

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

| RULE NOS.: | RULE TITLES:  |
|------------|---|
| 6A-18.040  | Definitions   |
| 6A-18.0401 | Federal Regulations Adopted by Reference                                    |
| 6A-18.041  | Establishment of Vending Facilities   |
| 6A-18.042  | Issuance of License   |
| 6A-18.0421 | Conditions for Removal from a Facility; Suspension or Revocation of License |
| 6A-18.0423 | Grievance Procedure   |
| 6A-18.0424 | Announcement of Facility Vacancies  |
| 6A-18.0425 | Application and Selection   |
| 6A-18.044  | Operator License Agreement  |
| 6A-18.045  | Newspaper Vending Sales   |
| 6A-18.046  | Incorporation by Reference  |
| 6A-18.047  | Forms and Instructions  |
| 6A-18.049  | General Description of Services and Procedures                              |
| 6A-18.050  | Transportation (Transferred to 38K-1.050)                                   |
| 6A-18.051  | Exit Review Panel (Transferred to 38K-1.051)                                |
| 6A-18.052  | The Individualized Plan for Vocational Rehabilitation                       |
| 6A-18.053  | Determination That a Client Has Been Rehabilitated                          |

**PURPOSE AND EFFECT:** The purpose of this rule development is to impart currency, accuracy and simplicity to the Division’s rules as well as ensure that the rules conform to federal regulations. The rules being developed are also intended to clearly specify the scope of services to be provided by the Division, to clarify the timeframe in which certain procedural steps must be taken, and to establish what procedures must be followed by blind individuals in order to receive the requested benefits.

**SUBJECT AREA TO BE ADDRESSED:** Responsibilities and processes related to services for the blind.

**RULEMAKING AUTHORITY:** 413.011, 413.051, 1001.02 FS.

**LAW IMPLEMENTED:** 413.011, 413.041, 413.051, 413.091 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Aleisa McKinlay, Interim Director, Division of Blind Services, 325 W. Gaines St., Suite 1114 Tallahassee, FL 32399-0400. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail [lynn.abbott@fldoe.org](mailto:lynn.abbott@fldoe.org) or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS Available at: <https://app1.fldoe.org/rules/default.aspx>.

**REGIONAL PLANNING COUNCILS**

**East Central Florida Regional Planning Council**

**RULE NO.:** 29F-1.108  
**RULE TITLE:** Officers, Term of Office and Duties  
**PURPOSE AND EFFECT:** Split the office of Secretary-Treasurer into two offices, the office of Secretary and the office of Treasurer.

**SUBJECT AREA TO BE ADDRESSED:** Structural management and Elected Officers of the Planning Council.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to this rule the Council has determined that the amendments will not result in any adverse economic impact or regulatory cost increases, or exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541 (2)(a), F.S.

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

**RULEMAKING AUTHORITY:** 186.505, 120.54 FS.

**LAW IMPLEMENTED:** 186.505 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Hugh W. Harling, Jr., (407)262-7772 or hharling@ecfrpc.org  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Hugh W. Harling, Jr., (407)262-7772 or hharling@ecfrpc.org  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**REGIONAL PLANNING COUNCILS**

**East Central Florida Regional Planning Council**

RULE NO.: 29F-21.001  
 RULE TITLE: Strategic Regional Policy Plan  
 PURPOSE AND EFFECT: Review and refinement of the regional goals and policies within the Council’s Strategic Regional Policy Plan (2060 Plan) which are intended to assist local decision making on planning, development and growth issues in Brevard, Lake, Orange, Osceola, Seminole and Volusia Counties in a manner that encourages implementation of the Central Florida Regional Vision adopted by representatives of all 93 communities that participated in an eighteen month regional visioning process involving approximately 20,000 citizens.

SUBJECT AREA TO BE ADDRESSED: SUMMARY: Amendment of the East Central Florida Strategic Regional Policy Plan required by Section 186.507, Florida Statutes.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to this rule the Council has determined that the amendments will not result in any adverse economic impact or regulatory cost increases, or exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541 (2)(a), F.S.

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

RULEMAKING AUTHORITY: 186.505, 120.54 FS.

LAW IMPLEMENTED: 186.507 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.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-602.223  
 RULE TITLE: Special Management Meal

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to remove the provision that allows inmates on close or maximum management status to be placed on the special management meal as a result of intentional, unauthorized exposure of genitalia to staff.

SUBJECT AREA TO BE ADDRESSED: Special Management Meal.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09 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:

33-602.223 Special Management Meal.

(1) through (3) No change.

~~(4) Inmates on close or maximum management status may be placed on the special management meal as a result of intentional, unauthorized exposure of genitalia to staff.~~

~~(4)(5)~~ Placement on the Special Management Meal.

(a) through (c) No change.

~~(5)(6)~~ Canteen privileges authorized by Rules 33-602.220 and 33-601.800, F.A.C., for inmates in administrative confinement and close management status shall be suspended for the duration of the period that an inmate is on special management meal status.

~~(6)(7)~~ The chief of security and a designated clinical health care person shall visit each inmate on special management meal status on a daily basis, except in case of riot or other institutional emergency. The shift supervisor shall act as the chief of security’s designee and shall conduct the daily visit in the chief’s absence. The purpose of the daily visit is to

follow the inmate’s progress while on the special management meal and to determine when the inmate should be removed from the special management meal status.

~~(7)~~(8) An inmate may be removed from special management meal status at any time based on:

(a) through (b) No change.

~~(8)~~(9) An inmate may be placed on the special management meal for a maximum of 7 days before being returned to regular meals for a minimum of one day. If an inmate engages in any of the behavior described in subsection (2) above after being returned to regular meals, the inmate may be placed on special management meal status again by following the above procedures.

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History--New 1-12-88, Amended 3-4-92, 5-27-97, 11-25-98, Formerly 33-3.0085, Amended 8-1-00, 1-2-02, 11-3-03, 2-18-04, 12-10-09,\_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE NO.: 40C-8.031  
 RULE TITLE: Minimum Surface Water Levels and Flows and Groundwater Levels

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to amend the established minimum water levels for Indian Lake in Volusia County.

SUBJECT AREA TO BE ADDRESSED: The proposed rule would amend the established minimum water levels for Indian Lake pursuant to the mandate of Section 373.042, Florida Statutes. Each amended level has an associated duration and return interval. The terms herein are already defined in Chapter 40C-8, F.A.C. As with all minimum levels established by the District, if adopted, the minimum levels in this rule

amendment would be used as a basis for imposing limitations on withdrawals of groundwater and surface water in the consumptive use permit regulatory process and for reviewing proposed surface water management systems in the environmental resource permit regulatory process.

Members of the District’s Governing Board may attend the scheduled Rule Development Workshop.

RULEMAKING AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042, 373.0421 FS.

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

DATE AND TIME: May 16, 2013, 9:00 a.m - 12:00 Noon

PLACE: Riverside Pavilion, 3431 Ridgewood Avenue, Port Orange, Florida 32129

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels.

(1) through (3) No change.

(4) The following minimum surface water levels are established:

| System Name   | County  | Minimum Level | Level (ft NGVD) | Hydroperiod Category    | Duration (days) | Return Interval (years) |
|---------------|---------|---------------|-----------------|-------------------------|-----------------|-------------------------|
| Apshawa North | Lake    | Frequent High | 85.0            | Seasonally flooded      | —               | —                       |
|               |         | Average       | 83.3            | Typically saturated     | —               | —                       |
|               |         | Frequent Low  | 81.3            | Semipermanently flooded | —               | —                       |
| Apshawa South | Lake    | Frequent High | 86.0            | Seasonally Flooded      | —               | —                       |
|               |         | Average       | 84.7            | Typically Saturated     | —               | —                       |
|               |         | Frequent Low  | 83.2            | Semipermanently Flooded | —               | —                       |
| Argenta       | Putnam  | Frequent High | 50.1            | Seasonally Flooded      | —               | —                       |
|               |         | Average       | 47.7            | Typically Saturated     | —               | —                       |
|               |         | Frequent Low  | 46.3            | Semipermanently Flooded | —               | —                       |
| Ashby         | Volusia | Frequent High | 12.3            | —                       | 60              | 2                       |
|               |         | Frequent Low  | 11.1            | —                       | 120             | 5                       |
| Banana        | Putnam  | Frequent High | 38.0            | Seasonally Flooded      | —               | —                       |
|               |         | Average       | 36.2            | Typically Saturated     | —               | —                       |
|               |         | Frequent Low  | 34.4            | Semipermanently Flooded | —               | —                       |
| Bell          | Putnam  | Frequent High | 42.5            | Temporarily Flooded     | —               | —                       |
|               |         | Average       | 40.5            | Typically Saturated     | —               | —                       |
|               |         | Frequent Low  | 38.7            | Semipermanently Flooded | —               | —                       |

