapter 408, Part II, F.S. Other revisions are made to correct technical errors and update references.
RULEMAKING AUTHORITY: 400.914 FS.
LAW IMPLEMENTED: 400.914, 408.819 FS.

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

DATE AND TIME: Tuesday, June 25, 2013, 9:30 a.m. – 10:30 a.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jacqueline Williams, Division of Health Quality Assurance, 2727 Mahan Drive, MS#33, Tallahassee, Florida 32308, Phone: (850)412-4303, Email: Jacqueline.Williams@ahca.myflorida.com

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-13.088 **RULE TITLE:** Developmental Disabilities Consumer Directed Care Plus

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-13.088, F.A.C., is to update the description for restricted services, the definition for behavior assistant services, and background screening information pursuant to the 2012 Florida Statute changes; remove language referring to the provider call center; and add the definition and limitations and special conditions for vehicle modification.

SUBJECT AREA TO BE ADDRESSED: Developmental Disabilities Medicaid Waivers Consumer-Directed Care Plus Program.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-13.088, F.A.C.,

will have as provided for under Sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.221 FS.

LAW IMPLEMENTED: 409.902, 409.907, 409.908, 409.912, 409.913, 409.221 FS.

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

DATE AND TIME: Monday, June 24, 2013, 10:00 a.m. – 11:00 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Danielle Reatherford at the Bureau of Medicaid Services, (850)412-4263. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Danielle Reatherford, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4263, e-mail: danielle.reatherford@ahca.myflorida.com

To download a draft copy of the reference material, if available, go to <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-13.088 Developmental Disabilities Consumer-Directed Care Plus.

(1) Individuals enrolled in the Developmental Disabilities Medicaid Waivers Program for Consumer-Directed Care Plus, along with all program representatives, consultants, employees, vendors, and Agency for Persons with Disabilities staff must be in compliance with the provisions of the Florida Medicaid Developmental Disabilities Medicaid Waivers Consumer-Directed Care Plus Program Coverage, Limitations, and Reimbursement Handbook, July, 2012, which is incorporated by reference. The handbook is available from the Medicaid fiscal agent's Web site at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Provider Handbooks. ~~Paper copies of the handbook may be obtained by calling the Provider Contact Center at (800)289-7799 and selecting Option 7.~~

(2) The following appendices are incorporated by reference: Appendix A: CDC+ New Participant Training Program Affirmation Form, July 2012; Appendix B: CDC+ New Participant Training Registration, July 2012; Appendix C: CDC+ Participant Refresher Training Program Affirmation Form, March 1, 2011; Appendix D: CDC+ Participant Refresher Training Registration, March 1, 2011; Appendix E: CDC+ Purchasing Plan, February 14, 2012; Appendix F: CDC+ Quick Update to My Purchasing Plan, June 1, 2009; Appendix G: Florida CDC+ Weekly Timesheet, January 1, 2011; and Appendix H: CDC+ Participant Information Update Form, November 1, 2009. These forms are available by photocopying them from the Developmental Disabilities Medicaid Waivers Consumer-Directed Care Plus Program Coverage, Limitations, and Reimbursement Handbook.

Rulemaking Authority 409.221 FS. Law Implemented 409.221, 409.902, 409.907, 409.908, 409.912, 409.913 FS. History—New 11-12-12, Amended.

**AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing**

RULE NOS.:	RULE TITLES:
59A-17.102	Licensure
59A-17.119	Facility Life Safety and Building Code Requirements

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to incorporate changes in the authorizing statute and update references as necessary.

SUBJECT AREA TO BE ADDRESSED: The Agency proposes to amend Rule 59A-17.102, F.A.C., to include revisions to conform the rule to requirements of the streamlined and constituent set of basic licensing requirements in Chapter 408, Part II, F.S., and technical errors. Rule 59A-17.119, F.A.C., amended to include physical plant standards as required by statute.

RULEMAKING AUTHORITY: 400.805 FS.

LAW IMPLEMENTED: 400.805 FS.

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

DATE AND TIME: Wednesday, June 26, 2013, 2:00 p.m. – 3:00 p.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jacqueline Williams, Division of Health Quality Assurance, 2727 Mahan Drive, MS#33, Tallahassee, Florida 32308, Phone: (850)412-4303, Email: Jacqueline.Williams@ahca.myflorida.com

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

Division of Pari-Mutuel Wagering

RULE NO. RULE TITLE:

61D-4.004 Application for Annual Racing License

PURPOSE AND EFFECT: The purpose and effect of this rule is to clarify criteria used to evaluate amendments to applications submitted to the Division for licensure of a pari-mutuel facility.

SUBJECT AREA TO BE ADDRESSED: Amendments to applications submitted to the Division for licensure of a pari-mutuel facility.

RULEMAKING AUTHORITY: 550.0251(3) FS.

LAW IMPLEMENTED: 550.01215(3) FS.

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

DATE AND TIME: June 28, 2013, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Board Conference Room, 1940 North Monroe Street, Tallahassee, FL 32399-1016

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary Polombo by telephone at (850)413-0750 or via email at mary.polombo@dbpr.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE NO.: RULE TITLE:

61D-9.001 Interstate and Intertrack Broadcasts

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to clarify language used in regulating interstate and intertrack broadcasts.

SUBJECT AREA TO BE ADDRESSED: Language used in regulating interstate and intertrack broadcasts.

RULEMAKING AUTHORITY: 550.0251(3), (7), 550.125(2)(b), 550.155(1), 550.2625(2)(d), 550.3551(10), 550.495(4), 550.6305(5) FS.

LAW IMPLEMENTED: 550.0251, 550.125, 550.155, 550.2625, 550.3551, 550.495, 550.615, 550.625, 550.6305 FS.

