

**Section I**  
**Notices of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

RULE NOS.:	RULE TITLES:
40E-7.511	Policy and Purpose
40E-7.520	Scope and Applicability
40E-7.521	Definitions
40E-7.523	Access to Management Areas; Closures
40E-7.525	Use of Vehicles, Airboats, and Aircraft; Navigational Restrictions
40E-7.526	Equestrian Activities; Use of Saddle Animals
40E-7.527	Hunting
40E-7.528	Bicycling
40E-7.529	Overnight Camping
40E-7.530	Trapping
40E-7.532	Operating Hours
40E-7.534	Special Use Licenses
40E-7.535	Event Authorization
40E-7.537	General Prohibitions
40E-7.538	Establishment of South Florida Water Management District Management Areas Open to the Public
40E-7.5381	Special Provisions for Right of Way of the District
40E-7.5382	Special Provisions for Vacant Undesignated District Lands Open to the Public
40E-7.5383	Special Provisions for Stormwater Treatment Areas (STA's) of the District Open to the Public
40E-7.5384	Special Provisions for Impoundment Areas of the District Open to the Public
40E-7.539	Penalties

**PURPOSE AND EFFECT:** District staff have reviewed the public use rules and identified rules in need of clarification, modification, or updating.

**SUBJECT AREA TO BE ADDRESSED:** Public Use Rule pertains to the rules and regulations associated with public access and nature-based recreational use of District lands.

**RULEMAKING AUTHORITY:** 259.01, 373.016, 373.056, 373.103, 373.1391, 373.1395, 373.59, 373.1401, 373.069, 373.0693, 373.073, 373.079, 373.083, 373.119, 316.192, 316.1925, 316.655, 790, 810.09, 373.4592, 373.129, 373.609, 373.613 FS.

**LAW IMPLEMENTED:** 279.101, 373.044, 373.113, 373.171, 373.019 FS.

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

DATE AND TIME: May 13, 2013, 6:00 p.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Water Management District Clerk at (800)432-2045, x 2087 or (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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Steve Coughlin, Section Administrator, Land Stewardship Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680 telephone (800)432-2045, ext. 2603 or (561)682-2603 or by email to scoughli@sfwmd.gov. For procedural questions, please contact Charron Follins, Senior Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1 (800)432-2045, ext 6293 or (561)682-6293 or by email cfollins@sfwmd.gov

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.:	RULE TITLES:
62-620.100	Scope/Applicability/References
62-620.305	Signatories to Permit Applications and Reports
62-620.910	Forms and Instructions

**PURPOSE AND EFFECT:** The Department is initiating rulemaking to revise certain procedural language for the existing NPDES Generic Permits for Stormwater Discharge from Large and Small Construction Activities (CGP) and Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity (MSGP). The purpose of the revisions is to update procedural rule language concerning the stormwater generic permits for consistency with current US Environmental Protection Agency (EPA) requirements.

**SUBJECT AREA TO BE ADDRESSED:** Department is developing amendments to the Generic Permits noted herein under Rules 62-620.100, 62-620.305 and 62-620.910, F.A.C. This workshop will be broadcast via webinar. Parties can register to attend the webinar via their personal computers with audio by telephone (regular long distance telephone charges will apply) or by speakers connected to their computer (no telephone charges will apply). Webinar registration is via

<https://www2.gotomeeting.com/register/995181666>.  
Alternatively, persons may attend the workshop and view the webinar at the referenced location where staff will be present to accept comments.

RULEMAKING AUTHORITY: 403.061, 403.087, 403.088, 403.0885, 403.814 FS.

LAW IMPLEMENTED: 403.061, 403.087, 403.088, 403.0877, 403.814 FS.

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

DATE AND TIME: April 18, 2013, 9:00 a.m.