|                   |          |               |       |                         |     |   |
|-------------------|----------|---------------|-------|-------------------------|-----|---|
| Big               | Volusia  | Frequent High | 26.1  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 25.0  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 23.7  | Semipermanently Flooded | —   | — |
| Bird Pond         | Putnam   | Frequent High | 41.8  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 39.5  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 38.1  | Semipermanently Flooded | —   | — |
| Blue Pond         | Clay     | Frequent High | 174.1 | Temporarily Flooded     | —   | — |
|                   |          | Average       | 173.3 | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 171.7 | Semipermanently Flooded | —   | — |
| Boggy Marsh       | Lake     | Frequent High | 117.3 | Seasonally Flooded      | —   | — |
|                   |          | Average       | 115.9 | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 114.5 | Semipermanently Flooded | —   | — |
| Bowers            | Marion   | Frequent High | 57.1  | Temporarily Flooded     | —   | — |
|                   |          | Average       | 54.0  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 52.7  | Semipermanently Flooded | —   | — |
| Brantley          | Seminole | Frequent High | 46.3  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 45.6  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 44.1  | Semipermanently Flooded | —   | — |
| Brooklyn          | Clay     | Frequent High | 114.6 | Temporarily Flooded     | —   | — |
|                   |          | Average       | 108.0 | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 101.0 | Semipermanently Flooded | —   | — |
| Broward           | Putnam   | Frequent High | 40.0  | Temporarily Flooded     | —   | — |
|                   |          | Average       | 38.2  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 36.5  | Semipermanently Flooded | —   | — |
| Burkett           | Orange   | Frequent High | 53.5  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 52.6  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 51.2  | Semipermanently Flooded | —   | — |
| Charles           | Marion   | Frequent High | 40.2  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 39.3  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 37.9  | Semipermanently Flooded | —   | — |
| Cherry            | Lake     | Frequent High | 96.0  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 94.9  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 93.4  | Semipermanently Flooded | —   | — |
| Clear             | Putnam   | Frequent High | 37.4  | Temporarily Flooded     | —   | — |
|                   |          | Average       | 36.4  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 34.9  | Semipermanently Flooded | —   | — |
| Colby             | Volusia  | Frequent High | 27.6  | —                       | 30  | 3 |
|                   |          | Frequent Low  | 22.9  | —                       | 120 | 3 |
| Como              | Putnam   | Frequent High | 38.0  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 36.2  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 34.4  | Semipermanently Flooded | —   | — |
| Como, Little Lake | Putnam   | Frequent High | 38.0  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 36.6  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 35.2  | Semipermanently Flooded | —   | — |
| Coon Pond         | Volusia  | Frequent High | 35.7  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 34.6  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 33.1  | Semipermanently Flooded | —   | — |
| Cowpen            | Putnam   | Frequent High | 89.1  | Temporarily Flooded     | —   | — |
|                   |          | Average       | 85.7  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 84.2  | Semipermanently Flooded | —   | — |
| Cow Pond          | Volusia  | Frequent High | 40.5  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 39.8  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 37.6  | Semipermanently Flooded | —   | — |
| Crystal/Baker     | Putnam   | Frequent High | 35.5  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 33.9  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 33.0  | Semipermanently Flooded | —   | — |
| Daugharty         | Volusia  | Frequent High | 44.8  | Temporarily Flooded     | —   | — |
|                   |          | Average       | 42.6  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 41.2  | Semipermanently Flooded | —   | — |
| Davis             | Volusia  | Frequent High | 36.2  | Seasonally Flooded      | —   | — |
|                   |          | Average       | 35.4  | Typically Saturated     | —   | — |
|                   |          | Frequent Low  | 34.0  | Semipermanently Flooded | —   | — |

|                 |         |               |       |                         |     |     |
|-----------------|---------|---------------|-------|-------------------------|-----|-----|
| Deep            | Putnam  | Frequent High | 35.0  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 33.1  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 32.2  | Semipermanently Flooded | —   | —   |
| Dias            | Volusia | Frequent High | 34.6  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 33.5  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 32.2  | Semipermanently Flooded | —   | —   |
| Disston         | Flagler | Frequent High | 13.8  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 13.2  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 12.5  | Semipermanently Flooded | —   | —   |
| Dorr            | Lake    | Frequent High | 43.5  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 43.1  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 42.1  | Semipermanently Flooded | —   | —   |
| Dream Pond      | Putnam  | Frequent High | 49.0  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 47.5  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 46.0  | Semipermanently Flooded | —   | —   |
| Drudy           | Volusia | Frequent High | 42.1  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 40.6  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 39.1  | Semipermanently Flooded | —   | —   |
| Echo            | Putnam  | Frequent High | 38.8  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 36.7  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 35.2  | Semipermanently Flooded | —   | —   |
| Emma            | Lake    | Frequent High | 94.1  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 92.5  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 91.1  | Semipermanently Flooded | —   | —   |
| Emporia         | Volusia | Frequent High | 38.9  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 35.8  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 34.3  | Semipermanently Flooded | —   | —   |
| Estella         | Putnam  | Frequent High | 38.6  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 37.2  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 36.5  | Semipermanently Flooded | —   | —   |
| Fox             | Brevard | Frequent High | 16.7  | Temporarily Flooded     | —   | —   |
|                 |         | Average       | 15.3  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 13.8  | Semipermanently Flooded | —   | —   |
| Geneva          | Clay    | Frequent High | 103.0 | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 101.0 | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 98.5  | Semipermanently Flooded | —   | —   |
| Georges Lake    | Putnam  | Frequent High | 98.4  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 97.8  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 97.0  | Semipermanently Flooded | —   | —   |
| Gertie          | Volusia | Frequent High | 27.5  | Temporarily Flooded     | —   | —   |
|                 |         | Average       | 25.6  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 23.3  | Semipermanently Flooded | —   | —   |
| Gore            | Flagler | Frequent High | 21.1  | —                       | 30  | 3   |
|                 |         | Average       | 20.6  | —                       | 180 | 1.5 |
|                 |         | Frequent Low  | 19.2  | —                       | 120 | 5   |
| Grandin         | Putnam  | Frequent High | 81.5  | —                       | 30  | 2   |
|                 |         | Frequent Low  | 78.6  | —                       | 120 | 5   |
| Halfmoon        | Marion  | Frequent High | 49.7  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 47.9  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 46.5  | Semipermanently Flooded | —   | —   |
| Helen           | Volusia | Frequent High | 46.1  | Temporarily Flooded     | —   | —   |
|                 |         | Average       | 44.2  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 43.6  | Semipermanently Flooded | —   | —   |
| Hires           | Volusia | Frequent High | 41.0  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 39.5  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 38.0  | Semipermanently Flooded | —   | —   |
| Hokey           | Volusia | Frequent High | 35.4  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 33.7  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 32.3  | Semipermanently Flooded | —   | —   |
| Hopkins Prairie | Marion  | Frequent High | 25.8  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 23.4  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 22.0  | Semipermanently Flooded | —   | —   |

