

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

RULE NO.: 18-24.007
RULE TITLE: Board of Trustees Consideration
PURPOSE AND EFFECT: The purpose of the proposed rule development is to amend the existing rule to require annual submittal of the Acquisition and Restoration Council's report to the Board of Trustees of the Internal Improvement Trust Fund required by Section 259.105(15), Florida Statutes. The current rule requires submittal semiannually.
SUBJECT AREA TO BE ADDRESSED: The proposed change affects the frequency of submittal of a report prepared by the Acquisition and Restoration Council to the Board of Trustees of the Internal Improvement Trust Fund on acquisition projects under the Florida Forever Program and the Board's consideration of the report.
RULEMAKING AUTHORITY: 259.035(1), (4), 259.105 (9), (18) FS.
LAW IMPLEMENTED: 259.035, 259.04, 259.041, 259.045, 259.07, 259.105 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: July 8, 2013, 11:00 a.m.
PLACE: Conference Room 301G, Carr Building, State of Florida Department of Environmental Protection, 3800 Commonwealth Boulevard, Tallahassee, Florida 32399-3000
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Greg Brock, Office of Environmental Services, Division of State Lands, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 140, Tallahassee, Florida 32399-3000, telephone (850)245-2555, email: Greg.Brock@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Greg Brock, Office of Environmental Services, Division of State Lands, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 140,

Tallahassee, Florida 32399-3000, telephone (850)245-2555, email: Greg.Brock@dep.state.fl.us
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

Section II
Proposed Rules

NONE

Section III
Notice of Changes, Corrections and Withdrawals

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-0.113
RULE TITLE: Variances from Specified Review Criteria for Environmental Resource Permits
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. 70, April 10, 2013 issue of the Florida Administrative Register.

The following language is to be placed immediately below the rule text and above the history notes for each of the rules listed in this notice.

PROPOSED EFFECTIVE DATE: This rule will become effective on August 1, 2013, or upon the date that amendments to Chapter 62-330, F.A.C., proposed by the Department of Environmental Protection to implement the statutory mandate in Section 373.4131, F.S. (2012) take effect, whichever is later.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.: 40E-1.602
RULE TITLES: Permits Required
 40E-1.603 Application Procedures for Processing Permit Applications or Notices of Intent
 40E-1.6065 Consideration of Intended Agency Decision on Permit Applications
 40E-1.607 Permit Application Processing Fees
 40E-1.6107 Transfer of Environmental Resource, Surface Water Management, or Water Use, or Wetland Resource Permit
 40E-1.615 Coordinated Agency Review Procedures for the Florida Keys Area of Critical State Concern
 40E-1.659 Forms and Instructions
NOTICE OF CHANGE

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WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:
 40E-1.715 Civil Penalty Calculation
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 39, No. 70, April 10, 2013 issue of the Florida Administrative Register has been withdrawn.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.: RULE TITLES:
 40E-4.010 Review of Environmental Resource Permit Applications
 40E-4.011 Policy and Purpose
 40E-4.021 Definitions
 40E-4.041 Permits Required
 40E-4.0415 Permit Thresholds
 40E-4.042 Formal Determination of Wetlands and Other Surface Waters
 40E-4.051 Exemptions From Permitting
 40E-4.0515 Exemptions From Specified Review Criteria
 40E-4.054 Modification of Exempt Projects
 40E-4.091 Publications, Rules and Interagency Agreements Incorporated by Reference
 40E-4.101 Content of Permit Applications
 40E-4.201 Forms and Instructions
 40E-4.205 Permit Application Processing Fees
 40E-4.301 Conditions for Issuance of Permits
 40E-4.302 Additional Conditions for Issuance of Permits
 40E-4.303 Environmental Resource Permit Authorization
 40E-4.305 Conceptual Approvals
 40E-4.321 Duration of Permits
 40E-4.331 Modification of Permits
 40E-4.341 District Revocation or Modification of Permits
 40E-4.351 Transfer of Permits

40E-4.361 Conversion from Construction Phase to Operation Phase
 40E-4.381 General Conditions
 40E-4.451 Emergency Authorization
 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. 70, April 10, 2013 issue of the Florida Administrative Register.

The following language is to be placed immediately below the rule text and above the history notes for each of the rules listed in this notice.