PLACE: Florida Department of Environmental Protection, Bob Martinez Center, 6th Floor, Room 609, 2600 Blair Stone Road, Tallahassee, Florida 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 5 days before the workshop/meeting by contacting: Robin Babin, Department of Environmental Protection, (MS 2500), 2600 Blair Stone Rd, Tallahassee, FL 32399-2400, (850)245-7543, [robin.babin@dep.state.fl.us](mailto:robin.babin@dep.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hubbard, Department of Environmental Protection, (MS 2500), 2600 Blair Stone Rd, Tallahassee, FL 32399-2400, (850)245-7606, [allen.hubbard@dep.state.fl.us](mailto:allen.hubbard@dep.state.fl.us)

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.:                      RULE TITLE:

62-621.300                      Permits

PURPOSE AND EFFECT: The Department is initiating rulemaking to revise four existing NPDES Generic Permits for Stormwater Discharge from Large and Small Construction Activities (CGP), Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity (MSGP) and the Industrial Wastewater Generic Permit for Discharge of Ground Water From Dewatering Operations. The purpose of the revisions is to update the CGP and MSGP for consistency with current US Environmental Protection Agency (EPA) requirements, and to incorporate mutually consistent provisions for dewatering operations at non-contaminated sites into the CGP and the Industrial Wastewater generic permit.

SUBJECT AREA TO BE ADDRESSED: Department is developing amendments to the Generic Permits noted herein under 62-621.300. This workshop will be broadcast via webinar. Parties can register to attend the webinar via their

personal computers with audio by telephone (regular long distance telephone charges will apply) or by speakers connected to their computer (no telephone charges will apply). Webinar registration is via <https://www2.gotomeeting.com/register/995181666>. Alternatively, persons may attend the workshop and view the webinar at the referenced location where staff will be present to accept comments.

RULEMAKING AUTHORITY: 403.061, 403.087, 403.088, 403.0885, 403.814 FS.

LAW IMPLEMENTED: 403.061, 403.087, 403.088, 403.0877, 403.814 FS.

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

DATE AND TIME: April 18, 2013, 9:00 a.m.

PLACE: Florida Department of Environmental Protection, Bob Martinez Center, 6th Floor, Room 609, 2600 Blair Stone Road, Tallahassee, Florida 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 5 days before the workshop/meeting by contacting: Robin Babin, Department of Environmental Protection, (MS 2500), 2600 Blair Stone Rd, Tallahassee, FL 32399-2400, (850)245-7543, [robin.babin@dep.state.fl.us](mailto:robin.babin@dep.state.fl.us), or Shirley Shields, Department of Environmental Protection, (MS 3545), 2600 Blair Stone Rd, Tallahassee, FL 32399-2400, (850)245-8589, [shirley.shields@dep.state.fl.us](mailto:shirley.shields@dep.state.fl.us) regarding the industrial wastewater permit. 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: Allen Hubbard, Department of Environmental Protection, (MS 2500), 2600 Blair Stone Rd, Tallahassee, FL 32399-2400, (850)245-7606, [allen.hubbard@dep.state.fl.us](mailto:allen.hubbard@dep.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 ECONOMIC OPPORTUNITY**

**Division of Strategic Business Development**

RULE NOS.:                      RULE TITLES:  
73A-4.001                      Definitions and Forms  
73A-4.002                      Qualification Process

PURPOSE AND EFFECT: To qualify as a taxpayer who is eligible to apportion its adjusted federal income under Section 220.153, F.S., the taxpayer must notify the Division of Strategic Business Development (Division) of its intent to

submit an application. The taxpayer must submit an application to apportion its adjusted federal income to the Division within 2 years after notifying the office of the taxpayer's intent to qualify. The taxpayer notice and application forms are established by the rule and allow a taxpayer to notify the Division of its intent to submit an application and instructs a taxpayer on how to apply to apportion its adjusted federal income.

SUMMARY: A taxpayer who believes they are eligible to qualify for an apportionment of their adjusted federal income under Section 220.153, F.S., must notify the Division of Strategic Business Development (Division) of their intent to submit an application. The rule provides an application to the taxpayer and explains to the taxpayer how to submit the application to apportion its adjusted federal income to the Division. The taxpayer notice and application forms are established by the rule.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the agency has performed a review of the statutory requirements and has determined that its proposed Rules 73A-4.001 and .002 have no adverse impact or regulatory costs which exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. The rules are therefore expected to be able to take effect without the need of being ratified by the Legislature.