|                   |                      |               |                      |                        |     |     |
|-------------------|----------------------|---------------|----------------------|------------------------|-----|-----|
| Howell            | Putnam               | Frequent High | 34.5                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 33.6                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 31.8                 | Sempermanently Flooded | —   | —   |
| Howell            | Seminole             | Frequent High | 53.7                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 52.9                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 51.5                 | Sempermanently Flooded | —   | —   |
| Indian            | Volusia              | Frequent High | <del>36.2</del> 37.0 | Seasonally Flooded     | 30  | 3   |
|                   |                      | Average       | <del>35.0</del> 36.4 | Typically Saturated    | 180 | 1.7 |
|                   |                      | Frequent Low  | <del>32.8</del> 34.4 | Sempermanently Flooded | 120 | 5   |
| Irma              | Orange               | Frequent High | 55.1                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 54.8                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 53.4                 | Sempermanently Flooded | —   | —   |
| Kerr              | Marion               | Frequent High | 24.4                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 22.9                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 21.5                 | Sempermanently Flooded | —   | —   |
| Lizzie            | Putnam               | Frequent High | 43.9                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 42.7                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 41.7                 | Sempermanently Flooded | —   | —   |
| Louisa            | Lake                 | Frequent High | 96.5                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 95.4                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 94.0                 | Sempermanently Flooded | —   | —   |
| Lower Lake Louise | Volusia              | Frequent High | 31.8                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 31.2                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 29.7                 | Sempermanently Flooded | —   | —   |
| Lucy              | Lake                 | Frequent High | 94.1                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 92.5                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 91.1                 | Sempermanently Flooded | —   | —   |
| Magnolia          | Clay                 | Frequent High | 124.7                | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 124.2                | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 121.4                | Sempermanently Flooded | —   | —   |
| Mall, Little Lake | Putnam               | Frequent High | 38.7                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 36.8                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 35.2                 | Sempermanently Flooded | —   | —   |
| Margaret          | Putnam               | Frequent High | 35.2                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 34.5                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 32.5                 | Sempermanently Flooded | —   | —   |
| Martha            | Orange               | Frequent High | 53.5                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 52.6                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 51.2                 | Sempermanently Flooded | —   | —   |
| Marvin            | Putnam               | Frequent High | 38.6                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 37.3                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 36.3                 | Sempermanently Flooded | —   | —   |
| McGrady           | Putnam               | Frequent High | 41.5                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 39.9                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 37.8                 | Sempermanently Flooded | —   | —   |
| McKasel           | Putnam               | Frequent High | 36.7                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 35.5                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 34.1                 | Sempermanently Flooded | —   | —   |
| Melrose           | Putnam               | Frequent High | 105.2                | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 104.2                | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 102.8                | Sempermanently Flooded | —   | —   |
| Mills             | Seminole             | Frequent High | 42.5                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 41.4                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 39.9                 | Sempermanently Flooded | —   | —   |
| Minneola          | Lake                 | Frequent High | 96.0                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 95.3                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 93.9                 | Sempermanently Flooded | —   | —   |
| Monroe            | Seminole and Volusia | Frequent High | 2.8                  | —                      | 30  | 2   |
|                   |                      | Average       | 1.2                  | —                      | 180 | 1.5 |
|                   |                      | Frequent Low  | 0.5                  | —                      | 120 | 5   |
| Nettles / English | Putnam               | Frequent High | 44.3                 | Seasonally Flooded     | —   | —   |
|                   |                      | Average       | 42.7                 | Typically Saturated    | —   | —   |
|                   |                      | Frequent Low  | 41.7                 | Sempermanently Flooded | —   | —   |

|                 |         |               |       |                         |     |     |
|-----------------|---------|---------------|-------|-------------------------|-----|-----|
| Nicotoon        | Marion  | Frequent High | 54.7  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 53.3  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 51.9  | Semipermanently Flooded | —   | —   |
| Norris          | Lake    | Frequent High | 30.5  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 29.7  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 29.1  | Semipermanently Flooded | —   | —   |
| North Como Park | Putnam  | Frequent High | 41.3  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 39.7  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 38.5  | Semipermanently Flooded | —   | —   |
| North Talmadge  | Volusia | Frequent High | 55.6  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 54.4  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 52.9  | Semipermanently Flooded | —   | —   |
| Omega           | Putnam  | Frequent High | 57.4  | Temporarily Flooded     | —   | —   |
|                 |         | Average       | 56.1  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 54.0  | Semipermanently Flooded | —   | —   |
| Orio            | Putnam  | Frequent High | 37.1  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 35.6  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 34.7  | Semipermanently Flooded | —   | —   |
| Pam             | Putnam  | Frequent High | 39.3  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 37.5  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 36.1  | Semipermanently Flooded | —   | —   |
| Pearl           | Orange  | Frequent High | 53.5  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 52.6  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 51.2  | Semipermanently Flooded | —   | —   |
| Pierson         | Volusia | Frequent High | 34.4  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 33.8  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 32.4  | Semipermanently Flooded | —   | —   |
| Pine Island     | Lake    | Frequent High | 107.7 | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 106.8 | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 105.4 | Semipermanently Flooded | —   | —   |
| Prevatt         | Orange  | Frequent High | 56.0  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 53.0  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 50.9  | Semipermanently Flooded | —   | —   |
| Prior           | Putnam  | Frequent High | 42.3  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 40.0  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 39.0  | Semipermanently Flooded | —   | —   |
| Purdom          | Volusia | Frequent High | 37.0  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 36.4  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 35.0  | Semipermanently Flooded | —   | —   |
| Sand            | Putnam  | Frequent High | 40.9  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 39.0  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 36.6  | Semipermanently Flooded | —   | —   |
| Sand Hill       | Clay    | Frequent High | 132.0 | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 131.6 | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 129.5 | Semipermanently Flooded | —   | —   |
| Savannah        | Volusia | Frequent High | 31.1  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 29.5  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 28.0  | Semipermanently Flooded | —   | —   |
| Scoggin         | Volusia | Frequent High | 35.0  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 34.1  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 32.7  | Semipermanently Flooded | —   | —   |
| Shaw            | Volusia | Frequent High | 36.7  | —                       | 30  | 3   |
|                 |         | Average       | 35.4  | —                       | 180 | 1.7 |
|                 |         | Frequent Low  | 33.7  | —                       | 120 | 3   |
| Silver          | Putnam  | Frequent High | 36.8  | Seasonally Flooded      | —   | —   |
|                 |         | Average       | 35.1  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 33.7  | Semipermanently Flooded | —   | —   |
| Smith           | Marion  | Frequent High | 54.6  | Temporarily Flooded     | —   | —   |
|                 |         | Average       | 51.4  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 50.0  | Semipermanently Flooded | —   | —   |
| South           | Brevard | Frequent High | 16.7  | Temporarily Flooded     | —   | —   |
|                 |         | Average       | 15.3  | Typically Saturated     | —   | —   |
|                 |         | Frequent Low  | 13.8  | Semipermanently Flooded | —   | —   |

|                    |          |               |      |                        |     |    |
|--------------------|----------|---------------|------|------------------------|-----|----|
| South Como Park    | Putnam   | Frequent High | 38.1 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 36.7 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 35.3 | Sempermanently Flooded | —   | —  |
| Star               | Putnam   | Frequent High | 77.5 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 75.4 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 74.0 | Sempermanently Flooded | —   | —  |
| Stella             | Putnam   | Frequent High | 39.4 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 38.6 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 37.2 | Sempermanently Flooded | —   | —  |
| Sunset             | Lake     | Frequent High | 85.9 | Temporarily Flooded    | —   | —  |
|                    |          | Average       | 83.5 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 81.0 | Sempermanently Flooded | —   | —  |
| Swan               | Putnam   | Frequent High | 93.0 | Temporarily Flooded    | —   | —  |
|                    |          | Average       | 90.3 | Typically Saturated    | —   | —  |
| Sylvan             | Seminole | Frequent High | 40.4 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 38.9 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 37.5 | Sempermanently Flooded | —   | —  |
| Tarhoe             | Putnam   | Frequent High | 37.0 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 36.0 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 35.2 | Sempermanently Flooded | —   | —  |
| Three Island Lakes | Volusia  | Frequent High | 23.7 | —                      | 30  | 5  |
|                    |          | Frequent Low  | 19.4 | —                      | 120 | 10 |
| Trone              | Putnam   | Frequent High | 37.5 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 35.7 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 34.3 | Sempermanently Flooded | —   | —  |
| Trout              | Volusia  | Frequent High | 23.3 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 20.9 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 17.7 | Sempermanently Flooded | —   | —  |
| Tuscawilla         | Alachua  | Frequent High | 77.6 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 74.6 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 73.2 | Sempermanently Flooded | —   | —  |
| Upper Lake Louise  | Volusia  | Frequent High | 35.3 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 34.6 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 33.2 | Sempermanently Flooded | —   | —  |
| Washington         | Brevard  | Frequent High | 15.6 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 14.2 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 12.8 | Sempermanently Flooded | —   | —  |
| Wauberg            | Alachua  | Frequent High | 67.4 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 67.1 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 65.6 | Sempermanently Flooded | —   | —  |
| Weir               | Marion   | Frequent High | 57.2 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 56.4 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 54.9 | Sempermanently Flooded | —   | —  |
| Winnemissett       | Volusia  | Frequent High | 59.5 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 57.8 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 56.0 | Sempermanently Flooded | —   | —  |
| Winona             | Volusia  | Frequent High | 36.1 | Seasonally Flooded     | —   | —  |
|                    |          | Average       | 33.5 | Typically Saturated    | —   | —  |
|                    |          | Frequent Low  | 32.0 | Sempermanently Flooded | —   | —  |

(5) through (6) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.0421, 373.103, 373.415 FS. History-New 9-16-92, Amended 8-17-94, 6-8-95, 1-17-96, 8-20-96, 10-20-96, 11-4-98, 6-27-00, 2-13-01, 3-19-02, 5-12-03, 11-10-03, 01-12-04, 2-1-06, 12-03-06, 5-10-07, 5-24-07, 1-11-10,\_\_\_\_\_.