PROPOSED EFFECTIVE DATE: This rule will become effective on August 1, 2013, or upon the date that amendments to Chapter 62-330, F.A.C., proposed by the Department of Environmental Protection to implement the statutory mandate in Section 373.4131, F.S. (2012) take effect, whichever is later.

40E-4.091 Publications, Rules and Interagency Agreements Incorporated by Reference.

(1) The following publications, rules and interagency agreements are incorporated by reference herein:

(a) “Basis of Review for Environmental Resource Permit Applicant’s Handbook, Volume II For Use Within the Geographic Limits of Applications within the South Florida Water Management District, (date) May 20, 2012”, <http://www.flrules.org/Gateway/reference.asp?No=Ref-01045> (hyperlink), which incorporates the following forms or materials by reference:

1. U.S. Department of Agriculture, Soil Conservation Service, “Rainfall Frequency Atlas of Alabama, Florida, Georgia and South Carolina for Durations from 30 Minutes to 24 Hours and Return Periods from 1 to 100 years” (1978) <http://flrules.org/Gateway/reference.asp?No=Ref-02697>, referenced in Subsection 5.7.2(c) Form No. 0972, Petition for a Formal Wetland and Surface Water Determination, May 20, 2012, <http://www.flrules.org/gateway/reference.asp?No=Ref-01047>, (referenced in Section 4.5.1);

2. Florida Department of Transportation “Drainage Manual, Appendix B: IDF-Curves, Precipitation Data, Rainfall Distributions” (August 2001) <http://www.flrules.org/Gateway/reference.asp?No=Ref-02698>, referenced in Subsection 5.7.2(d) Form No. 1019, Mitigation Bank Performance Bond to Demonstrate Construction/Implementation Financial Assurance, December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00069>, (referenced in Section 4.4.4.7);

3. U.S. Department of Agriculture, Natural Resources Conservation Service, “National Engineering Handbook, Part 630, Chapter 10” (2004) <http://www.flrules.org/Gateway/reference.asp?No=Ref-02699>, referenced in Subsection

5.7.6(b) Form No. 1020, Mitigation Bank Irrevocable Letter of Credit to Demonstrate Construction/Implementation Financial Assurance, December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00070>, (referenced in Section 4.4.4.7);

4. Form No. 1021, Mitigation Bank Standby Trust Fund Agreement to Demonstrate Construction/Implementation Financial Assurance, December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00071>, (referenced in Section 4.4.4.7);

5. Form No. 1022, Mitigation Bank Trust Fund Agreement to Demonstrate Construction/Implementation Financial Assurance, December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00072>, (referenced in Section 4.4.4.7);

6. Form No. 1023, Mitigation Bank Trust Fund Agreement to Demonstrate Perpetual Management Financial Assurance, December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00073>, (referenced in Section 4.4.4.7);

7. Form No. 1024, Mitigation Bank Standby Trust Fund Agreement to Demonstrate Perpetual Management Financial Assurance, December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00074>, (referenced in Section 4.4.4.7);

8. Form No. 1105, Performance Bond, December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00075>, (referenced in Section 4.3.7.6);

9. Form No. 1106, Irrevocable Letter of Credit, December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00076>, (referenced in Section 4.3.7.6);

10. Form No. 1190, Deed of Conservation Easement (Standard), December 2011 <http://www.flrules.org/Gateway/reference.asp?No=Ref-00078>, (referenced in Section 4.3.8);

11. Form No. 1191, Deed of Conservation Easement (Standard Passive Recreational), December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00079>, (referenced in Section 4.3.8);

12. Form No. 1192, Deed of Conservation Easement (Standard Riparian), December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00080>, (referenced in Section 4.3.8);

13. Form No. 1194, Deed of Conservation Easement (Third Party Standard), December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00081> (referenced in Section 4.3.8);

14. Form No. 1195, Deed of Conservation Easement (Third Party Passive Recreational), December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00082>, (referenced in Section 4.3.8);

15. Form No. 1196, Deed of Conservation Easement (Third Party Riparian), December 2011,

<http://www.flrules.org/Gateway/reference.asp?No=Ref-00083>, (referenced in Section 4.3.8);