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

DATE AND TIME: June 28, 2013, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Board Conference Room, 1940 North Monroe Street, Tallahassee, FL 32399-1016

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary Polombo by telephone at (850)413-0750 or via email at mary.polombo@dbpr.state.fl.us.

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

**Section II
Proposed Rules**

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Professions

RULE NOS.: RULE TITLES:

61N-1.001 General Regulations; Definitions

61N-1.012 Records of Drugs, Cosmetics and Devices

61N-1.013 Prescription Drugs; Receipt, Storage and Security

PURPOSE AND EFFECT: To clarify the definitions of terms set forth in Chapter 499, F.S., and the Division’s rules; set forth the records which must be created and maintained by entities in Florida engaging in the possession of limited quantities of prescription drugs, obtained from non-Florida licensed sources, for the purpose of research and development; and set forth the storage requirements for those entities.

SUMMARY: The Division proposes the rule amendments to clarify the definitions of terms set forth in Chapter 499, F.S., and the Division’s rules; set forth the records which must be created and maintained by entities in Florida engaging in the possession of limited quantities of prescription drugs, obtained from non-Florida licensed sources, for the purpose of research and development; and set forth the storage requirements for those entities.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that these rules 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 rules are 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 the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 499.003, 499.01(3), (4), (6), 499.012(12), 499.0121, 499.0122, 499.013, 499.014, 499.024, 499.025(5), 499.03(4), 499.05, 499.052 FS.

LAW IMPLEMENTED: 499.028 (6), 499.003, 499.004, 499.005, 499.0054, 499.0057, 499.006, 499.007, 499.008, 499.009, 499.01, 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.015, 499.023, 499.024, 499.025, 499.028, 499.03, 499.033, 499.035, 499.039, 499.04, 499.041, 499.05, 499.051, 499.052, 499.06, 499.063, 499.064, 499.066, 499.067, 499.069, 499.61, 499.62, 499.63, 499.64, 499.65, 499.66, 499.67, 499.71, 499.75 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dinah Greene, Operations Review Specialist, Division of Drugs, Devices and Cosmetics, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 26A, Tallahassee, Florida 32399-1047, (850)488-1802

THE FULL TEXT OF THE PROPOSED RULE IS:

61N-1.001 General Regulations; Definitions.

(1) No change.

(2) In addition to definitions contained in Sections 499.003, 499.012(1), 499.0121(6), 499.0122(1), 499.028(1), 499.029(3), and 499.61, F.S., the following definitions apply, to Chapter 499, F.S. and to Rule Chapter 61N-1, F.A.C.:

(a) “Administer” or “administration” – means the direct application or introduction obtaining and giving of a single dose of drugs by a legally authorized person to or into the body of an individual human or animal a patient, for his consumption whether by injection, inhalation, ingestion or any other means.

(b) No change.

(c) “Authorized absence” – means, for purposes of Section 499.012(11)(d), F.S., the management or owner of a permitted wholesale establishment has approved in writing in a document that is available for inspection under Section 499.051, F.S., at the time of the inspection, the physical absence of the designated representative from the permitted establishment, pursuant to the written policy developed and maintained by the owner or management of the permitted establishment, for a cumulative period not to exceed 60 calendar days in any 12-month period for situations such as:

the birth of the employee’s child and to care for the newborn child; the placement of a child with the employee for adoption or foster care; the care of a family member (child, spouse, or parent) with a serious health condition, where the employee is needed to care for the a family member (child, spouse or parent) with a serious health condition; or the employee’s own serious health condition makes the employee unable to perform the functions of the designated representative.

(d) “Authorized recipient” – means a person permitted by or otherwise authorized by Florida law, or by the law of the jurisdiction in which the person receives the prescription drugs, Chapter 499, F.S., to purchase, receive or possess those prescription drugs. The term includes:

1. Any a pharmacy licensed under by Chapter 465, F.S., and authorized under that chapter to possess non-dispensed prescription drugs; except a Class I Institutional Pharmacy since it is only authorized to possess dispensed prescription drugs and medical oxygen for administration to its patients;

2. Any a practitioner licensed by Florida law to purchase and receive prescription drugs; or a person who is authorized by the law of the jurisdiction where the delivery occurs to purchase, own, receive, and/or possess those prescription drugs; and

3. A licensed ship captain, or first officer, or designated medical officer for a vessel engaged in international or interstate trade or for or in trade between ports of the United States—and any merchant vessel belonging to the U.S. Government. The is an authorized recipient for prescription drugs must be intended solely for emergency medical purposes, and the wholesale distributor must deliver provided the prescription drugs are delivered by the wholesaler directly to the ship/vessel or transfer possession to the appropriate ship’s/vessel’s officer as near to the ship/vessel as state and federal laws allow.

(e) “Broker” – means a person participating in a prescription drug the wholesale distribution by performing all of the following activities without taking physical possession of the drug:

(i) Buying, purchasing, or otherwise taking ownership of or title to the drug;

(ii) Selling or transferring, or offering to sell or transfer, ownership of or title to the drug; and

(iii) To a person other than the patient or the patient’s agent.

of a prescription drug that buys and sells the drug but does not take physical possession such that the drug is “sold to” the broker and “shipped to” a third party.

(f) through (m) No change.

(n) “Limited quantities” – pursuant to Section 499.01(3) and (4)(b), F.S., means:

1. Nonclinical/Preclinical – For purposes of nonclinical (not involving the actual use of the product in or on humans or other animals) and preclinical (involving animal use but not human) research and development (“R&D”) activities, the number of transactions necessary to advance the program to the clinical stage, provided that the researcher may not acquire or have on hand more than a three-month supply of any product based on forecasts set forth in R&D records created in advance of or contemporaneously with the R&D activities.