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

RULEMAKING AUTHORITY: 220.153(5) FS.

LAW IMPLEMENTED: 220.153 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karl Blischke, Division of Strategic Business Development, Department of Economic Opportunity, Suite 1902, The Capitol, Tallahassee, Florida 32399, (850)717-8962

THE FULL TEXT OF THE PROPOSED RULE IS:

#### 73A-4.001 Definitions and Forms.

The following capitalized terms have the meanings indicated. Referenced forms are available on the Internet at <http://www.floridajobs.org> or may be obtained from the Division.

(1) "Applicant" means a taxpayer that applies to qualify as eligible to apportion its adjusted federal income under Section 220.153, F. S.

(2) "Application" means the standard "Apportionment by Sales Factor Application" form DSBBD 153-2, effective 4/2012, which is hereby incorporated by reference.

(3) "Division" means the Department of Economic Opportunity, Division of Strategic Business Development, which is located at the address: Suite 1902, The Capitol, 402 S. Monroe Street, Tallahassee, Florida 32399-0001.

(4) "Notice of Intent" means the standard "Notice of Intent to Apply for Apportionment by Sales Factor" form DSBBD 153-1, effective 4/2012, which is hereby incorporated by reference.

Rulemaking Authority 220.153(5) FS. Law Implemented 220.153 FS. History—New \_\_\_\_\_.

#### 73A-4.002 Qualification Process.

(1) An Applicant must notify the Division in writing of its intent to submit an Application to apportion its adjusted federal income in order to commence the two year period for measuring qualified capital expenditures. The notice shall state the Applicant's intent to submit an Apportionment Application pursuant to s. 220.153, F.S. and include the name of the taxpayer and Federal Employer Identification Number.

(2) The Division shall acknowledge in writing receipt of the Applicant's Notice of Intent to apply and specify that the two year period for submitting the application has commenced.

(3) The Division shall evaluate each complete Application in accordance with the requirements of Section 220.153, F.S.

(4) The Division shall have ten (10) business days to review each Application for completeness and to notify any Applicant in writing if the Division determines that it is incomplete. The Division's notice shall specify the reasons for its determination, and the Applicant shall have fifteen (15) business days after receipt of such notice to submit a revised Apportionment Application to the Division. If the Applicant fails to submit a revised Apportionment Application within the required time, the Division shall notify the Applicant in writing that it is not approved.

The Division shall notify the Florida Department of Revenue of any approved Application.

Rulemaking Authority 220.153(5) FS. Law Implemented 220.153 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Karl Blischke, Division of Strategic Business Development,  
Department of Economic Opportunity, Suite 1902, The  
Capitol, Tallahassee, Florida 32399, (850)717-8962

NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Jesse Panuccio

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: August 31, 2012

**Section III**  
**Notices of Changes, Corrections and**  
**Withdrawals**

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:                   RULE TITLE:  
64B8-51.001               Manner of Application

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 49, December 9, 2011 issue of the Florida Administrative Register.

The correction has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S.

The correction is as follows:

The Notice of Change which published on March 26, 2013, in Vol. 39, No. 59 of the Florida Administrative Register incorrectly stated, "The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee." It should have read, "The change is in response to statutory changes made to Section 456.0635, F.S., and a subsequent vote by the Board."

This correction does not affect the substance of the Notice of Change published on March 26, 2013.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

**DEPARTMENT OF FINANCIAL SERVICES**

**Finance**

RULE NO.:                   RULE TITLE:  
69V-560.302               Renewal Fees, Deadlines, and  
  Requirements

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 39, No. 26, February 7, 2013 issue of the Florida Administrative Register has been withdrawn.