## Section II Proposed Rules

### DEPARTMENT OF EDUCATION

#### State Board of Education

RULE NO.:

6A-10.0315

RULE TITLE:

College Preparatory Testing,  
Placement, and Instruction

PURPOSE AND EFFECT: The purpose is to amend the current rule by eliminating the restriction on the allowed number of testing attempts for students, revising retest



provisions, ensuring student privacy protection of Florida Postsecondary Education Readiness Test (P.E.R.T.) records and scores, and recognizing the public high school transcript as an official record of P.E.R.T. scores. The effect is to accommodate the expanding uses of P.E.R.T. at the public high school level for demonstrating college readiness, for meeting initial eligibility for Dual Enrollment status, and for initial qualifying for Florida Gold Seal Vocational Scholarships; to ensure the protection of public student privacy rights; and to allow public high school transcripts to serve as official documents for P.E.R.T. scores. It also establishes policy for alternative remediation and retesting, as required in statute.

SUMMARY: Changes are proposed to: add the acronym, P.E.R.T.; establish the public high school transcript as an official record of P.E.R.T. scores; delete restrictions on the number of times a student can take P.E.R.T.; add language indicating that P.E.R.T. records and test scores are confidential educational records; and require “alternative remediation opportunities” be defined and included in a written Florida College System institution policy.

#### 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: No provision in the proposed rule is anticipated to result in a regulatory cost. The use of the high school transcript as the official record of P.E.R.T. scores will result in substantial cost savings.

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: 1001.02, 1002.221, 1008.30 FS.

LAW IMPLEMENTED: 1002.221, 1008.30 FS.

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

DATE AND TIME: May 21, 2013, 8:00 a.m.

PLACE: Duval County School Board Office, 1701 Prudential Drive, Jacksonville, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mary Jane Tappen, Deputy Chancellor for Curriculum, Instruction, and Student Services, Department

of Education, 325 West Gaines Street, Room 1502, Tallahassee, FL 32399, (850)245-0818, Mary.Tappen@fldoe.org

#### THE FULL TEXT OF THE PROPOSED RULE IS:

6A-10.0315 College Preparatory Testing, Placement, and Instruction.

(1) For admissions, first-time-in-college degree seeking students and students who have not met college level competency either through the completion of developmental education requirements in the Florida College System or have not been awarded credit for college level coursework in the area of deficiency shall be tested for reading, writing, and mathematics proficiency prior to the completion of initial registration, using the Florida Postsecondary Education Readiness Test (P.E.R.T.). “Developmental education requirements” are the courses required when a student does not meet the college ready cut score. It is also referred to as remediation or preparatory instruction. Students earning scores less than those listed below shall enroll in college preparatory communication and computation instruction in the area of the deficiency:

(a) through (5) No change.

(6) Institutions affected by this rule shall accept the highest test scores on any of the tests or combination of tests identified in subsections (1) and (2) of this rule. Individual student scores shall be valid for two (2) years. Institutions shall accept P.E.R.T. scores on the public high school transcript as an official record of scores.

(7) Student P.E.R.T. records and test scores are confidential education records under Section 1002.221, Florida Statutes. Institutions are required to comply with Section 1002.221, Florida Statutes, in maintaining confidentiality of these records. A high school student has a maximum of two (2) attempts on the Florida Postsecondary Education Readiness Test.

(8) A degree seeking student at a Florida College System institution has a maximum of two (2) attempts on the Florida Postsecondary Education Readiness Test or other test listed in subsection (2) of this rule. Requests for additional attempts must be approved by the college’s designated administrator per written Florida College System institution policy. Testing required pursuant to Section 1008.30(3), F.S., shall be exempted from the maximum number of attempts allowed under this subsection.

(8)(9) Prior to administering a retest, the test administrator must require documentation from the student that verifies alternative remediation has occurred since the prior attempt. Alternative remediation opportunities shall be identified, defined, and included in a written Florida College System institution policy.

~~(9)(40)~~ During their first term, full-time students who are registered for at least twelve (12) credits, shall begin competency-based preparatory instruction based on the placement test results. Part-time students shall enroll prior to completing twelve (12) credits.

~~(10)(44)~~ Students shall not enroll for more than three (3) attempts in each course to complete college preparatory instruction. Students who withdraw from a course under major extenuating circumstances may be granted an exception. Such exceptions require approval under guidelines established by the Florida College System institution the board of trustees.

~~(11)(42)~~ The Commissioner shall report to the State Board of Education each year the results of the common placement testing.

Rulemaking Authority 1001.02(6), 1008.30(3) FS. Law Implemented 1001.02, 1008.30 FS. History—New 7-15-84, Amended 6-6-85, Formerly 6A-10.315, Amended 5-17-88, 7-25-91, 10-18-94, 8-28-95, 6-25-96, 3-28-00, 2-12-12, 8-21-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Pam Stewart, Chancellor, Division of Public Schools  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tony Bennett, Commissioner, Department of Education  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 8, 2013  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 13, 2013

**DEPARTMENT OF EDUCATION**

**Commission for Independent Education**

RULE NO.: 6E-2.004  
RULE TITLE: Standards and Procedures for Licensure

PURPOSE AND EFFECT: The purpose of the proposed amendment to the Commission’s Institutional Licensure rule is to require that “new” institutions submit a business plan and a budget on two forms when applying for an initial or extended provisional license and when applying for a provisional license due to a change in ownership. The effect of the proposal is to amend the financial standard applicable to these institutions.

SUMMARY: The proposed rule incorporates two forms. One of these is CIE Form 605, entitled Business Plan. When applying for these types of provisional licenses, institutions will be required to provide information applicable to a business plan for post secondary institutions, such as a description of the facility, institutional educational programs, a market analysis summary, accreditation plans, marketing and enrollment strategies and information on a web based presence, if any. The second form proposed for incorporation is CIE Form 606, entitled Projected or Actual Budget. When applying for these same types of provisional licenses, institutions will be required to provide a budget that includes the revenue and costs for

private post secondary institutions. The form requires information on costs in a number of categories, namely, costs of sales, advertising, labor, student recruitment, administrative costs, salaries, professional fees, occupancy expenses, and capital expenditures.

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

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

As noted in the SERC, the transactional costs associated with the rule are based upon the cost of submitting the budget and business plan forms. This cost will be borne by applicants seeking a license to operate a private post-secondary institution when the institution is new or when the institution changes owners. These entities are all corporations or limited liability companies. It is estimated that the cost for completing the business plan will range from \$300 to \$750 and the cost for completing the budget will range from \$600 to \$2,000. The total estimated annual cost of implementing the amendment is not estimated to exceed \$175,000. The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs.

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

RULEMAKING AUTHORITY: 1005.22(1)(e), 1005.31(2), (3), 1005.34, 1005.39 FS.

LAW IMPLEMENTED: 1005.04, 1005.31, 1005.33(1), 1005.34, 1005.39 FS.

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

DATE AND TIME: May 21, 2013, 8:00 a.m.

PLACE: Duval County School Board Office, 1701 Prudential Drive, Jacksonville, Florida.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Samuel Ferguson, Executive Director, Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida, 32399-0400, Sam.Ferguson@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6E-2.004 Standards and Procedures for Licensure.

Institutions applying for a license or moving to a new level of licensure or any other Commission action shall provide all required information to the Commission in English. Institutions providing information to students in a language

other than English must retain a translation certifying the accuracy of the language of the documents in English. All information and documentation submitted pursuant to the provisions of these rules shall be accompanied by certification signed by the chief administrative officer of the institution, affirming that the information and documentation submitted is accurate. Any application or review which is not substantially complete shall be returned to the institution with a request to complete and resubmit the material.