2. Clinical – For purposes of clinical trials and biostudies approved by FDA, including filed Investigational New Drug applications (an “IND”) and studies exempt from IND regulations under 21 C.F.R. s. 312.2 (effective 01/01/13), the researcher may engage in the number of transactions necessary to obtain (i) clearance to advance to the next clinical phase of FDA’s approval process (Phase 1 to Phase 2 or Phase 2 to Phase 3), or (ii) for Phase 3 studies, final FDA approval, provided that the researcher may not acquire or have on hand more than a six-month supply of any product based on forecasts set forth in R&D records created contemporaneously with the R&D activities.

(o)(#) “Pedigree” – means a document that satisfies the requirements of Section 499.003(31)(a) or (b), F.S., as applicable, and the applicable rule requirements of subsection 61N-1.012(3), F.A.C., and any forms adopted therein.

(p)(#) “Point of origin” – means the location from which the manufacturer transfers title, and the location from which the manufacturer transfers possession, if different, of the specific unit of the prescription drug being transferred or sold.

(q)(#) “Practitioner” means a person who is duly licensed and authorized by laws of the state to administer, prescribe, or dispense, as appropriate, a drug or device for medical purposes.

(r) “Principal address” – means, as used in Section 499.0121(6), F.S. and any permit application submitted to the department under Chapter 499, F.S., the person’s primary place of business.

(s)(#) “Product” – anything produced or made either naturally or artificially.

(t)(#) “Propagation” of a drug — means, as used under the definition of “manufacture” at Section 499.003(27), F.S., for purposes of permitting under Section 499.013, F.S., the holder or holders of a New Drug Application (NDA), an Abbreviated New Drug Application (ANDA), a Biologics License Application (BLA) or a New Animal Drug Application (NADA), provided that such application has become effective or is otherwise approved consistent with Section 499.023, F.S.; a private label distributor for whom the private label distributor’s prescription drugs are originally manufactured and labeled for the distributor and have not been repackaged; or the distribution point for the manufacturer, contract

~~manufacturer or private label distributor whether the establishment is a member of the manufacturer’s affiliated group or is a contract distribution site.~~

(u)(#) “Provides prescription services to the public” – means, for the purposes of the retail pharmacy wholesaler permit, holding the pharmacy out to the public through prominently displayed pharmacy signs on the exterior of the building and adequate inventory on hand to fill a variety of prescriptions for a variety of medical conditions that would be required by the public generally.

(v)(#) “Readily available” and “readily retrievable” mean that records, either hard copy or computerized, are organized in such a manner that they can be quickly and easily retrieved during an inspection; individual records can be produced within minutes of the request (unless the permitted address is not within the state in which case a 48 hour timeframe is available for producing records). Required records that are kept by automatic data processing systems or other electronic or mechanized recordkeeping systems are kept in such a manner so that they can be separated out from all other records in a reasonable time.

(w)(#) “Repackaging or otherwise changing the container, wrapper, or labeling to further the distribution” means:

1. Altering a packaging component that is or may be in direct contact with the drug, device, or cosmetic. For example, repackaging from bottles of 1000 to bottles of 100.

2. Altering a manufacturer’s package for sale under a label different from the manufacturer. For example, a medical convenience kit that contains an injectable vaccine from manufacturer A; a syringe from manufacturer B; alcohol from manufacturer C; and sterile gauze from manufacturer D packaged together and marketed as an immunization kit under a label of manufacturer Z.

3. Altering a package of multiple-units, which the manufacturer intended to be distributed as one unit, for sale or transfer to a person engaged in the further distribution of the product. This does not include:

a. Selling or transferring an individual unit which is a fully labeled self-contained package that is shipped by the manufacturer in multiple units, or

b. Selling or transferring a fully labeled individual unit, by adding the package insert, by a person authorized to distribute prescription drugs to an institutional pharmacy permit, health care practitioner or emergency medical service provider for the purpose of administration and not for dispensing or further distribution.

(x)(#) “Rx” – means prescription.

(y)(#) “Sale” – includes any transfer of title or ownership whether by barter, exchange or gift.

(z)(#) “Separate and distinct cosmetic product” – means a cosmetic product for that establishment which is, or will be

sold, distributed, or given away. The adding of color, flavor, or scents does not make a separate and distinct cosmetic product for each variation.

~~(aa)(y)~~ “Separate and distinct device product” – means a device product in its finished form for that manufacturer which is, or will be sold, distributed, or given away. The function or use of the device determines whether a device is separate and distinct.

~~(bb)(z)~~ “Separate and distinct drug product” – means a drug product in the finished form and strength for that manufacturer which is, or will be sold, distributed or given away.

~~(cc)(aa)~~ “Specific unit of a prescription drug” – means the individual saleable unit of a specific prescription drug being transferred or sold, which is capable of being serialized to contain its own serial number, which drug is identified by name, strength, dosage form, container size, and lot number.

~~(bb)~~ “Specified drug” means all dosage forms, strengths and container sizes of the following prescription drugs:

1. Bextra (valdecoxib);
2. Celebrex (celecoxib);
3. Combivir (lamivudine/zidovudine);
4. Crixivan (indinavir sulfate);
5. Diflucan (fluconazole);
6. Epivir (lamivudine);
7. Epogen (epoetin alfa);
8. Gamimune (globulin, immune);
9. Gammagard (globulin, immune);
10. Immune globulin;
11. Lamisil (terbinafine);
12. Lipitor (atorvastatin calcium);
13. Lupron (leuprolide acetate);
14. Neupogen (filgrastim);
15. Nutropin AQ (somatropin, e coli derived);
16. Panglobulin (globulin, immune);
17. Procrit (epoetin alfa);
18. Retrovir (zidovudine);
19. Risperdal (risperidone);
20. Rocephin (ceftriaxone sodium);
21. Serostim (somatropin, mammalian derived);
22. Sustiva (efavirenz);
23. Trizivir (abacavir sulfate/lamivudine/zidovudine);
24. Venoglobulin (globulin, immune);
25. Viagra (sildenafil citrate);
26. Videx (didanosine);
27. Viracept (nelfinavir mesylate);
28. Viramune (nevirapine);
29. Zerit (stavudine);
30. Ziagen (abacavir sulfate);
31. Zocor (simvastatin);
32. Zofran (ondansetron);