**Section IV**  
**Emergency Rules**

**NONE**

**Section V**  
**Petitions and Dispositions Regarding Rule**  
**Variance or Waiver**

DEPARTMENT OF LAW ENFORCEMENT  
Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-35.001: General Training Programs; Requirements and Specifications

NOTICE IS HEREBY GIVEN that on March 28, 2013, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of Paragraph 11B-35.001(9)(b), F.A.C., from Jesse D. Poole. Petitioner took the Florida General Instructor Techniques course at the Southwest Florida Public Service Academy (FPSA). Rule 11B-35.001(9)(b), F.A.C., requires students in the General Instructor Techniques Course to pass with a score of 85%. An audit of the records at FPSA shows that Petitioner was passed with a score of 84%. The petition supports the requested waiver by stating that the Petitioner relied upon his certificate as proof of passing and that his instructor had declared to the class that a passing score was 80% or higher. The Petitioner would have passed the end-of-course examination except for a change in the rule on September 28, 2009, in which the passing score was changed from 75% to 85%. The Petitioner states that he should not be penalized because he relied upon the FPSA instructor knowing the rules regarding end-of-course examinations. Petitioner states that he will suffer substantial hardship if his scores are not recognized because he will not receive the benefit of having passed the course. He also states that the application of the rule affects him differently than others subject to the rule because he has used his certificate to teach courses in 2011; and, he is attempting to find employment in which being a CJSTC Certified General Instructor is vital. Petitioner is concerned that potential employers will assume that he was untruthful on the applications which he submitted before he learned that an audit of his class showed he did not pass the CJSTC General Instructor Course.

A copy of the Petition for Variance or Waiver 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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Office of the Secretary

RULE NO.: RULE TITLE:

62S-2.075: Grant Administration

The State of Florida Department of Environmental Protection hereby gives notice that a Final Order granting a variance from Subsection 62S-2.075(2), Florida Administrative Code, was issued on April 2, 2013. The petition was received on January 2, 2013, from the State of Florida Department of Agriculture and Consumer Services requesting a variance from Subsection 62S-2.075(2), Florida Administrative Code, which requires that an applicant for grant funds under the Recreational Trails Program receive the State of Florida Department of Environmental Protection's formal approval of commencement documentation prior to the commencement of construction of an approved project. Notice of receipt of the petition was published in the Florida Administrative Register on January 11, 2013. Public comment was received and reviewed. The Final Order (OGC No. 13-0007, OGC Final Order No. 13-0794) granted the petition based on the petitioner showing that the strict application of the rule would result in substantial hardship to the petitioner due to the loss of grant funding for the trail improvements that were constructed and because the underlying statute, which is development and improvement of recreational trails and trail-related facilities on publicly-owned lands to provide access to healthful outdoor recreational opportunities for the public, has been achieved by the petitioner by other means.

A copy of the Order or additional information may be obtained by contacting: Alexandra Weiss, Division of Operations, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, MS 795, Tallahassee, Florida 32399-3000. Ms. Weiss may also be contacted by telephone at (850)245-2052 or by email to Alexandra.Weiss@dep.state.fl.us.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Cultural Affairs

The Department of State, Division of Cultural Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 15, 2013, 9:00 a.m. - 5:00 p.m. or until conclusion of business.

PLACE: This meeting will be held via teleconference. Please visit

<http://www.florida-arts.org/documents/panels/teleconference.instructions.cfm> for more instructions.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review grant applications for the 2013-2014 Fast Track grant program.

A copy of the agenda may be obtained by contacting: the Division of Cultural Affairs at (850) 245-6470 or by visiting our website, [www.florida-arts.org/calendar](http://www.florida-arts.org/calendar).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Division at (850)245-6470 or email [Maureen.Mckloski@dos.myflorida.com](mailto:Maureen.Mckloski@dos.myflorida.com). 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: the Division of Cultural Affairs, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399 or (850)245-6470.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: Thursday, May 2, 2013; Open House 5:00 p.m.; Presentation 6:00 p.m.

PLACE: Port Orange Adult Activity Center, 4790 S. Ridgewood Avenue, Port Orange, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 428688-1-52-01. Project Description: Resurfacing and Safety Improvements along S. Ridgewood Avenue (US 1/SR 5). This project provides maintenance and safety improvements to S. Ridgewood Avenue. It extends from south of Harbor Road to Fleming Avenue. In addition to resurfacing of the existing pavement, this project includes adding continuous bicycle lanes and sidewalks. Existing on-street parking will be removed within the limits of this project.

