

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-6.024 School Entry Health Examination

PURPOSE AND EFFECT: The purpose of this rule development is to incorporate by reference the updated School Entry Health Form. The effect will be a rule in compliance with Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: School Entry Health Examination.

RULEMAKING AUTHORITY: 1001.02(1), 1003.22(2) FS.

LAW IMPLEMENTED: 1003.22 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: Monica Verra-Tirado, Ed.D., Chief, Bureau of Exceptional Education and Student Services, 325 West Gaines Street, Tallahassee, FL 32399-0400, (850)245-0475. To request a rule development workshop, please contact: Cathy Schroeder, Agency Clerk, Department of Education, (850)245-9661 or email cathy.schroeder@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>.

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NOS.: RULE TITLES:

12D-13.001	Definitions
12D-13.002	When Taxes Are Due; Notice of Publication; Discounts if Taxes Are Paid Before Certain Times
12D-13.004	Interest on Delinquent Taxes
12D-13.005	Discounts and Interest on Taxes When Parcel is Subject to Value Adjustment Board Review
12D-13.0055	Distribution to Taxing Authorities of Proceeds from the Sale of Seized Tangible Personal Property, the Sale or Redemption of Tax Certificates, or Tax Deed Sales.
12D-13.006	Procedure for the Correction of Errors by the Tax Collector; Correcting Erroneous or Incomplete Personal Property Assessments; Tax Certificate Corrections
12D-13.007	Splits and Cutouts, Time for Requesting and Procedure
12D-13.008	Errors and Insolvencies List
12D-13.009	Refunds
12D-13.010	Destruction of Twenty-Year-Old Tax Receipts
12D-13.011	Lien of Taxes
12D-13.012	Payment of Taxes Prior to Platting
12D-13.013	Unpaid Taxes, Litigation, Sale of Tax Certificates or Issuance of Tax Warrants
12D-13.014	Penalties or Interest, Collection on Roll
12D-13.015	Printing and Posting of Tax Roll by Data Processing Methods, Delivery of Tax Roll to Tax Collector and Clerk of Court, Destruction of Tax Rolls, and Microfilm or Microfiching of Tax Rolls
12D-13.016	Procedure, Property Acquired by a Governmental Unit, Payment of Taxes, Escrow Account
12D-13.019	Collection of Interest or Penalties on Back Assessments

12D-13.020	Dishonored Checks Received for Payment of Taxes and Tax Certificates, Procedure		Notice; Instructions for Preparation and Mailing
12D-13.021	Computerized Mass Payment of Real Estate Taxes	12D-13.039	Tax Certificate Notice
12D-13.022	Installment Taxes: Form of Notice and Application for Alternative Payment of Property Taxes and Form of Notice to be Advertised	12D-13.040	Notice to Mortgagee of Real and Personal Property Taxes
12D-13.023	Installment Taxes: Distribution of Taxes and Interest, Schedule	12D-13.041	Notice of Delinquent Real Property Taxes to Owners of Subsurface Rights
12D-13.024	Installment Taxes: Tax Collector to Mail Applications	12D-13.042	Delinquent Personal Property Taxes, Warrants, Seizure, Fees of Tax Collectors; Attachment of Personal Property in Case of Removal
12D-13.025	Installment Taxes: Who May File an Application; Minimum Tax Bill	12D-13.044	Sale of Personal Property After Seizure
12D-13.026	Installment Taxes: Preparation and Mailing of Tax Notices	12D-13.045	Sale of Tax Certificates for Unpaid Taxes
12D-13.027	Installment Taxes: Filing of Applications, Payment Schedules, Delinquencies, Termination of Installment Plan	12D-13.0455	Electronic Issuance of Tax Certificates
12D-13.028	Homestead Tax Deferral - Definitions	12D-13.046	Taxation of Governmental Property Under Lease to Non-Governmental Lessee
12D-13.0283	Property Tax Deferral – Application; Tax Collector Responsibilities for Notification of Approval or Denial; Procedures for Undeferrred Tax.	12D-13.047	Collector Not to Sell Certificates on Certain Homestead Land
12D-13.0285	Property Tax Deferral – Procedures for Reporting the Current Value of All Outstanding Liens.	12D-13.048	Interest Rate on Tax Certificates
12D-13.0287	Property Tax Deferral – Appeal of Denied Tax Deferral and Imposed Penalties.	12D-13.050	Validity of Tax Certificates Sold on "Improvements Only" on Real Property Tax Rolls
12D-13.029	Homestead Tax Deferral - Sale of Deferred Payment Tax Certificates; Collection of Delinquent Undeferrred and Delinquent Deferred Taxes	12D-13.051	General Rules Governing Redemption, Purchase, or Transfer of Tax Certificates
12D-13.030	Homestead Tax Deferral - Adjustment of Current Year's Income	12D-13.052	Redemption or Purchase of Tax Certificates Belonging to the County
12D-13.031	Homestead Tax Deferral - Application; Approval; Income and Age Requirements; Outstanding Liens and Primary Mortgage	12D-13.053	Redemption of Tax Certificates Sold to Purchaser Other than County
12D-13.032	Homestead Tax Deferral - Payment of Tax	12D-13.054	Transfer of Tax Certificates Sold to Purchaser Other than County
12D-13.033	Homestead Tax Deferral - Notification to Tax Deferral Recipients	12D-13.055	Redemption of Property after Tax Deed Application
12D-13.034	Homestead Tax Deferral - Proof of Insurance	12D-13.056	List of Certificates Sold for Taxes
12D-13.035	Homestead Tax Deferral - Property Appraiser to Notify Tax Collector of Denial of Homestead Application	12D-13.057	Cancellation of Void Tax Certificates and Tax Deeds; Procedure; Return of Payments
12D-13.0355	Deferred Tax on Lands Subject to Development Right Conveyances and Conservation Restriction Covenants	12D-13.058	Cancellation of Tax Certificates, Suit by Holder
12D-13.036	Advertisement of Property with Delinquent Taxes	12D-13.059	Statute of Limitations on Tax Certificates and Tax Warrants
12D-13.037	Collection of Taxes by Mail; Minimum Tax Bill; Collection Prior to Certified Roll	12D-13.060	Application for Obtaining Tax Deed by Holder of Tax Certificate; Fees
12D-13.038	Notice of Ad Valorem Taxes and Non-Ad Valorem Assessments; Informational	12D-13.061	Minimum Standards for Ownership and Encumbrance Reports Made in Connection with Tax Deed Applications; Fees
		12D-13.062	Notices; Advertising, Mailing, Delivering and Posting of Notice of Tax Deed Sale
		12D-13.0625	Priority for Fee Owners of Subsurface Rights.
		12D-13.063	Sale at Public Auction
		12D-13.064	Lands Available for Taxes
		12D-13.065	Disbursement of Proceeds of Sale
		12D-13.066	Procedure, Tax Deed Corrections and Cancellations
		12D-13.067	Tax Collector's Certification, Murphy Act Lands