(1) through (5) No change.

(6) Standard 6: Finances. All institutions must demonstrate that the financial structure of the institution is sound, with resources sufficient for the proposed operations of the institution and the discharge of its obligations to the students. To demonstrate this, the school shall provide the following:

(a) Initial Provisional License, Extension of Initial Provisional License or Provisional License Due to Change in Ownership:

1. A business plan setting forth the sources, kinds and amounts of both current and anticipated financial resources. The plan shall include a budget for the institution's first year of operation, clearly identifying sources of revenue to ensure effective operations. Institutions shall submit information relating to their business plans on Form CIE 605, Business Plan, ( ), effective . Institutions shall submit information relating to their budgets on Form CIE 606, Projected or Actual Budget, ( ), effective . These forms are incorporated by reference and may be obtained without cost from the Commission's website at [www.fldoe.org/cie](http://www.fldoe.org/cie) or by writing to the Commission for Independent Education at 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

2. A pro forma balance sheet prepared for the type of institution making application.

3. ~~A If the corporation that controls the institution is ongoing, the institution shall provide a financial statement of the parent corporation that controls the institution compiled, reviewed or audited in accordance with Generally Accepted Accounting Principles, prepared by an independent certified public accountant. This statement must demonstrate sufficient resources to ensure appropriate institutional development.~~

4. Institutions that are new and do not have a history of educational operations shall provide financial statements of the controlling principals, compiled, reviewed, or audited by an independent certified public accountant. ~~These statements must demonstrate sufficient resources to ensure appropriate institutional development.~~

(b) Annual License, Extension of Extended Annual License, or Annual Review:

1. through (12) No change.

Rulemaking Authority 1005.22(1)(e), 1005.31(2), (3), 1005.34, 1005.39 FS. Law Implemented 1005.04, 1005.31, 1005.33(1), 1005.34, 1005.39 FS. History—Repromulgated 12-5-74, Formerly 6E-3.01(1), Readopted 11-11-75, Amended 3-7-77, 5-7-79, 10-13-83, Formerly 6E-2.04, Amended 11-27-88, 11-29-89, 12-10-90, 10-19-93, 4-2-96, 4-11-00, 1-7-03, 4-5-04, 5-24-04, 7-20-04, 5-18-05, 7-10-06, 7-23-07, 1-11-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Samuel L. Ferguson, Executive Director, Commission for Independent Education

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: The Commission for Independent Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 14, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 26, 2012

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

#### AGENCY FOR HEALTH CARE ADMINISTRATION

##### Medicaid

RULE NO.:

59G-4.110

RULE TITLE:

Hearing Services

##### NOTICE OF PUBLIC HEARING

The Agency for Health Care Administration announces an additional hearing regarding the above rule, as noticed in Vol. 39 No. 20, January 30, 2013 Florida Administrative Register.

DATE AND TIME: Tuesday, May 7, 2013, 10:00 a.m. to 11:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is scheduling a public hearing in Tallahassee, FL for the purpose of discussing the Florida Medicaid Hearing Services Handbook. The Agency is proposing revisions to the prior authorization process, ICD-9, and newborn hearing screening language.

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: Shameria Davis at the Bureau of Medicaid Services, (850)412-4235. 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 BUSINESS AND PROFESSIONAL REGULATION**

**Board of Employee Leasing Companies**

RULE NO.: 61G7-10.002  
 RULE TITLE: Reporting of Change of Status Required; Effect on Licensees; Change of Licensee Name

**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. 45, March 6, 2013 issue of the Florida Administrative Register.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (1) of the rule shall read as follows:
  - (1) To enable the Board and the Department to enforce more effectively the prohibition against the unlicensed practice of employee leasing, contained in Section 468.526, F.S., and to enforce other provisions of Part XI of Chapter 468, F.S., licensees shall apply for approval or notify the Board in writing, as appropriate, if the licensee experiences any changes in status listed in subsection (2). Forms ELC 6 and 7, effective 11/12 entitled Application for Certificate of Approval for/Notification of Change of Ownership (Asset Purchase) and Application for Certificate of Approval for/Notification of Change of Ownership (Stock Purchase), respectively, and form DBPR EL-4513, effective 5/2011, are hereby incorporated by reference and available at [www.myfloridalicense.com/dbpr/pro/emplo/forms.html](http://www.myfloridalicense.com/dbpr/pro/emplo/forms.html).
2. The following changes have been made to the incorporated forms DBPR ELC 6 and DBPR ELC 7:
  - The language, “DRAFT: NOT FOR PUBLIC USE” has been removed.
  - The reference to Rule 61-35.013, F.A.C. has been removed.
  - On page two of form DBPR ELC 6, the missing period in section 1.d.i.5. has been added.
  - Section 1.f. of the forms has been renumbered.
  - Sections V and VI of the forms and the Written Declarations therein have been revised.

3. Subsection (8) of the rule shall now read as follows:
  - (8) In the event of a purchase or acquisition of control pursuant to paragraphs (2)(d) or (e), above, the controlling persons in the purchased employee leasing company must demonstrate that workers’ compensation coverage is/was in effect during the purchase or acquisition of control at all time subsequent thereto for the employees of the entity purchased or over which control was acquired by providing a certificate of coverage from an insurance carrier that is admitted in the State of Florida naming the new owner or owners as the insured.
4. Subsections 455.201(2) and 468.530(3), Florida Statutes, will be removed as rulemaking authority.

5. Subsection 468.530(3), Florida Statutes, will be removed as a law implemented.
  6. Section 468.5245, Florida Statutes, will be added as a law implemented.
- THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

**Section IV  
Emergency Rules**

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER13-27  
 RULE TITLE: Miami Heat Playoff Experience Promotion Correction

SUMMARY: The rule sets forth the provisions to expand the Lottery Sales Districts in which the Miami Heat Playoff Experience Promotion is offered for a limited period of time due to an inadvertent error in establishing the promotion.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER13-27 Miami Heat Playoff Experience Promotion Correction.

(1) On April, 22, 2013, the Florida Lottery discovered that the on-line gaming system was inadvertently set to include all Florida Lottery retailers in the state of Florida rather than just retailers in the Fort Myers, West Palm Beach and Miami Sales Districts as specified in Rule 53ER13-26, Miami Heat Playoff Experience Promotion. The error was corrected and the promotion reset to include the three designated districts at approximately 12:00 noon on April 22, 2013. Therefore, all players who purchased a single \$10.00 or more POWERBALL® or POWERBALL with POWERPLAY® ticket at any Florida Lottery retailer on April 22, 2013, and received a voucher for the promotion during the period from 6:00 a.m. through approximately 12:00 noon ET, may enter their vouchers as set forth in Rule 53ER13-26 and will be included in the Friday, May 17, 2013, drawing.

(2) Except as provided in subsection (1) above, all other provisions of Rule 53ER13-26 shall remain in effect.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 4-22-13.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: April 22, 2013

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## 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-35.0011: Requirements for Applicant Admission into a Law Enforcement, Correctional, and Correctional Probation Basic Recruit Training Program

NOTICE IS HEREBY GIVEN that on April 19, 2013, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of paragraph 11B-35.0011(1)(h), F.A.C., from the Florida Department of Corrections (DoC) on behalf of LaToya Howard. The Petitioner wishes to waive that portion of the rule that states a Basic Abilities Test (BAT) score is only good for four years from the date of the test. The Petitioner stated that Howard passed the BAT on October 22, 2008. Petitioner then hired Howard on a Temporary Employment Authorization (TEA). Budget cuts forced Petitioner to terminate Howard and 190 other TEAS in 2011. Petitioner rehired Howard in September of 2012. Howard's BAT score expired October 22, 2012. Howard entered basic recruit training December 3, 2012, and graduated February 19, 2013. She took the State Officer Certification Examination on February 27, 2013, but her scores will not be released without a waiver of the rule.

Petitioner asserts that the rule treats Howard differently than others subject to it because her name was not on the list of DoC TEA's who received waivers before, even though she was among their number. Petitioner states that the application of the rule violates the principles of fairness in Howard's situation because the BAT is to show fitness to enter basic, and Howard has already passed basic. Petitioner states that Howard and Petitioner suffer economic hardship under the rule as it is applied. Petitioner states that the underlying statute has already been fulfilled because Howard passed basic recruit training.

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.