16. Form No. 1197, Restrictive Covenant (Standard), December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00084>, (referenced in Section 4.3.8);

17. Form No. 1318, Deed of Conservation Easement (Local Governments), December 2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00085>, (referenced in Section 4.3.8);

4.18. Chapter 27, Article XIII, Wellfield Protection Ordinance, Broward County Code of Ordinances, last amended September 28, 1999, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00052>, referenced in Section 4.2.2(b)6.b;

5.19. Dade County Wellfield Protection Ordinance contour showing maximum limits (Section 24-43 Protection of Public Potable Water Supply Wells; Chapter 24 Environmental Protection; Code of Metropolitan Dade County, Florida; Codified through Ordinance No. 11-01, enacted January 20, 2011 (Supp. No. 68)), <http://www.flrules.org/Gateway/reference.asp?No=Ref-00053>, referenced in Section 4.2.2(b)6.c.

(b) 50 C.F.R., section 17.12, April 8, 2004, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00044>; and Rules 68A 27.003, December 16, 2003, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00092>, 68A 27.004, May 15, 2008, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00444>, and 68A 27.005, F.A.C., November 8, 2007, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00093>.

(b)(e) Operating Agreement Concerning Regulation Under Part IV, Chapter 373, F.S., between South Florida Water Management District and Department of Environmental Protection, July 1, 2007, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00055>.

(c)(d) State water quality standards set forth in Chapters 62-4 (5/9/2013) April 21, 2009, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02692>, 62-302, (12/20/2012) August 5, 2010, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02693>, 62-520, (7/12/2009) July 12, 2009, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02694>, 62-522, July 12, 2009, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00037>, and 62-550, F.A.C., (2/16/2012) September 18, 2007, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02695>. The state water quality standards are also defined and incorporated in Section 2.1.19 of the Applicant's Handbook, Volume II.

(d)(e) Chapter 62-312, Part IV, F.A.C., "Additional Criteria for Dredging and Filling Within Outstanding Florida

Waters in Monroe County,” (2/16/2012) ~~March 15, 2007,~~
<http://www.flrules.org/Gateway/reference.asp?No=Ref-02696>.

~~(f) 40 C.F.R., section 264.143(f), for the purpose of providing financial responsibility and corporate guarantee requirements, July 14, 2006,~~ <http://www.flrules.org/Gateway/reference.asp?No=Ref-00057>.

~~(g) Chapter 62-340, F.A.C., as ratified by Section 373.4211, F.S., for the purpose of delineating wetlands and other surface waters, July 1, 1994,~~ <http://www.flrules.org/Gateway/reference.asp?No=Ref-00040>.

~~(h) 30 C.F.R., section 800.23 self bonding provisions, January 14, 1988~~ <http://www.flrules.org/Gateway/reference.asp?No=Ref-00056>.

(e)(i) Delegation Agreement among the Florida Department of Environmental Protection, the South Florida Water Management District, and Broward County, (dated May 22, 2001), <http://www.flrules.org/Gateway/reference.asp?No=Ref-00054>.

(2) No change.

PROPOSED EFFECTIVE DATE: This rule will become effective on July 1, 2013, or upon the date that amendments to Chapter 62-330, F.A.C., proposed by the Department of Environmental Protection to implement the statutory mandate in Section 373.4131, F.S. (2012) take effect, whichever is later.

Rulemaking Authority 373.044, 373.103(8), 373.113, 373.171, 373.413, 373.4131, 373.441, ~~668.003, 668.004, 668.50,~~ 704.06 FS. Law Implemented 373.413, 373.4131, 373.4135, 373.4137, 373.414, 373.4142, 373.416, 373.418, 373.421, 373.426, 373.441, 668.003, 668.004, 668.50, 695.26, 704.06 FS. History—New 9-3-81, Amended 1-31-82, 12-1-82, Formerly 16K-4.035(1), Amended 5-1-86, 7-1-86, 3-24-87, 4-14-87, 4-21-88, 11-21-89, 11-15-92, 1-23-94, 4-20-94, 10-3-95, 1-7-97, 12-3-98, 5-28-00, 8-16-00, 1-17-01, 7-19-01, 6-26-02, 6-26-02, 4-6-03, 4-14-03, 9-16-03, 12-7-04, 2-12-06, 10-1-06, 11-20-06, 1-23-07, 7-1-07, 7-22-07, 11-11-09, 7-1-10, 7-4-10, 12-15-11, 5-20-12,_____.