A copy of the agenda may be obtained by contacting: a flyer will be distributed at the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Heidy Rodriguez at Moffatt & Nichol, 1025 Greenwood Boulevard, Lake Mary, FL 32746, at (407)562-2030 or email [hrodriguez@moffattnichol.com](mailto:hrodriguez@moffattnichol.com).

Public participation is solicited without regard to race, color, national origin, age, sex, disability or family status.

Persons who require translation services (free of charge) should contact Heidy Rodriguez at the phone number above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

For more information, you may contact either Sarah Van Gundy, the FDOT Project Manager, at (386)943-5551 or e-mail at sarah.vangundy@dot.state.fl.us; and/or Boyd G. Jenkins, P.E. at Moffatt & Nichol, (407)562-2030, bjenkins@moffattnichol.com.

Additional information on the project is also available at [www.cflroads.com](http://www.cflroads.com).

**REGIONAL PLANNING COUNCILS**

**East Central Florida Regional Planning Council**

The Local Emergency Planning Committee District 6 announces a public meeting to which all persons are invited.

DATE AND TIME: April 12, 2013, 10:00 a.m. – 12:00 Noon

PLACE: East Central Florida Regional Planning Council located at 309 Cranes Roost Blvd., Altamonte Springs, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Material related to EPCRA Community right to know.

A copy of the agenda may be obtained by contacting Tim Kitchen, (407)262-7772 or [tkichen@ecfrpc.org](mailto:tkichen@ecfrpc.org).

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

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

DATES AND TIMES: Reschedule and correction.

The Audit & Finance Committee meeting and the Governing Board meetings scheduled for April 10 have been rescheduled for April 11. The correct meeting dates and times are:

**Governing Board Audit & Finance Committee Meeting**

DATE AND TIME: April 11, 2013, 9:00 a.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406

**Governing Board Regular Business Meeting**

DATE AND TIME: April 11, 2013, 10:00 a.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406

All or part of the meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meetings on any item appearing on the

agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters.

A copy of the agenda may be obtained by contacting: Jacki McGorty, (561)682-2087, or at <https://www.sfwmd.gov>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these workshops/meetings is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jacki McGorty, (561)682-2087. 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: Jacki McGorty, (561)682-2087 or [jmcgorty@sfwmd.gov](mailto:jmcgorty@sfwmd.gov).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Building Code Administrators and Inspectors Board**

The Building Code Administrators & Inspectors Board announces public meetings to which all persons are invited.

DATES AND TIMES: June 5, 6, and 7, 2013, 9:00 a.m.

PLACE: Floridays Resort, 12562 International Drive, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings, probable cause panel (portions of which may be closed to the public), general board business.

A copy of the agenda may be obtained by contacting the Board's website: [MyFloridaLicense.com](http://MyFloridaLicense.com) - Our Business & Professions - Building Code.

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

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

**DEPARTMENT OF HEALTH**

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

DATE AND TIME: Wednesday, April 10, 2013, 8:30 a.m. EDT

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a special called meeting of the Executive Committee of the Florida Coordinating Council for the Deaf and Hard of Hearing for the purpose of examining applications for the position of Education/Outreach Coordinator for the Council.

A copy of the agenda may be obtained by contacting [info@fccdhh.org](mailto:info@fccdhh.org), or by calling (850)245-4913, toll-free (866)602-3275; TTY (850)245-4914, toll-free TTY (866)602-3276.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: see above contact information. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice). For more information, you may contact: [info@fccdhh.org](mailto:info@fccdhh.org).

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#### DEPARTMENT OF HEALTH

##### Board of Pharmacy

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

DATE AND TIME: Thursday, April 18, 2013, 2:00 p.m. – 4:00 p.m.

PLACE: Conference call number (888)670-3525, conference code 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board business.