~~33. Zoladex (goserelin acetate); and~~

~~34. Zyprexa (olanzapine).~~

~~(dd)(ee)~~ “State Current Good Manufacturing Practices” means current good manufacturing practices and quality system regulations as prescribed as of 1/1/01 in Title 21 Code of Federal Regulations, Parts 210, 211, 600-610, and 820, and the federal guidelines which are incorporated by reference herein and made a part of this rule, and the requirements of this chapter. Current good manufacturing practices for cosmetics means the guidelines for manufacturing cosmetics as set forth in Rule 61N-1.010, F.A.C.

~~(ee)(dd)~~ “Unapproved new drug” – means any drug which has not been approved or otherwise authorized for use under the federal act, 21 U.S.C. ss. 301 et seq., and the regulations promulgated thereunder or which does not have a Notice of Claimed Investigational Exemption on file with the United States Food and Drug Administration.

~~(ff)(ee)~~ “Usual course of business as carriers” – means for purposes of commercial airlines, the purchase, receipt, distribution and storage of prescription drugs for emergency medical reasons, which includes:

1. The transportation of a prescription drug aboard a commercial aircraft where the drug is required by 14 CFR Section 121.803 (and appendix A to 14 CFR part 121), to be on board the aircraft as part of an approved emergency medical kit; and,

2. The purchase of the prescription drug by the commercial airline, and receipt of the prescription drug by the commercial airline at an establishment operated by the airline, provided that, the prescription drug is sold and provided to the commercial airline by a person and establishment that is licensed to engage in wholesale distribution of prescription drugs. The recordkeeping requirements of subsections 61N-1.012(1), (2), F.A.C., apply to all distributions of prescription drugs under this sub-sub paragraph. In all such distributions to commercial airlines, the recipient’s license number shall be the registration number assigned to the carrier by the Federal Aviation Administration.

~~(gg)(ff)~~ “Valid client-veterinarian relationship” – means one in which (1) a veterinarian has assumed the responsibility for making medical judgments regarding the health of an animal and the need for medical treatment, and the client (the owner or other caretaker of the animal or animals) has agreed to follow the instructions of the veterinarian; (2) there is sufficient knowledge of the animal(s) by the veterinarian to initiate at least a general or preliminary diagnosis of the medical condition of the animal(s); and (3) the veterinarian is readily available for follow-up in case of adverse reactions or failure of the regimen of therapy. Such a relationship can exist only when the veterinarian has recently seen and is personally acquainted with the keeping and care of the animal(s) by

virtue of examination of the animal(s), and/or by medically appropriate and timely visits to the premises where the animal(s) are kept.

~~(hh)(gg)~~ “Verifiable account” – means a number issued by the manufacturer to a wholesaler when the wholesaler sets up an account with the manufacturer for the purchase of a prescription drug from that manufacturer that uniquely identifies the wholesaler and that is to be used on a recurring basis.

~~(hh)~~ “Wholesale distribution” – means distribution of prescription drugs to persons other than a consumer or patient as set forth in Section 499.012(1)(a), F.S.

~~(ii)~~ “Wholesaler” – means a person who engages in the wholesale distribution of a prescription drug.

~~(jj)~~ “Written agreement” means any type of written correspondence or documentation to establish an account for ongoing sales of prescription drugs by the manufacturer to that wholesaler.

Rulemaking Authority 499.003(31), 499.024, 499.025(5), 499.01(6), 499.0121(6), 499.0122(2), 499.012(12), 499.013(3), 499.014(5), 499.03(4), 499.05 FS. Law Implemented 499.003, 499.004, 499.005, 499.0054, 499.0057, 499.006, 499.007, 499.008, 499.009, 499.01, 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.015, 499.023, 499.024, 499.025, 499.028, 499.03, 499.033, 499.035, 499.039, 499.041, 499.05, 499.051, 499.052, 499.06, 499.066, 499.067, 499.069, 499.61, 499.62, 499.63, 499.64, 499.65, 499.66, 499.67, 499.71, 499.75 FS. History–New 1-1-77, Amended 12-12-82, 1-30-85, Formerly 10D-45.31, Amended 11-26-86, 2-4-93, 7-1-96, Formerly 10D-45.031, Amended 1-26-99, 4-17-01, 6-30-03, 10-7-03, 1-1-04, 1-29-04, 5-29-05, 1-19-06, 2-14-06, 8-6-06, 12-27-07, Formerly 64F-12.001, Amended _____.

61N-1.012 Records of Drugs, Cosmetics and Devices.

(1) through (16) No change.

(17) For purposes of prescription drugs obtained in “limited quantities” for research and development (“R&D”) purposes under Section 499.01(3) and (4)(b), F.S. and paragraph 61N-1.001(2)(n), F.A.C., the required records must forecast, identify and schedule the acquisition and use of each such drug relative to anticipated and ongoing R&D activities. These records must be created in advance of or contemporaneously with the particular R&D activities, and are subject to inspection under Section 499.051, F.S. Nonclinical/preclinical R&D quantity forecasts must be updated at least monthly, and clinical R&D quantity forecasts must be updated at least quarterly. These records must account for all product acquired and consumed in R&D activities, and the researcher must ensure that none of the product acquired for R&D is used in any clinical (for use on or in humans)

context or setting. The researcher must maintain all other records required under Chapter 499, including, without limitation, Section 499.01(3) or (4)(b), and applicable federal laws.