NOTE: Changes to the “Environmental Resource Permit Applicant’s Handbook, Volume II For Use Within the Geographic Limits of the South Florida Water Management District – (date) _____,” incorporated by reference in proposed paragraph 40E-4.091(1)(a), F.A.C., may be viewed at <http://www.sfwmd.gov/rules>.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-40.010	Review of Environmental Resource Standard Permit Applications
40E-40.011	Policy and Purpose
40E-40.021	Definitions
40E-40.031	Implementation
40E-40.041	Permit Thresholds

40E-40.042	Standard Permit for Incidental Site Activities
40E-40.051	Standard Permit Authorization
40E-40.061	Delegation of Authority Pertaining to General Environmental Resource Permits, General Surface Water Management Permits and Associated Sovereign Submerged Lands Authorizations
40E-40.091	Publications, Rules and Interagency Agreements Incorporated by Reference
40E-40.101	Content of Permit Application
40E-40.141	Request for Additional Information
40E-40.302	Conditions for Issuance of Permits
40E-40.321	Duration of Permits
40E-40.331	Modification of Permits
40E-40.341	District Revocation or Modification of Permits
40E-40.351	Transfer of Permits
40E-40.381	General Conditions
40E-40.391	Forms and Instructions
40E-40.407	Permit Application Processing Fees
	NOTICE OF CHANGE

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WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-41.011	Policy and Purpose
40E-41.043	Application of Part I
40E-41.053	Exemptions
40E-41.063	Conditions for Issuance of Permits in the Western Canal 9 Basin
40E-41.143	Application of Part II
40E-41.160	Content of Application
40E-41.243	Application of Part III
40E-41.260	Content of Application
40E-41.263	Conditions for Issuance of Permits in the C-51 Basin
40E-41.333	Implementation
40E-41.343	Application of Part IV
40E-41.363	Conditions for Issuance of Permits in the Water Preserve Area, Water Preserve Area Basin, or Adjacent to the Protective Levees

NOTICE OF CHANGE

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WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-400.010	Review of No Notice and Noticed General Environmental Resource Permit Applications
40E-400.021	Definitions
40E-400.201	Policy and Purpose
40E-400.211	Processing Procedures for Noticed General Permits
40E-400.215	General Conditions for All No Notice and Noticed General Permits
40E-400.315	No Notice General Permit for Activities in Uplands
40E-400.316	No Notice General Permit for Road Grading and Pavement Resurfacing
40E-400.417	General Permit for Construction, Alteration or Maintenance of Boat Ramps and Associated Accessory Docks
40E-400.427	General Permit for Certain Piers and Associated Structures
40E-400.431	General Permit for Installation of Riprap
40E-400.437	General Permit for the Installation of Fences
40E-400.439	General Permit for the Construction or Maintenance of Culverted Driveways or Roadway Crossings and Bridges of Artificial Waterways
40E-400.443	General Permit for Minor Bridge Alteration, Replacement, Maintenance and Operation
40E-400.447	General Permit for Minor Activities Within Existing FDOT Rights-of-Way or Easements
40E-400.453	General Permit for the Installation, Maintenance, Repair or Removal of Underground Cables, Conduits, or Pipelines
40E-400.455	General Permit for the Construction of Aerial Pipeline, Cable, or Conduit Crossings of Certain Waters

40E-400.457	General Permit for Subaqueous Utility Crossings of Artificial Waterways
40E-400.463	General Permit for the Construction and Operation of Culverts and Associated Water Control Structures in Mosquito Control Impoundments by Governmental Mosquito Control Agencies
40E-400.467	General Permit for Breaching Mosquito Control Impoundments by Governmental Mosquito Control Agencies
40E-400.470	Noticed General Permit for Temporary Agricultural Activities
40E-400.475	General Permit for Minor Activities
40E-400.483	General Permit to the Department to Conduct Minor Activities
40E-400.485	General Permit to the Department for Environmental Restoration or Enhancement Activities
40E-400.487	General Permit to the Department to Change Operating Schedules for Department or District Water Control Structures
40E-400.495	General Permit to U.S. Forest Service for Minor Works within National Forests
40E-400.500	General Permit for Construction, Operation, Maintenance, Alteration, Removal or Abandonment of Minor Silvicultural Surface Water Management Systems
40E-400.900	Forms and Instructions