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### DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.: RULE TITLE:

64B4-3.0085: Intern Registration

NOTICE IS HEREBY GIVEN that on April 22, 2013, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for Carly

Olson, seeking a variance or waiver of subsection 64B4-3.0085(4), F.A.C., which requires that experience obtained under the supervision of the new qualified supervisor will not count toward completion of the experience requirement until the registered intern has received board approval of their new qualified supervisor.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board within 14 days of publication of this notice.

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### DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

RULE NO.: RULE TITLE:

73C-23.0041: Application Process and Administrative Requirements

NOTICE IS HEREBY GIVEN that on February 22, 2013, the Department of Economic Opportunity, received a petition for waiver from the City of Florida City. It has been assigned the case number DEO-13-036. RULE NUMBER AND NATURE OF RULE FROM WHICH VARIANCE OR WAIVER IS SOUGHT: Rule 73C-23.0041(1)(c), F.A.C. Requesting a waiver of the \$750,000 cap on CDBG grants which has been removed by statutory amendment. The rule has not been amended to reflect the change.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Miriam Snipes, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, FL 32399 or miriam.snipes@deo.myflorida.com.

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## Section VI Notices of Meetings, Workshops and Public Hearings

### REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

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

DATE AND TIME: May 8, 2013, 9:30 a.m.

PLACE: Central Florida Regional Planning Council, 555 East Church Street, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Finance Committee of the Council.

A copy of the agenda may be obtained by contacting: Kathryn Hall at (863)534-7130, ext. 129 or at khall@cfrpc.org.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board  
The Building Code Administrators and Inspectors Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 13, 2013, 2:00 p.m.  
PLACE: (888)670-3525  
GENERAL SUBJECT MATTER TO BE CONSIDERED:  
This Conference Call has been CANCELLED.

REGIONAL PLANNING COUNCILS

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

DATE AND TIME: Monday, May 6, 2013, 10:00 a.m.  
PLACE: Southwest Florida Regional Planning Council, 1926 Victoria Avenue, Fort Myers, FL  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The SWFRPC's Budget and Finance Committee will be holding its quarterly meeting.

A copy of the agenda may be obtained by contacting: Ms. Nichole Gwinnett at ngwinnett@swfrpc.org or (239)338-2550 #232.

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: SWFRPC's offices at (239)338-2550. 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 visit the SWFRPC's website at www.swfrpc.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board  
The Building Code Administrators and Inspectors Board announces a public meeting to which all persons are invited.

DATE AND TIME: May 20, 2013, 10:00 a.m.

PLACE: Daytona Beach Hilton, Daytona Beach, FL  
GENERAL SUBJECT MATTER TO BE CONSIDERED:  
This meeting has been CANCELLED.

DEPARTMENT OF HEALTH

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

DATE AND TIME: June 7, 2013, 8:30 a.m.  
PLACE: (888)670-3525; conference code: 5805370981  
GENERAL SUBJECT MATTER TO BE CONSIDERED:  
General Business Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Opticianry 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceeding is made, which records include the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at (800)955-8770 (Voice) and (800)955-8771 (TDD). Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474 at least one week prior to the meeting date.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice  
The Board of Physical Therapy Practice announces a public meeting to which all persons are invited.

DATE AND TIME: May 3, 2013 at approximately 8:00 a.m. E.S.T. or soon thereafter.  
PLACE: Rosen Centre, 9840 International Drive, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
General Business Meeting

A copy of the agenda may be obtained by contacting: Department of Health, Board of Physical Therapy Practice, 4052 Bald Cypress Way, BIN C05, Tallahassee, Florida 32399-3255, by calling the board office at (850)245-4373 ext. 3472 or by visiting our website at www.doh.state.fl.us/mqa.

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

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

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**  
Economic Self-Sufficiency Program

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

**DATES AND TIMES:** A series of public meetings are scheduled:

May 10, 2013, 9:00 a.m.

May 24, 2013, 10:30 a.m.

June 7, 2013, 9:00 a.m.

June 21, 2013, 9:00 a.m.

July 5, 2013, 9:00 a.m.

July 19, 2013, 9:00 a.m.

**PLACE:** 1317 Winewood Blvd. Bldg. 4 Tallahassee, FL 32399-0700 (for all of the above meetings except May 24). The May 24 meeting will take place at 1317 Winewood Blvd. Bldg. 1 Room 132 Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Executive Steering Committee on the Medicaid Eligibility System will meet to discuss the status of system development activities.

A copy of the agenda may be obtained by contacting Jennifer\_lange@dcf.state.fl.us, (850)717-4688.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jennifer Lange at Jennifer\_lange@dcf.state.fl.us, (850)717-4688; 1317 Winewood Blvd., Bldg 1 Room 201N, Tallahassee, FL 32399-0700. 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: Jennifer\_lange@dcf.state.fl.us, (850)717-4688.

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

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

**DATE AND TIME:** May 14, 2013, 10:00 a.m.

**PLACE:** 1317 Winewood Blvd, Bldg 6, Room 335, Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** ITN #03H13GC1 – Preadmission Screening and Resident Review (PASRR).

Debriefing Meeting of Evaluators and Ranking of the Replies – Recording of the Evaluator’s scoring for each reply and ranking of the replies for shortlisting.

A copy of the agenda may be obtained by contacting: Michele\_staffieri@dcf.state.fl.us.

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

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

**DATE AND TIME:** May 31, 2013, 10:00 a.m.

**PLACE:** 1317 Winewood Blvd, Bldg. 6, Room 335, Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** ITN #03H13GC1 – Preadmission Screening and Resident Review (PASRR)

Meeting of Negotiation Team to Develop Recommendation for Award – The negotiation team will be meeting for discussion and a final recommendation for award to be presented to the Secretary.

A copy of the agenda may be obtained by contacting: Michele\_staffieri@dcf.state.fl.us.

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

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

**DATES AND TIME:** May 29-31, 2013, 9:00 a.m. – 5:00 p.m.

**PLACE:** 1317 Winewood Blvd, Bldg. 6, Room 335, Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** ITN #03H13GC1 – Preadmission Screening and Resident Review (PASRR).

Negotiations will be conducted with the shortlisted vendors. Detailed agendas will be posted to the Department’s website.

A copy of the agenda may be obtained by contacting: Michele\_staffieri@dcf.state.fl.us.

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

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

**DATE AND TIME:** May 28, 2013, 10:00 a.m.

**PLACE:** 1317 Winewood Blvd., Bldg. 6, Room 335, Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** ITN #03H13GC1 – Preadmission Screening and Resident Review (PASRR).

Organizational Meeting of the Negotiation Team – Opportunity for the Negotiation Team to discuss their approach to negotiations and final details.

A copy of the agenda may be obtained by contacting Michele\_staffieri@dcf.state.fl.us.

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**FLORIDA TELECOMMUNICATION RELAY**

The Florida Telecommunications Relay, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, May 13, 2013 at 10:00 a.m.

PLACE: Florida Telecommunications Relay, Inc., 1820 E. Park Avenue, Suite 101, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting. The meeting is subject to cancellation for lack of a quorum or unavailability of an interpreter.

A copy of the agenda may be obtained by contacting: Mr. James Forstall, Florida Telecommunications Relay, Inc., 1820 E. Park Avenue, Suite 101, Tallahassee, FL 32301.

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**INWOOD CONSULTING ENGINEERS, INC.**

This notice has nothing to do with any rule or rulemaking process.

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

DATE AND TIME: Tuesday, April 30, 2013

Open House: 5:30 p.m.

Presentation: 6:30 p.m.

PLACE: Congregation Ohev Shalom, 613 Concourse Parkway South, Maitland, Florida 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Management No 424217-1-22-01

Project Description: Maitland Boulevard (State Road (SR) 414) from east of I-4 (Hope Road) to Maitland Avenue (County Road (CR) 427) in Orange County

This hearing is being held as an open house with a presentation at 6:30 p.m. Information on the alternatives being considered to widen Maitland Boulevard from four lanes to six lanes will be available at the hearing. Study representatives will be available during the hearing to discuss the project and answer questions. FDOT welcomes and appreciates participation in the study. Additional information on the project is also available on [www.Maitland-SR414.com](http://www.Maitland-SR414.com).

Documents and displays showing the project's location and proposed improvements will be available for public review from April 9, 2013 to May 10, 2013 at two locations: Maitland City Hall, 3rd Floor, 1776 Independence Lane in Maitland, and Maitland Public Library, 501 Maitland Avenue South in Maitland.