Rulemaking Authority 499.003, 499.01(2)(g), 499.05, 499.0121 FS. Law Implemented 499.01, 499.003, 499.012, 499.0121, 499.01212, 499.028, 499.04, 499.041, 499.05, 499.051, 499.052, 499.06, 499.063, 499.064, 499.066, 499.067 FS. History–New 1-1-77, Amended 12-12-82, 7-8-84, 1-30-85, Formerly 10D-45.53, Amended 11-26-86, 2-4-93, 7-1-96, Formerly 10D-45.053, Amended 1-26-99, 4-17-01, 10-7-03, 1-1-04, 6-15-04, 8-2-04, 1-19-06, 8-6-06, Formerly 64F-12.012, Amended 3-4-13, _____.

61N-1.013 Prescription Drugs; Receipt, Storage and Security.

(1) through (2) No change.

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

(d) Facility requirements for the storage and handling of prescription drugs.

1. through 2. No change.

3. Prescription drugs obtained in “limited quantities” for research and development (“R&D”) purposes under Section 499.01(3) and(4)(b), F.S. and paragraph 61N-1.001(2)(n), F.A.C., must be physically segregated from all other products intended for manufacturing, compounding, dispensing, or administration. In a manufacturer’s establishment, these drugs must also be stored and maintained in a separate and clearly designated area.

(4) through (7) No change.

Rulemaking Authority 499.0121(1), 499.05 FS. Law Implemented 499.004, 499.006, 499.007, 499.0121, 499.028(6), 499.052 FS. History–New 7-8-84, Amended 1-30-85, Formerly 10D-45.535, Amended 11-26-86, 7-1-96, Formerly 10D-45.0535, Amended 1-26-99, 4-17-01, 1-1-04, 1-19-06, 11-18-07, Formerly 64F-12.013, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dinah Greene, Operations Review Specialist, Division of Drugs, Devices and Cosmetics, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 26A, Tallahassee, Florida 32399-1047; (850)488-1802

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 28, 2013

DATE THE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 20, 2013

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

RULE NO.: RULE TITLE:
69L-6.012 Notice of Election to be Exempt
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. 39, No. 50, March 13, 2013 issue of the Florida Administrative Register.

The changes are in response to concerns raised by the Joint Administrative Procedures Committee in a letter dated April 9, 2013, and in subsequent discussions. The changes are as follows: New language is added under subsection (9) to provide guidance and information regarding the use of the Division of Workers' Compensation's Notice of Election to be Exempt System and the related website address. Certain forms are also revised to reflect their complete titles and to add the Florida Administrative Code rule number to which they relate. Revisions are also made to the proposed rule's statutory numbering system, rulemaking authority and law being implemented.

The remainder of the rule reads as previously published.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-6.011: Policy and Purpose

NOTICE IS HEREBY GIVEN that on May 29, 2013, the South Florida Water Management District (District), received a petition for waiver from Paul Venturelli, Application No. 13-0529-2M, for utilization of Works or Lands of the District known as the C-51 Canal for proposed palm trees and landscaping that are within 40 feet from the top of bank within the south right of way; Section 15, Township 44 South, Range 43 East, Palm Beach County. The petition seeks relief form

subsections 40E-6.011(4) and (6), Fla. Admin. Code, which governs the use of the District's rights of way for placement of above ground facilities within 40 feet from the top of bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or email at jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Juli Russell, Office of Counsel.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-5.502: General Requirements

The Department of Health, Bureau of Radiation Control hereby gives notice: that on May 31, 2013, pursuant to Section 120.542, F.S., the Bureau of Radiation Control has issued an order.

The Order grants a variance from subparagraph 64E-5.502(1)(a)6., F.A.C., for the Sarasota County Sheriff's Office. The petition for a variance was received by the Department on March 14, 2013. Notice of receipt of the petition was published in the Florida Administrative Register on March 29, 2013. Subparagraph 64E-5.502(1)(a)6., F.A.C., prohibits individuals from being exposed to radiation from an x-ray machine for training, demonstration or other purposes unless there are also medical requirements and a proper prescription has been provided. The Sarasota County Sheriff's Office has been granted a variance to subparagraph 64E-5.502(1)(a)6., F.A.C., allowing the intentional exposure of individuals to ionizing radiation for the specific purpose of screening inmates at the Sarasota County Sheriff's Office and under the condition that the machine or any future machines and their use meet the standards found in ANSI/HPS N43.17-2009. The variance is in effect until such time as the Department promulgates rules specific to ionizing radiation machines for personnel security purposes.

A copy of the Order or additional information may be obtained by contacting: Philip Thoma, Bureau of Radiation Control, Radiation Machine Program, 705 Wells Road, Suite 300, Orange Park, FL 32073 or (904)278-5730.

DEPARTMENT OF FINANCIAL SERVICES

The Department of Financial Services, Division of Legal Services hereby gives notice: on June 6, 2013, the Department of Financial Services, Division of Legal Services, issued a Final Order Denying Petition for Variance and Waiver, Case

Number 127579-12-AG. The Final Order is regarding receipt of a Petition for Variance and Waiver, filed on April 22, 2013, from Petitioner Gus Jones. The Petition does not identify the administrative rule from which a variance or waiver is sought. The Notice of Petition for Variance and Waiver was published in Vol. 39, No. 81, April 25, 2013, edition of Florida Administrative Register. The Final Order Denying Petition for Variance found that the Petition does not identify the administrative rule from which a variance or waiver is sought, does not comply with statutory requirements, and that the general relief sought is not available to the Petitioner. No comments were received.

A copy of the Order or additional information may be obtained by contacting: Michael H. Davidson Attorney, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4178.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Seed Investigation and Conciliation Council announces a hearing to which all persons are invited.

DATE AND TIME: June 19, 2013, 9:30 a.m. – 1:30 p.m.