NOTICE OF CHANGE

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**Section IV
Emergency Rules**

NONE

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: on May 15, 2013, the Division of Hotels and Restaurants received a Petition for a Routine Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code, Section 5-203.13, 2009 FDA Food Code, paragraph 61C-1.004(2)(a), Florida Administrative Code, subsection 61C-4.010(7), Florida Administrative Code, subsection 61C-4.010(6), Florida Administrative Code, and Section 6-402.11, 2009 FDA Food Code from Fruity Waffle located in Orlando. The above referenced F.A.C. addresses the requirement that at least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water and at least one accessible bathroom be provided for use by customers and employees. They are requesting to utilize a mopsink and bathrooms located within other establishments.

The Petition for this variance was published in Vol. 39/101 on May 23, 2013. The Order for this Petition was signed and approved on June 7, 2013. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that the mop sink within Brooklyn Pizza (SEA5810247) and bathroom area within Payless Shoes are maintained in a clean and sanitary manner; and mop sink is provided with hot and cold running water under pressure. The Petitioner shall also ensure the bathrooms located within Payless Shoes are maintained in a clean and sanitary manner and are provided with hot and cold running water under pressure, soap, approved hand drying devices, and available

during all hours of operation and directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Brooklyn Pizza (Bruzone LLC) or Payless Shoes (Payless Shoe Source) changes, updated signed agreements for use of the mop sink and bathroom facilities are required immediately.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE NO.: RULE TITLE:

64B7-25.004 Endorsements

NOTICE IS HEREBY GIVEN, that on June 13, 2013, the Board of Massage Therapy received a petition for Frank X. Lovato, seeking a variance or waiver of Rule 64B7-25.004, which requires an applicant for licensure by endorsement to complete a current curriculum course from a Board approved school covering the Florida Statutes and rules related to massage therapy. The Board will address this petition at its next meeting.

Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Anthony Jusevitch, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-51.002 Licensure by Examination

NOTICE IS HEREBY GIVEN that on June 11, 2013, the Electrolysis Council, received a petition for Martine Moore, seeking a waiver of paragraph 64B8-51.002(1)(c), Florida Administrative Code, which requires that every applicant for licensure as an electrologist by examination shall demonstrate to the Council that the applicant possesses a high school diploma, a graduate equivalency diploma, college diploma, university diploma, or technical school diploma if such college, university, or technical school required high school or graduate equivalency diploma for admission.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

Comments on this petition should be filed with the Board of Pharmacy/MQA, within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:

64J-1.0201 EMS Instructor Qualifications

NOTICE IS HEREBY GIVEN that on June 5, 2013, the Department of Health received a petition for a variance from Brian J. Kehoe, in his capacity as (and on behalf of) Program Director for Sarasota County Technical Institute, to be granted an additional four years to secure a Bachelor's Degree. Interested persons or other agencies may submit comments on this petition for variance within 14 days after the publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rickey Stone, 4052 Bald Cypress Way, Bin A22, Tallahassee, FL 32399-1722, (850)245-4440, ext. 2753, rickey_stone@doh.state.fl.us.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:

64J-1.0201 EMS Instructor Qualifications

NOTICE IS HEREBY GIVEN that on June 5, 2013, the Department of Health received a petition for a variance from Lawrence J. Gibbs, in his capacity as (and on behalf of) Lead Instructor for Sarasota County Technical Institute, to be granted an additional two years to secure an Associate's Degree. Interested persons or other agencies may submit comments on this petition for variance within 14 days after the publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Rickey Stone, 4052 Bald Cypress Way, Bin A22, Tallahassee, FL 32399-1722; (850)245-4440, ext. 2753, rickey_stone@doh.state.fl.us.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:

64J-1.0201 EMS Instructor Qualifications

NOTICE IS HEREBY GIVEN that on June 5, 2013, the Department of Health, received a petition for a variance from David J. Simons, in his capacity as (and on behalf of) Lead Instructor for Sarasota County Technical Institute, to be granted an additional two years to secure an Associate's Degree. Interested persons or other agencies may submit

comments on this petition for variance within 14 days after the publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rickey Stone, 4052 Bald Cypress Way, Bin A22, Tallahassee, FL 32399-1722, (850)245-4440, ext. 2753, rickey_stone@doh.state.fl.us.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:

64J-1.0201 MS Instructor Qualifications

NOTICE IS HEREBY GIVEN that on June 05, 2013, the Department of Health, received a petition for a variance from Anthony E. Martinez, in his capacity as (and on behalf of) Lead Instructor for Sarasota County Technical Institute, to be granted an additional two years to secure an Associate's Degree. Interested persons or other agencies may submit comments on this petition for variance within 14 days after the publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rickey Stone, 4052 Bald Cypress Way, Bin A22, Tallahassee, FL 32399-1722, (850)245-4440, ext. 2753, rickey_stone@doh.state.fl.us.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation, Friends of Florida Main Street announces a public meeting to which all persons are invited.

DATE AND TIME: June 28, 2013, 10:00 a.m. until conclusion

PLACE: Tea Room of the Avera Clarke House, 580 West Washington Street, Monticello, Florida 32344

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the organization.

A copy of the agenda may be obtained by contacting: Alexander Carlson, Florida Main Street Assistant, Department of State, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or by calling 1(800)847-7278.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Alexander Carlson via email: Alexander.Carlson@dos.myflorida.com or by calling 1(800)847-7278. If you are hearing or speech impaired, please

contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Alexander Carlson via email: Alexander.Carlson@dos.myflorida.com or by calling 1(800)847-7278.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agriculture Center and Horse Park Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 27, 2013, 5:00 p.m.

PLACE: Florida Agriculture Center and Horse Park Authority, 11008 S. Highway 475, Ocala, Florida 34480

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a full Board meeting to discuss general board business. A copy of the agenda may be obtained by contacting: Shawn Doherty, Executive Director, (352)307-6699, ext. 5 or email at execdir@flhorsepark.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Shawn Doherty, Executive Director, (352)307-6699, ext. 5 or email at execdir@flhorsepark.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

The Child Care Executive Partnership announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 26, 2013, 1:00 p.m.

PLACE: Office of Early Learning. Teleconference Call-in Number 1(888)670-3525; Participant Code 710-734-3387

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Child Care Executive Partnership Business.

A copy of the agenda may be obtained by contacting: Monya.Newmyer@OEL.MyFlorida.com.

EXECUTIVE OFFICE OF THE GOVERNOR

The Governor's Commission on Jobs for Floridians with Disabilities – Employment Readiness Subcommittee announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 24, 2013, 1:00 p.m.

PLACE: (888)670-3525; conference code: 2788708683

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general business of the Governor's Commission on Jobs for Floridians with Disabilities pursuant to Executive Order 11-161.

A copy of the agenda may be obtained by contacting David Darm at (850)717-9433 or David.Darm@laspbs.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 3 days before the workshop/meeting by contacting David Darm at (850)717-9433 or David.Darm@laspbs.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: David Darm at (850)717-9433 or David.Darm@laspbs.state.fl.us.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The Water Resources Advisory Commission (WRAC) announces a workshop to which all persons are invited.

DATE AND TIME: June 27, 2013, 1:00 p.m.

Water Resources Advisory Commission (WRAC) Workshop - 2013 Lower East Coast Regional Water Supply Plan Update

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED:

A Public Meeting sponsored by the Water Resources Advisory Commission (WRAC) regarding the 2013 Lower East Coast Regional Water Supply Plan. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting Tia Barnett at (561)682-6286 or at our website: <http://my.sfwmd.gov/wrac> or Lower East Coast Water Supply Plan.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

The Board of Pilot Commissioners announces a public meeting to which all persons are invited.

DATE AND TIME: July 31, 2013, 10:00 a.m.
PLACE: Hyatt Regency Orlando International Airport, 9300
Jeff Fuqua Blvd., Orlando, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Board business.

A copy of the agenda may be obtained by contacting: Board's
website: MyFloridaLicense.com - Our Businesses &
Professions - Harbor Pilots.