A copy of the agenda may be obtained by contacting: Mr. Chris Rizzolo, Consultant Project Manager, at [chris.rizzolo@dot.state.fl.us](mailto:chris.rizzolo@dot.state.fl.us) or (386)943-5378.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 7 days before the workshop/meeting by contacting: Mr. Chris Rizzolo, Consultant Project Manager, at [chris.rizzolo@dot.state.fl.us](mailto:chris.rizzolo@dot.state.fl.us) or (386)943-5378.

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

Persons who require translation services (free of charge) should contact Mr. Chris Rizzolo at the phone number above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Services, (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 Mr. Chris Rizzolo, Consultant Project Manager, at (386)943-5378 or e-mail at [chris.rizzolo@dot.state.fl.us](mailto:chris.rizzolo@dot.state.fl.us); and/or Mr. David Graeber at [dgraeber@inwoodinc.com](mailto:dgraeber@inwoodinc.com) or (407)971-8850.

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**KITTELSON & ASSOCIATES, INC**

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

DATE AND TIME: May 21, 2013, 5:00 p.m. – 8:00 p.m.

PLACE: Brannon Center, 105 S. Riverside Drive, New Smyrna Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No.: 405854-1-12-05.

Project Description: State Road (SR) 5 / US 1 from Brevard County Line to I-95, Volusia County.

The purpose of this public information meeting is to present strategies under consideration for the US 1 corridor.

A copy of the agenda may be obtained by contacting: Judy Pizzo, GISP, Systems Planner for FDOT at 133 S. Semoran Boulevard, Orlando, FL 32807, (407)482-7880, [Judy.Pizzo@dot.state.fl.us](mailto:Judy.Pizzo@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: Brett Boncore at Kittelson & Associates, 225 E. Robinson Street, Orlando, FL 32801, (407)540-0555, [bboncore@kittelson.com](mailto:bboncore@kittelson.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 either Judy Pizzo, GISP, Systems Planner for the FDOT, (407)482-7880, Judy.Pizzo@dot.state.fl.us; or Brett Boncore at Kittelson & Associates, (407)540-0555, bboncore@kittelson.com.

#### KITTELSON & ASSOCIATES, INC

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

DATE AND TIME: May 23, 2013, 5:00 p.m. – 8:00 p.m.

PLACE: City Hall, 1065 Ridgewood Ave., Holly Hill, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No.: 405854-1-12-05.

Project Description: State Road (SR) 5 / US 1 from Brevard County Line to I-95, Volusia County.

The purpose of this public information meeting is to present strategies under consideration for the US 1 Corridor Improvement Program.

A copy of the agenda may be obtained by contacting: Judy Pizzo, GISP, Systems Planner for FDOT at 133 S. Semoran Boulevard, Orlando, FL 32807, (407)482-7880, Judy.Pizzo@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: Brett Boncore at Kittelson & Associates, 225 E. Robinson Street, Orlando, FL 32801, (407)540-0555, bboncore@kittelson.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 either Judy Pizzo, GISP, Systems Planner for the FDOT, (407)482-7880, Judy.Pizzo@dot.state.fl.us; or Brett Boncore at Kittelson & Associates, (407)540-0555, bboncore@kittelson.com.

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

#### AGENCY FOR HEALTH CARE ADMINISTRATION Medicaid

NOTICE IS HEREBY GIVEN that the Agency for Health Care Administration has received the petition for declaratory statement from Armor Correctional Health Services, Inc. ("Armor"). The petition was received by the Agency Clerk's

office on April 16, 2013. The petition seeks the agency's opinion as to the applicability of Section 409.9025(1), Florida Statutes as it applies to the petitioner.

The Petitioner is requesting that the Agency issue a Declaratory Statement advising whether: (a) the incarceration span violates the exception to denial of Medicaid benefits for inmates of correctional facilities, including Florida county jails, set forth in Section 409.9025(1), Florida Statutes; and (b) if the incarceration span violates Section 409.9025(1), Florida Statutes, are Florida Medicaid benefits available for inmates who are pregnant, disabled, blind, or female inmates over 65 years of age in need of breast/cervical cancer treatment.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Richard J. Shoop, Esquire, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop #3, Tallahassee, Florida 32308.

Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of (or such later time as is specified in) the notice in the Florida Administrative Register.

#### DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

NOTICE IS HEREBY GIVEN that the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling has issued an order disposing of the petition for declaratory statement filed by Joseph Sansone on October 25, 2012. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement published on October 31, 2012, in Vol. 38, No. 62, of the Florida Administrative Register. The petition seeks the Board's interpretation of Section 491.003, Florida Statutes and whether petitioner is allowed to practice hypnotherapy as a Licensed Mental Health Counselor. The Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling considered the Petition at a duly noticed public meeting held on February 7, 2013, in Jacksonville, Florida. The Board's Order filed on March 25, 2013, stated that the Board voted to deny the petition for declaratory statement on the grounds that it does not have the authority or jurisdiction to interpret Chapter 485, Florida Statutes, "the Hypnosis Law;" and the lack of particularity in describing Petitioner's set of circumstances.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Susan Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258.

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

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

Emergency Action

On April 19, 2013, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the registration of Monel Herard, I.S.W., Registration # ISW 3575. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Massage Therapy

Emergency Action

On April 19, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Huayue Jin, L.M.T., License # MA 63036. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections

456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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## DEPARTMENT OF HEALTH

## Board of Massage Therapy

## Emergency Action

On April 19, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Zhen Ji Piao, L.M.T., License # MA 63970. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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## DEPARTMENT OF HEALTH

## Board of Nursing

## Emergency Action

On April 19, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license Barbara Lynn Johnson, R.N., License # RN 9299732. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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## DEPARTMENT OF HEALTH

## Board of Nursing

## Emergency Action

On April 19, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license Michael Joseph Milano R.N., License # RN 9281458. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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## DEPARTMENT OF HEALTH

## Board of Nursing

## Emergency Action

On April 19, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license Heather A. Brewer, CNA, License # CNA 244257. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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## DEPARTMENT OF HEALTH

## Board of Nursing

Emergency Action

On April 19, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Nancy Marie Galati, R.N., License # RN 3269332. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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DEPARTMENT OF HEALTH

Board of Pharmacy

Emergency Action

On April 19, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Edward B. Beckles, R.Ph., License # PS 30937. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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DEPARTMENT OF HEALTH

Board of Pharmacy

Emergency Action

On April 19, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Rebecca Jill Thomas, R.P.T., License # RPT 32912. This Emergency Suspension Order was predicated upon the State

Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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DEPARTMENT OF HEALTH

Board of Pharmacy

Emergency Action

On April 19, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Eduardo Marcos-Mone, R.Ph., License # PS 14856. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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**Section XIII**  
**Index to Rules Filed During Preceding Week**

**RULES FILED BETWEEN April 15, 2013  
 and April 19, 2013**

| Rule No. | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|----------|-----------|----------------|-------------------|------------------|
|----------|-----------|----------------|-------------------|------------------|

**DEPARTMENT OF EDUCATION**

**State Board of Education**

|           |         |        |       |  |
|-----------|---------|--------|-------|--|
| 6A-6.0252 | 4/15/13 | 5/5/13 | 39/27 |  |
|-----------|---------|--------|-------|--|

**DEPARTMENT OF REVENUE**

|           |         |        |       |  |
|-----------|---------|--------|-------|--|
| 12-2.021  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-2.027  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-2.028  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-3.006  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-15.001 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-15.005 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-18.008 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-19.001 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-22.001 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-22.002 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-22.003 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-22.004 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-22.005 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-24.011 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-24.028 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12-24.030 | 4/19/13 | 5/9/13 | 39/04 |  |

**Sales and Use Tax**

|            |         |        |       |  |
|------------|---------|--------|-------|--|
| 12A-1.061  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.003  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.014  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.034  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.035  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.0371 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.038  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.039  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.044  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.056  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.059  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.064  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.0641 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.068  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.0911 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12A-1.097  | 4/19/13 | 5/9/13 | 39/04 |  |

| Rule No.   | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|------------|-----------|----------------|-------------------|------------------|
| 12A-3.001  | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-3.002  | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-3.006  | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-8.001  | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-8.002  | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-9.001  | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-9.002  | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-10.001 | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-10.002 | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-13.001 | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-13.002 | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-19.050 | 4/19/13   | 5/9/13         | 39/04             |                  |
| 12A-19.100 | 4/19/13   | 5/9/13         | 39/04             |                  |