PLACE: University of Florida – IFAS, North Florida Research and Education Center, 155 Research Road, Quincy, FL 32351, Telephone No. (850)875-7100

GENERAL SUBJECT MATTER TO BE CONSIDERED: Seed Complaint Arbitration Hearing.

A copy of the agenda may be obtained by contacting The Division's website at <http://flaes.org/upcomingmeetingsandworkshops.html>.

For more information, you may contact: Weldon Collier, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8 L-29, Tallahassee, Florida 32399-1650, Phone (850)617-7907. If special accommodations are needed to attend this meeting because of a disability, please call Weldon Collier as soon as possible.

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

The Florida Office of Early Learning announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday June 12, 2013 10:00 a.m. – 11:00 a.m.

PLACE: Conference call: (888)670-3525, passcode 7107343387 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Update on Florida's State Advisory Council on Early Education and Care initiatives funded through the Head Start American Recovery and Reinvestment Act grant.

A copy of the agenda may be obtained by contacting: Lisa.Billups@oel.myflorida.com.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: June 25, 2013, 9:30 a.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 148, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

The Florida Public Service Commission Conference's Notice, Agenda, related documents, and contact information may be obtained from www.floridapsc.com. Persons needing ADA accommodation to participate should contact the FPSC at least five days prior to the conference via (800)955-8770 (Voice) or (800)955-8771 (TDD) Florida Relay Service.

*Changes to this notice will be published at the earliest practicable time on the Commission's website.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a public meeting to which all persons are invited.

DATE AND TIME: June 25, 2013, immediately following the Commission Conference which commences at 9:30 a.m. in Joseph P. Cresse Hearing Room 148

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

Internal Affairs Agendas and Florida Public Service Commission's contact information may be obtained from www.floridapsc.com. Persons needing ADA accommodation to participate should contact the FPSC at least five days prior to the conference via (800)955-8770 (Voice) or (800)955-8771 (TDD) Florida Relay Service.

*Changes to this notice will be published at the earliest practicable time on the Commission's website.

EXECUTIVE OFFICE OF THE GOVERNOR

The Governor's Commission on Community Service (Volunteer Florida) announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 28, 2013, 9:00 a.m. until all business is complete

PLACE: (888)670-3525, passcode 382243266#

GENERAL SUBJECT MATTER TO BE CONSIDERED: general Commission business.

A copy of the agenda may be obtained by contacting: Nicole Elliott, at (850)414-0092 or Nicole@volunteerflorida.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Nicole Elliott, at (850)414-0092 or Nicole@volunteerflorida.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Nicole Elliott, at (850)414-0092 or Nicole@volunteerflorida.org.

EXECUTIVE OFFICE OF THE GOVERNOR

The Governor's Commission on Community Service (Volunteer Florida) announces a public meeting to which all persons are invited.

DATE AND TIME: June 24, 2013, 2:00 p.m. until all business is complete

PLACE: (888)670-3525, passcode 382243266#

GENERAL SUBJECT MATTER TO BE CONSIDERED: general Commission business.

A copy of the agenda may be obtained by contacting: Nicole Elliott, at (850)414-0092 or Nicole@volunteerflorida.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Nicole Elliott, at (850)414-0092 or Nicole@volunteerflorida.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or

hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Nicole Elliott, at (850)414-0092 or Nicole@volunteerflorida.org.

EXECUTIVE OFFICE OF THE GOVERNOR

The Governor's Commission on Community Service (Volunteer Florida) announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 25, 2013, 2:00 p.m. until all business is complete

PLACE: (888)670-3525, passcode 382243266#

GENERAL SUBJECT MATTER TO BE CONSIDERED: general Commission business

A copy of the agenda may be obtained by contacting: Nicole Elliott at (850)414-0092 or nicole@volunteerflorida.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Nicole Elliott at (850)414-0092 or nicole@volunteerflorida.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Nicole Elliott at (850)414-0092 or nicole@volunteerflorida.org.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 25, 2013; 9:00 a.m.

PLACE: SWFWMD Tampa Service Office, 7601 US Highway 301 North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings and Public Hearing: Consider SWFWMD business. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; (800)423-1476 (FL only) or (352)796-7211

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Bureau Chief at (800)423-1476 (FL only) or (352)796-7211, ext.4702; TDD (FL only) (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, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

For more information, you may contact: Luanne.Stout@watermatters.org; (800)423-1476 (FL only) or (352)796-7211, ext.4605 (Ad Order EXE0267).

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 17, 2013, 12:00 Noon

2013 Loxahatchee River Preservation Initiative Meeting

PLACE: Jupiter Emergency Operations Center, 3133 Washington Street, Jupiter, FL 33458

GENERAL SUBJECT MATTER TO BE CONSIDERED: Initiative Meeting.

Distribution of 2014 Initiative Funding Request Applications.

A copy of the agenda may be obtained by contacting: Rod Braun, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-2925, rbraun@sfwmd.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the District Clerk's office, (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rod Braun, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-2925, rbraun@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 19, 2013, 10:00 a.m.

PLACE: South Florida Water Management District, B-1 Bill Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL, 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting to Discuss Regulatory Matters.

All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at:

Lower West Coast Service Center, 2301 McGregor Blvd., Fort Myers, FL 33901

Okeechobee Service Center, 3800 NW 16th Boulevard, Okeechobee, FL 34972

Orlando Service Center, 1707 Orlando Central Parkway Suite 200, Orlando, FL 32809

The meeting will also be webcast.

Agendas are available 7 days prior to the meeting date. You may obtain a copy of the agenda by going to our website at: www.sfwmd.gov.

- Hold mouse over the “Topics” tab, scroll down to “Permits” and click
- Under “*Upcoming Events*” on the right hand column, click the “Monthly Regulatory Meetings” link.
- or by subscribing to ePermitting/eNoticing: www.sfwmd.gov/epermitting.