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

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Division of Recreation & Parks announces a public
meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 25, 2013, 7:00 p.m. (ET)
PLACE: The Murray Nelson Government Center, BOCC
room, 10200 Overseas Highway, Key Largo, Florida 33037

GENERAL SUBJECT MATTER TO BE CONSIDERED: To
solicit public input on the development of the land
management plan for John Pennekamp Coral Reef State Park
and Dagny Johnson Key Largo Botanical Hammock State
Park.

A copy of the agenda may be obtained by contacting: Pat
Wells, Park Manger, John Pennekamp Coral Reef State Park
at US Hwy. 1, MM 102.5, Key Largo, Florida 33037,
(305)451-1202, fax (305)853-3555 or email
Pat.Wells@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities
Act, any person requiring special accommodations to
participate in this workshop/meeting is asked to advise the
agency at least 48 days before the workshop/meeting by
contacting: Pat Wells, Park Manger, John Pennekamp Coral
Reef State Park at US Hwy. 1, MM 102.5, Key Largo, Florida
33037, (305)451-1202, fax (305)853-3555 or email
Pat.Wells@dep.state.fl.us. If you are hearing or speech
impaired, please contact the agency using the Florida Relay
Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Pat Wells, Park
Manger, John Pennekamp Coral Reef State Park at US Hwy.
1, MM 102.5, Key Largo, Florida 33037, (305)451-1202, fax
(305)853-3555 or email Pat.Wells@dep.state.fl.us.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

The Department of Economic Opportunity announces a public
meeting to which all persons are invited.

DATE AND TIME: July 18, 2013, 2:00 p.m. – 3:00 p.m.
June 18, 2013 initiation of 30-Day comment period for the
Substantial Amendment to Florida's Annual Action Plan
Public Hearing to receive comments in person as well as to
discuss written comments submitted during the 30-day
comment period

PLACE: 4025 Esplanade Way, Building 4025, Room 301,
Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Department of Economic Opportunity (DEO) announces
(1) the release of the DRAFT Substantial Amendment to the
Annual Action Plan, (2) commencement of the 30-day
comment period, and (3) the public hearing to receive public
comments to which all interested parties are invited.

PURPOSE: To conduct a public hearing to encourage citizen
participation regarding the Substantial Amendment to the
Annual Action Plan for Federal Fiscal Year 2013. The
Substantial Amendment to this Plan requires a 30-day
comment period to be undertaken.

SUMMARY: A Substantial Amendment to the Annual Action
Plan is required if there is a change in allocation priorities or a
change in the method of distribution of funds. On May 14,
2013, the State of Florida submitted an Annual Action Plan to
the U. S. Department of Housing and Urban Development
(HUD) in order to receive federal funding from that agency.
The Plan covered the grant programs funded by HUD. Grant
programs included in the Plan are administered by four state
agencies: the Department of Economic Opportunity–Florida
Small Cities Community Development Block Grant (CDBG);
the Department of Children and Families – Emergency
Solutions Grant (ESG); the Florida Housing Finance
Corporation – Home Investment Partnership (HOME); and the
Department of Health – Housing Opportunities for Persons
with Aids (HOPWA). The Plan specified the manner in which
the funds will be distributed to eligible applicants. Since that
time, HUD announced the revised budget allocations for each
of these programs requiring this Substantial Amendment to the
Annual Action Plan.

ACTION TO BE TAKEN: At the public hearing to be held on July 18, 2013 at 2:00 p.m., staff from the CDBG, ESG, HOME and HOPWA programs will review and accept comments on the Substantial Amendment to the Annual Action Plan. A draft of the Substantial Amendment is currently available for review and comment on the Department's website: <http://www.floridajobs.org/Annual-Action-Plan>. Comments on the Substantial Amendment will be accepted beginning June 18, 2013, and will conclude on July 18, 2013.

DATE AND TIME: July 18, 2013, 2:00 p.m. – 3:00 p.m.

Public Hearing on the Substantial Amendment to the FFY 2013 Annual Action Plan:

PLACE: 4025 Esplanade Way, Building 4025, Room 301, Tallahassee, Florida 32399

A copy of the DRAFT Substantial Amendment to the Annual Action Plan may be obtained at <http://www.floridajobs.org/Annual-Action-Plan>, in person, by email or calling: Florida Small Cities CDBG Program, Department of Economic Opportunity, Caldwell Building, MSC 400, 107 East Madison Street, Tallahassee, Florida 32399-6508, Telephone: (850)717-8406, Email: Penny.Bos@DEO.MyFlorida.com, Email: Ginger.Waters@DEO.MyFlorida.com.