A copy of the agenda may be obtained by contacting the Board of Pharmacy website: [http://www.doh.state.fl.us/mqa/pharmacy/ph\\_meeting.html](http://www.doh.state.fl.us/mqa/pharmacy/ph_meeting.html) under "Agendas and Notices" 7 days prior to the meeting date. You may also contact: the Board of Pharmacy, (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: the Board of Pharmacy at (850)245-4292. 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 the Board of Pharmacy, 4052 Bald Cypress Way, Bin C-04, Tallahassee, FL 32399-3254, or (850)245-4292.

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#### DEPARTMENT OF HEALTH

##### Board of Psychology

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

DATE AND TIME: April 12, 2013, 8:00 a.m. E.S.T. or soon thereafter

PLACE: Conference call: (888)670-3525. After dialing the meet me number, when prompted, insert 4389078941 followed by the # sign in order to join the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting.

A copy of the agenda may be obtained by contacting: Board of Psychology, 4052 Bald Cypress Way, Bin C-05, Tallahassee, FL 32399-3255; by visiting our website at: <http://doh.state.fl.us/mqa/psychology/index.html>, or by calling the board office at (850)245-4373 ext. 3468.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the board/council office at (850)488-0595. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

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#### FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: April 26, 2013, 8:30 a.m. until adjourned

PLACE: Tallahassee City Hall Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

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. Evaluation of professional and consultant performance.
22. Such other matters as may be included on the Agenda for the April 26, 2013, Board Meeting.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

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#### FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: April 26, 2013, 11:00 a.m., or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting, until adjourned

PLACE: Tallahassee City Hall Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

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 April 26, 2013, Board Meeting.

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

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



Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

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#### FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: April 26, 2013, 11:00 a.m. or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting, until adjourned

PLACE: Tallahassee City Hall Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

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 April 26, 2013, Board Meeting.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

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#### FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida Fish and Wildlife Conservation Commission announces public meetings to which all persons are invited.

DATES AND TIME: April 17 and 18, 2013, 8:30 a.m. each day

PLACE: Florida Public Safety Institute, Pat Thomas Law Enforcement Academy, 215 Academy Drive, Havana, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed rules and policy issues. The meeting may include fact-finding field trips to Commission managed areas or facilities and to other areas to learn about management, and enforcement activities.

A copy of the agenda may be obtained by contacting: Robin Stetler, Florida Fish and Wildlife Conservation Commission, (850)487-3796.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the ADA Coordinator at (850)488-6411. 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: Mr. Bud Vielhauer, General Counsel, 620 South Meridian Street, Tallahassee, Florida 32399-1600 or (850)487-1764.

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#### 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: April 10, 2013, 11:00 a.m.

PLACE: County Commission Room, Courthouse Annex, 229 SW Pinckney Street, Madison, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will address general policy and operational matters of the NFBA.

A copy of the agenda may be obtained by contacting: the NFBA website at [www.nfba.net](http://www.nfba.net) within 48 hours of the Board 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 2 days before the workshop/meeting by contacting: Springfield Law, P.A. at (352)371-9909. 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.

**MRGMIAMI**

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

DATE AND TIME: April 11, 2013, 4:00 p.m. – 7:00 p.m.

PLACE: Lauderdale Lakes Branch Library/Educational and Cultural Center, 3580 West Oakland Park Boulevard, Second Floor, Lauderdale Lakes, FL 33311

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Public Workshop is being held to share possible transit improvement options along Oakland Park Boulevard from the Sawgrass Expressway/SR 869 to State Road A1A, a length of approximately 13 miles, in Broward County, Florida (Financial Project Number: 429569-1-22-01). The workshop will have an open house format.

The goal of the study is to identify improvements along the corridor that will enhance the quality of transit service. The purpose of the workshop is to provide the public an opportunity to offer comments regarding the possible transit improvement options under consideration along the corridor.