For additional information, you may also call our information line at (561)682-6207 or Florida toll-free, (800)432-2045, ext. 6207.

Pursuant to the provisions of 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: 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: District Clerk's Office (561)682-2087.

DEPARTMENT OF ELDER AFFAIRS

Statewide Public Guardianship Office

The Department of Elder Affairs, Statewide Public Guardianship Office announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 20, 2013, 12:30 p.m. – 1:30 p.m.
 PLACE: Telephone conference call, (888)670-3525, conference code: 7919129022#
 GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Foundation for Indigent Guardianship, Inc.
 A copy of the agenda may be obtained by contacting: Valerie Franklin, (850)414-2030.
 Pursuant to the provisions of 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: Valerie Franklin, (850)414-2030. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
 Refugee Services
 The Collier Refugee Task Force announces a public meeting to which all persons are invited.
 DATE AND TIME: Wednesday, June 19, 2013, 10:00 a.m. – 12:00 Noon
 PLACE: Catholic Charities, 2210 Santa Barbara Blvd., Naples, FL 34116
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Collier Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.
 A copy of the agenda may be obtained by contacting: Janet Blair at (813)545-1716 or Taddese Fessehaye at (407)317-7335
 Pursuant to the provisions of 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 Blair at (813)545-1716 or Taddese Fessehaye at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 For more information, you may contact: Janet Blair at (813)545-1716 or Taddese Fessehaye at (407)317-7335.

PASCO-PINELLAS AREA AGENCY ON AGING
 The Area Agency on Aging of Pasco-Pinellas announces a public meeting to which all persons are invited.
 DATE AND TIME: Monday, June 17, 2013, 9:30 a.m.

PLACE: 9549 Koger Blvd., Suite 100, St. Petersburg, FL 33702
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Items related to Area Agency on Aging of Pasco-Pinellas business and Board of Directors oversight.
 A copy of the agenda may be obtained by contacting: Brenda Black at (727)570-9696, ext. 233.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Brenda Black at (727)570-9696 ext. 233. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 For more information, you may contact: Brenda Black at (727)570-9696, ext. 233.

NORTH FLORIDA BROADBAND AUTHORITY
 The North Florida Broadband Authority Board of Directors announces a public meeting to which all persons are invited.
 DATE AND TIME: June 12, 2013, 11:00 a.m.
 PLACE: Dogan Cobb Municipal Building, 660 East Hathaway Avenue, Bronson, Florida.
 GENERAL SUBJECT MATTER TO BE CONSIDERED: General policy and operational matters of the Authority.
 A copy of the agenda may be obtained by contacting: tbspringfield@gmail.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 1 day before the workshop/meeting by contacting: Springfield Law, P.A., (352)371-9909. If you are 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: tbspringfield@gmail.com.

ENTERPRISE FLORIDA, INC.
 The Enterprise Florida, Inc., Executive Committee announces a public meeting to which all persons are invited.
 DATE AND TIME: July 9, 2013, 2:00 p.m.
 PLACE: Enterprise Florida, Inc., 800 North Magnolia Ave, Suite 1100, Orlando, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Preparation for upcoming board meeting.

A copy of the agenda may be obtained by contacting: Al Latimer, (407)956-5602.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Al Latimer, (407)956-5602. If you are 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: Al Latimer, (407)956-5602.

FLORIDA INSURANCE GUARANTY ASSOC., INC.

The Board of Directors for FIGA announces a public meeting to which all persons are invited.

DATE AND TIME: June 28, 2013, 10:00 p.m.

PLACE: Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Board will meet regarding general business of the Association. The agenda will include but not limited to: Legal Report, Claims Report and Finance & Audit Committee Report.

A copy of the agenda may be obtained by contacting: Cathy Irvin, (850)386-9200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cathy Irvin, (850) 386-9200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

SUNSHINE STATE ONE CALL OF FLORIDA

The Sunshine State One Call of Florida, Inc., d/b/a Sunshine 811 announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 21, 2013, 10:00 a.m. – 12:00 Noon

PLACE: This meeting will be held by teleconference. To participate, call (888)670-3525 and enter participant passcode 8567463178, then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: To develop the agenda for the July 17, 18 & 19, 2013 Strategic Planning, Committee, and Board of Directors meetings.

A copy of the agenda may be obtained by contacting: Lori Budiani, Executive Assistant, (386)575-2002.

For more information, you may contact: Lori Budiani, Executive Assistant, (386)575-2002.

PARSONS BRINCKERHOFF

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

DATE AND TIME: June 18, 2013, 5:00 p.m. – 7:00 p.m. (presentation at 6:00 p.m.)

PLACE: The Magnolia Building at the Lake Mirror Complex, 121 S Lake Avenue, Lakeland Florida, 33815.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Florida Department of Transportation has initiated the Polk Rail Study to identify the best solutions for regional freight movement through Polk County while minimizing community and environmental impacts. The public workshop will be held from 5:00 p.m. to 7:00 p.m. in an open house format allowing interested people an opportunity to view the displays and discuss the project with project team representatives. A brief presentation will begin at 6:00 p.m. During the workshop, attendees can also visit interactive exhibits such as a noise booth to listen to sound level samples of trains, motorcycles, and other similar examples. Participants can also stop by a computer lab to access the project's website and virtual town hall and join the discussion online.

In the event that a hurricane warning is issued for June 18th, the workshop will be postponed and will be held on the alternative date of Wednesday, July 24, 2013 at the same time and location.