**Miscellaneous Tax**

|            |         |        |       |  |
|------------|---------|--------|-------|--|
| 12B-5.090  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12B-5.100  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12B-5.150  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12B-5.200  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12B-7.003  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12B-7.004  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12B-7.008  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12B-7.022  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12B-7.026  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12B-12.007 | 4/19/13 | 5/9/13 | 39/04 |  |

**Corporate, Estate and Intangible Tax**

|            |         |        |       |  |
|------------|---------|--------|-------|--|
| 12C-1.318  | 4/19/13 | 5/9/13 | 39/04 |  |
| 12C-2.0115 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12C-2.012  | 4/19/13 | 5/9/13 | 39/04 |  |

**Child Support Enforcement Program**

|           |         |        |       |  |
|-----------|---------|--------|-------|--|
| 12E-1.001 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.002 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.003 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.004 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.005 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.009 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.013 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.015 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.016 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.017 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.019 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.020 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.024 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.025 | 4/19/13 | 5/9/13 | 39/04 |  |
| 12E-1.026 | 4/19/13 | 5/9/13 | 39/04 |  |

| Rule No.  | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. | Rule No.  | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|---|-----------|----------------|-------------------|------------------|---|-----------|----------------|-------------------|------------------|
| <b>STATE BOARD OF ADMINISTRATION</b>                      |           |                |                   |                  | <b>Division of Resource Management</b>  |           |                |                   |                  |
| <b>Florida Prepaid College Board</b>                      |           |                |                   |                  | 62C-17.009  | 4/19/13   | 5/9/13         |                   | 39/17            |
| 19B-16.001  | 4/18/13   | 5/8/13         | 39/55             |                  | 62C-26.007  | 4/19/13   | 5/9/13         |                   | 39/17            |
| 19B-16.002  | 4/18/13   | 5/8/13         | 39/55             |                  | 62C-27.001  | 4/19/13   | 5/9/13         |                   | 39/17            |
| 19B-16.003  | 4/18/13   | 5/8/13         | 39/55             |                  | 62C-36.004  | 4/19/13   | 5/9/13         |                   | 39/17            |
| 19B-16.004  | 4/18/13   | 5/8/13         | 39/55             |                  | 62C-36.011  | 4/19/13   | 5/9/13         |                   | 39/17            |
| 19B-16.005  | 4/18/13   | 5/8/13         | 39/55             |                  | <b>DEPARTMENT OF HEALTH</b>   |           |                |                   |                  |
| 19B-16.006  | 4/18/13   | 5/8/13         | 39/55             |                  | <b>Board of Medicine</b>  |           |                |                   |                  |
| 19B-16.007  | 4/18/13   | 5/8/13         | 39/55             |                  | 64B8-35.002   | 4/16/13   | 5/6/13         |                   | 38/46            |
| 19B-16.008  | 4/18/13   | 5/8/13         | 39/55             |                  | <b>Board of Physical Therapy Practice</b>   |           |                |                   |                  |
| 19B-16.009  | 4/18/13   | 5/8/13         | 39/55             |                  | 64B17-3.003   | 4/18/13   | 5/8/13         |                   | 39/52            |
| 19B-16.010  | 4/18/13   | 5/8/13         | 39/55             |                  | 64B17-4.003   | 4/18/13   | 5/8/13         |                   | 39/52            |
| 19B-16.011  | 4/18/13   | 5/8/13         | 39/55             |                  | <b>Division of Environmental Health</b>   |           |                |                   |                  |
| 19B-16.012  | 4/18/13   | 5/8/13         | 39/55             |                  | 64E-5.101   | 4/18/13   | 5/8/13         |                   | 39/17            |
| <b>PUBLIC SERVICE COMMISSION</b>                          |           |                |                   |                  | 64E-5.504   | 4/18/13   | 5/8/13         |                   | 39/17            |
| 25-6.0131   | 4/17/13   | 5/7/13         | 39/35             |                  | <b>FISH AND WILDLIFE CONSERVATION COMMISSION</b>  |           |                |                   |                  |
| 25-7.0131   | 4/17/13   | 5/7/13         | 39/35             |                  | <b>Marine Fisheries</b>   |           |                |                   |                  |
| 25-7.101  | 4/17/13   | 5/7/13         | 39/35             |                  | 68B-14.0039   | 4/19/13   | 5/9/13         |                   | 39/08            |
| 25-30.120   | 4/17/13   | 5/7/13         | 39/35             |                  | <b>DEPARTMENT OF FINANCIAL SERVICES</b>   |           |                |                   |                  |
| <b>DEPARTMENT OF LOTTERY</b>                              |           |                |                   |                  | <b>Division of State Fire Marshal</b>   |           |                |                   |                  |
| 53ER13-25   | 4/19/13   | 4/19/13        | 39/78             |                  | 69L-10.0165   | 4/17/13   | 5/7/13         |                   | 39/46            |
| 53ER13-26   | 4/19/13   | 4/19/13        | 39/78             |                  | 69L-26.003  | 4/17/13   | 5/7/13         |                   | 39/12            |
| <b>DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION</b> |           |                |                   |                  | <b>FINANCIAL SERVICES COMMISSION</b>  |           |                |                   |                  |
| <b>Division of Alcoholic Beverages and Tobacco</b>        |           |                |                   |                  | <b>Finance</b>  |           |                |                   |                  |
| 61A-3.035   | 4/15/13   | 5/5/13         | 38/94             |                  | 69V-160.034   | 4/18/13   | 5/8/13         |                   | 39/26            |
| <b>Board of Cosmetology</b>                               |           |                |                   |                  | <hr/>   |           |                |                   |                  |
| 61G5-18.007   | 4/18/13   | 5/8/13         | 39/25             |                  | LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO (CHAPTER 2010-279, LAWS OF FLORIDA) |           |                |                   |                  |
| <b>Florida Real Estate Appraisal Board</b>                |           |                |                   |                  | <b>DEPARTMENT OF ENVIRONMENTAL PROTECTION</b>   |           |                |                   |                  |
| 61J1-2.001  | 4/18/13   | 5/8/13         | 39/52             |                  | 62-304.300  | 3/2/12    | *****          |                   | 38/3             |
| <b>Florida Real Estate Commission</b>                     |           |                |                   |                  | 62-304.330(10),(11)   | 2/7/13    | *****          |                   | 38/81            |
| 61J2-1.011  | 4/18/13   | 5/8/13         | 39/52             |                  | 62-304.520(15)-(20)   | 3/20/13   | *****          |                   | 39/32            |
| <b>DEPARTMENT OF ENVIRONMENTAL PROTECTION</b>             |           |                |                   |                  | 62-304.610  | 8/20/12   | *****          |                   | 35/31 38/23      |
| 62-4.050  | 4/19/13   | 5/9/13         | 39/63             |                  | 62-304.645  | 3/8/13    | *****          |                   | 39/22            |
| 62-17.211   | 4/19/13   | 5/9/13         | 39/17             |                  | 62-304.900  | 11/21/12  | *****          |                   | 38/39            |
| 62-17.680   | 4/19/13   | 5/9/13         | 39/17             |                  | <b>DEPARTMENT OF FINANCIAL SERVICES</b>   |           |                |                   |                  |
| 62-304.315  | 4/17/13   | 5/7/13         | 39/36             |                  | <b>Division of Workers' Compensation</b>  |           |                |                   |                  |
| 62-304.640  | 4/17/13   | 5/7/13         | 39/36             |                  | 69L-7.020   | 10/24/11  | *****          |                   | 37/24 37/3       |
| 62-343.070  | 4/19/13   | 5/9/13         | 39/17             |                  | <hr/>   |           |                |                   |                  |
| 62-344.400  | 4/19/13   | 5/9/13         | 39/17             |                  |   |           |                |                   |                  |
| 62-346.070  | 4/19/13   | 5/9/13         | 39/17             |                  |   |           |                |                   |                  |
| 62-346.080  | 4/19/13   | 5/9/13         | 39/17             |                  |   |           |                |                   |                  |
| 62-673.320  | 4/19/13   | 5/9/13         | 39/17             |                  |   |           |                |                   |                  |
| <b>Division of Beaches and Shores</b>                     |           |                |                   |                  |   |           |                |                   |                  |
| 62B-56.050  | 4/19/13   | 5/9/13         | 39/17             |                  |   |           |                |                   |                  |