Written comments on the Substantial Amendment to the Annual Action Plan are encouraged. They may be made at the public hearing, emailed, or mailed to the address listed above.

A copy of the agenda may be obtained by contacting: Substantial Amendment to the Annual Action Plan by calling Penny Walker Bos, (850)717-8406 or Penny.Bos@DEO.MyFlorida.com or visiting <http://www.floridajobs.org/community-planning-and-development/assistance-for-governments-and-organizations/florida-small-cities-community-development-block-grant-program/annual-action-plan>.

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: Penny Walker Bos, (850)717-8406 or Penny.Bos@DEO.MyFlorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Penny Walker Bos, (850)717-8406 or Penny.Bos@DEO.MyFlorida.com.

Section VI

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Workforce Services

NOTICE IS HEREBY GIVEN that the Department of Economic Opportunity has received the petition for declaratory statement from the First Academy, Inc., a ministry of the First Baptist Church of Orlando, Inc. It has been assigned case number 2013-0043. The petition seeks the agency's opinion as to the applicability of Section 443.1216(4)(a)2., Florida Statutes, as it applies to the petitioner.

The petitioner seeks declaratory statement as to whether it is exempt from paying Florida reemployment taxes as an organization operated primarily for religious purpose and that is supervised, controlled, or principally supported by a church or a convention or association of churches.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Miriam Snipes, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, Tallahassee, Florida 32399-4128.

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

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

D.R. vs. Agency for Persons with Disabilities; Case No.: 13-2083RU

D.W. vs. Agency for Persons with Disabilities; Case No.: 13-2084RU

J.W. vs. Agency for Persons with Disabilities; Case No.: 13-2085RU

K.V. vs. Agency for Persons with Disabilities; Case No.: 13-2086RU

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

McGraw-Hill Global Education Holdings, LLC, d/b/a McGraw-Hill Education vs. State Board of Education; Commissioner of Education; and the Department of Education; Case No.: 13-1359RU; Voluntarily Dismissed

**Section IX
Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of the
Joint Administrative Procedures Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

MOFFITT CANCER CENTER & RESEARCH INSTITUTE

Moffitt McKinley Site Work Package, Tampa, FL

Job description: This project consists of the site preparation and development associated with a new parking garage and outpatient treatment facility on Moffitt Cancer Center's McKinley Drive Campus. Included in this package will be a complete site work scope of work to include, but not be limited to: phased demolition, construction of temporary roads, pads, and parking, site clearing, excavation, backfill, storm, water, fire, sanitary, grading, paving, curbs, stripping, traffic signage, etc. Associated temporary fencing, dumpsters, portable toilets, and aerial photography services for the complete duration of the project will also be bid as part of this package.

The only scopes of work that will be bid at this time are as follows: Site work, Surveying, Temporary Fencing, Dumpsters, Portable Toilets, and Aerial Photography. Additional scopes of work not mentioned above will be bid at a future time, if applicable to this project.

The due date to submit a bid is June 24, 2013 at 2:00 p.m.

Please respond indicating your intention to bid and access to the online bid documents, including the drawings and specifications, will be granted through the iSqFt website. A hard copy set of drawings and specifications are available through New Age Reprographics, (813)426-3272 or production@newagerepro.com if requested, at your own expense.

Please fax/email responses to Vicki Sutton at (813)971-2975, vicki.sutton@skanska.com. Please respond no later than June 14, 2013.

Section XII
Miscellaneous

DEPARTMENT OF HEALTH
Board of Nursing

Emergency Action

On June 13, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Marc Nathan Steelman, R.N., License # RN 9294890. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH
Board of Nursing

Emergency Action

On June 13, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Yolanda J. Lewis, C.N.A., License # CNA 180526. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH
Board of Nursing

Emergency Action

On June 13, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Anna K. Kennedy, LPN, License # PN 5164640. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Section XIII
Index to Rules Filed During Preceding
Week

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