Financial Project ID No: 430103-1-22-01

A copy of the agenda may be obtained by contacting: : Robin Parrish, Florida Department of Transportation, District One, 801 N. Broadway Street, Bartow, Florida 33830-3809, (863)519-2675 or email: robin.parrish@dot.state.fl.us. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Robin Parrish, Florida Department of Transportation, District One, 801 N. Broadway Street, Bartow, Florida 33830-3809, (863)519-2675 or email: robin.parrish@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Debbie Tower, Public Information Director, at the address listed above or by phone at (863)519-2362 or Brian Bollas, Project Information Liaison, at (727)946-1869. You can also visit the project website: www.polkrail.com or join the conversation at the virtual town hall: http://ideas.polkrail.com/.

Section VI

**Notice of Petitions and Dispositions
Regarding Declaratory Statements**

NONE

Section VIII

**Notice of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

NONE

Section IX

**Notice 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**

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL
RFP 2013-CD-11100 Post Secondary Manual Writer
Request For Proposals (FDDC #2013-CD-11100)
Post-Secondary Manual Writer

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2013-CD-11100) is released to produce a comprehensive, professional “how to” manual that can be used by Florida state colleges interested in replicating the Project Achieve model.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside a maximum of \$17,000 federal funds for a period not to exceed one (1) year for fiscal support of this RFP. The exact amount of this contract will be developed during contract negotiations. Copies of this RFP can be downloaded from the FDDC website (www.fddc.org) or copies may be requested by writing FDDC at 124 Marriott Drive, Suite 203, Tallahassee, FL 32301, calling (850)488-4180, toll-free (800)580-7801 or TDD toll-free, (888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is June 21, 2013 by 4:00 p.m. (EDT). Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of June 24, 2013. The deadline for submitting proposals for this RFP to FDDC is July 15, 2013 by 2:00 p.m. (EDT).

The above announcement will appear in the Florida Administrative Register and on the FDDC web page (fddc.org) on June 7, 2013.

Please forward all requests for copies of this RFP to Carolyn Williams.

Questions are to be submitted in written format only. This is a legal process and we cannot answer questions verbally.

Section XII Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Notice of Public Comment Period and Public Meeting if
Requested

RULE NO.: RULE TITLE:

62-302.531: Numeric Interpretations of Narrative Nutrient
Criteria

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Department is establishing the existing nutrient Total Maximum Daily Loads TMDLs for North Escambia Bay, Judges Bayou (fresh and marine segments), and Bayou Chico (marine segment) in subsections 62-304.330(9)-(11), F.A.C., as site specific numeric interpretations of the narrative nutrient criterion set forth in paragraph 62-302.530(47)(b), F.A.C., upon paragraph 62-302.531(2)(a), F.A.C., becoming effective. Currently there are no numeric nutrient criteria in Chapter 62-302, F.A.C., for the marine segments of these waters. For the freshwater portion of Judges Bayou, the site specific numeric interpretation, as set forth in the TMDL, will supersede the otherwise applicable numeric nutrient criteria in paragraph 62-302.531(2)(c), F.A.C. The Department is accepting public comment and will hold a public meeting, if requested, on the establishment of these nutrient TMDLs as site specific interpretations pursuant to paragraph 62-302.531(2)(a), F.A.C.

The supporting documents for the TMDLs for these waters are on the Department's TMDL website (<http://www.dep.state.fl.us/water/tmdl/index.htm>) and will be provided upon request to interested parties by mail or via email distribution. The Department will accept written comments on the establishment of these existing nutrient TMDLs as site specific interpretations of the narrative nutrient criterion, through July 22, 2013. Written comments should be directed to: Eric Shaw, Standards and Assessments Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, Mail Station 6511, Tallahassee, Florida 32399-2400, telephone (850)245-8429, email Eric.Shaw@dep.state.fl.us.

If requested within 14 days of the date of this notice, a public meeting will be held at the date, time and place shown below (if not requested, this hearing will not be held):

DATE AND TIME: July 22, 2013, 1:00 p.m.

PLACE: Florida Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Bob Martinez Center, Tallahassee, Florida.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eric Shaw at (850)245-8429. If you are 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
Notice of Public Comment Period and Public Meeting if
Requested

RULE NO.: RULE TITLE:

62-302.531: Numeric Interpretations of Narrative Nutrient
Criteria

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Department is establishing the existing nutrient Total Maximum Daily Loads (TMDLs) for the Upper Wakulla River, Munson Slough above Lake Munson, Lake Munson, Silver Springs, the Silver Springs Group, the Upper Silver River, Curlew Creek Tidal Segment, and McKay Creek Tidal Segment in subsections 62-304.300(2), (3) and (5), 62-304.500(20), and 62-304.645(13)-(14), F.A.C., as site specific numeric interpretations of the narrative nutrient criterion set forth in paragraph 62-302.530(47)(b), F.A.C., upon paragraph 62-302.531(2)(a), F.A.C., becoming effective. Currently there are no numeric nutrient criteria in Chapter 62-302, F.A.C., for the marine segments of these waters. For the freshwater segments, the site specific numeric interpretation as set forth in the TMDLs will supersede the otherwise applicable numeric nutrient criteria in paragraphs 62-302.531(2)(b)-(c), F.A.C. The Department is accepting public comment and will hold a public meeting, if requested, on the establishment of these nutrient TMDLs as site specific interpretations pursuant to paragraph 62-302.531(2)(a), F.A.C.

The supporting documents for the TMDLs for these waters are on the Department's TMDL website

(<http://www.dep.state.fl.us/water/tmdl/index.htm>) and will be provided upon request to interested parties by mail or via email distribution. The Department will accept written comments on the establishment of these existing nutrient TMDLs as site specific interpretations of the narrative nutrient criterion, through July 22, 2013. Written comments should be directed to: Eric Shaw, Standards and Assessments Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, Mail Station 6511, Tallahassee, Florida 32399-2400, telephone (850)245-8429, email Eric.Shaw@dep.state.fl.us.

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Section XIII
Index to Rules Filed During Preceding
Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