A copy of the agenda may be obtained by contacting: the FDOT Project Manager, Ms. Khalilah Ffrench, P.E, at (954)677-7898, toll-free at (866)336-8435, ext. 7898, or via email at [khalilah.ffrench@dot.state.fl.us](mailto:khalilah.ffrench@dot.state.fl.us). For more project information visit [www.oaklandparkboulevardtransitstudy.com](http://www.oaklandparkboulevardtransitstudy.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Khalilah Ffrench, P.E, at (954)677-7898, toll-free at (866)336-8435, ext. 7898, or via email at [khalilah.ffrench@dot.state.fl.us](mailto:khalilah.ffrench@dot.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).

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on March 6, 2013, Construction Industry Licensing Board has received the petition for declaratory statement from Wouter Hofmeijer, General Manager of Blygold Florida, Inc. The petition seeks the agency's opinion as to the applicability of Section 489.105(a), Florida Statutes as it applies to the petitioner.

The Petitioner does not state in his request which statute the Petitioner seeks the Board to interpret. However, Petitioner appears to be requesting the Board's interpretation of Section 489.105(a), Florida Statutes, as to whether the company's general contractor's license is sufficient to perform sponge blasting and the application of a special coating on centrifugal chillers of air conditioning units after they have been disassembled by a mechanical contractor.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on March 18, 2013, the Construction Industry Licensing Board has received the petition for declaratory statement from Bob Brown, General Manager of Utility Services Associates, LLC. The petition seeks the agency's opinion as to the applicability of Section 489.105, Florida Statutes as it applies to the petitioner.

The Petitioner does not state in his request which statute the Petitioner seeks the Board to interpret. However, Petitioner appears to be requesting the Board's interpretation of Section 489.105, Florida Statutes, as to whether a license is required for the scope of work associated with AMR/AMI endpoint and electronic meter deployments, and if so which type of license.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783.

**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**

**NONE**

**Section XII**  
**Miscellaneous**

**EXPRESSWAY AUTHORITIES**

Orlando-Orange County Expressway Authority

**NOTICE**

Under the provisions of Section 121.055, Florida Statutes, the Orlando-Orange County Expressway Authority intends to designate the position of Director of Toll Operations and the position of Director of Engineering in the Senior Management Service Class.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Division of Water Resource Management

**NOTICE OF INTENT TO GRANT A WATER QUALITY**  
**CRITERIA EXEMPTION**

The Department of Environmental Protection (Department) gives notice of its intent to grant an exemption from the Class G-II ground water standard for sodium pursuant to Rule 62-520.500, Florida Administrative Code (F.A.C.), as part of the industrial wastewater operation permit (IWWOP) Number FL0001554 to the Florida Power & Light Company Sanford Steam Electric Power Plant located at 950 South Highway 17-92, Debarry, Volusia County, Florida. The maximum contaminant level for sodium is 160 mg/L. The exemption is for the permitted discharge of treated industrial wastewater to Class G-II ground water. The exemption is granted for the duration of the current Sanford Steam Electric Power Plant IWWOP Number FL0001554, which expires on August 14, 2013, and will be incorporated into the Sanford Power Plant IWWOP renewal Number FL0001554, and approved for the duration of the permit. Any future exemptions must be petitioned for by the applicant in conjunction with any future renewal of IWWOP Number FL0001554.

A person whose substantial interests are affected by the Department's proposed exemption decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes (F.S). The petition must contain the information set forth below and must be filed (received) with the Agency Clerk in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, within 21 days of

publication of this notice. The petitioner must mail a copy of the petition to the applicant Ms. Meghna Pandya, Florida Power and Light Company, Post Office Box 14000, Juno Beach, Florida 33408, at the time of filing.

The failure of any person to file a petition 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., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will only be at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the Department's action is based must contain the following information, as required by Rule 28-106.201, F.A.C.

(a) The name and address of each agency affected and each agency's file or identification number, if known;

(b) The name, address, any e-mail address, any facsimile number, 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 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 specific facts the petitioner contends warrant reversal or modification of the Department action;

(f) A statement of the specific rules and statutes the petitioner contends requires reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department 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 contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department on the petition have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available for this proceeding.

The application 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 Bob Martinez Office Complex, 2600 Blair Stone Road, Room 232B, Tallahassee, Florida 32399-2400; telephone Mr. David James, P.G., at (850)245-8648.

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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.**

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