PURPOSE AND EFFECT: The purpose of holding a second rule development workshop for these proposed new, amended, and repealed rules is to provide the public an opportunity to provide suggestions and ask questions regarding the revised draft. Changes have been made to the draft that was discussed at the May 28, 2015 workshop based on comments received from interested parties. The purpose of these proposed rules is to 1) revise DOR's rule chapter 12D-13, F.A.C., to implement changes the Legislature adopted in Chapter 2007-339, Laws of Florida (section 7); Chapter 2008-194, Laws of Florida (section 3); Chapter 2009-204, Laws of Florida (section 13); Chapter 2011-107, Laws of Florida (sections 2 and 3); Chapter 2011-151, Laws of Florida (all sections); Chapter 2011-181, Laws of Florida (section 3); Chapter 2012-57, Laws of Florida (section 3); Chapter 2012-193, Laws of Florida (sections 8, 9, and 10); Chapter 2013-148, Laws of Florida (section 1); Chapter 2013-246, Laws of Florida (section 2); and Chapter 2014-211, Laws of Florida (sections 4, 5, 6, 7, and 8); 2) repeal rules that are redundant of statute, are no longer supported by statute, or are adequately addressed in statute; 3) modernize and streamline the procedures and forms property appraisers, tax collectors and clerks of court use to administer, enforce, and collect local property taxes and non-ad valorem assessments; and 4) make the language easier to read.

The effect of these proposed new, amended, and repealed rules is that taxpayers, property appraisers, tax collectors, and clerks of court will have updated, more efficient procedures for paying and collecting property taxes and non-ad valorem assessments. These proposed new, amended, and repealed rules will be posted on the Department's Internet web site at: <http://dor.myflorida.com/dor/property/legislation/rules/>

SUBJECT AREA TO BE ADDRESSED: The subject of these proposed new, amended, and repealed rules is the procedures that tax collectors and clerks of court use to collect and distribute ad valorem taxes and non-ad valorem assessments.

RULEMAKING AUTHORITY: 193.1145(9), 194.034(1), 195.022, 195.027(1), 197.3635, 213.06(1) FS.

LAW IMPLEMENTED: 28.24, 30.231, 95.051, 95.281, 119.041, 119.09, 125.411, 192.053, 193.072, 193.085, 193.092, 193.102, 193.114, 193.1145, 193.116, 193.122, 193.481, 193.501, 194.014, 194.034, 194.171, 194.192, 194.211, 195.002, 195.022, 195.027, 196.031, 196.075, 196.162, 196.199, 196.28, 196.29, 196.295, 197.102, 197.122, 197.123, 197.131, 197.152, 197.162, 197.172, 197.182, 197.192, 197.202, 197.212, 197.222, 197.2301, 197.2421, 197.2423, 197.2425, 197.243, 197.252, 197.2524, 197.253, 197.254, 197.262, 197.263, 197.301, 197.322, 197.323, 197.332, 197.333, 197.343, 197.344, 197.3632, 197.3635, 197.373, 197.374, 197.383, 197.402, 197.403, 197.412, 197.413, 197.414, 197.416, 197.417, 197.432, 197.4325, 197.433, 197.442, 197.443, 197.444, 197.446, 197.447, 197.462, 197.472, 197.473, 197.482, 197.492, 197.502, 197.512, 197.522, 197.532, 197.542, 197.552, 197.562, 197.573, 197.582, 197.593, 197.602, 219.07, 219.075, 253.82, 298.36, 298.365, 298.366, 298.465, 298.54, 627.7843, 704.06, 717.113, 717.117 FS.

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

DATE AND TIME: August 27, 2015, 10:00 a.m.

PLACE: Conference Room 1220, Building 2, Capital Circle office Complex, 2450 Shumard Oak Blvd., Tallahassee, Florida. The public can also participate in this workshop through our teleconference system using instructions that will be included with the agenda for this workshop. The agenda and supporting information for the workshop will be posted on the Department's Internet web site at: <http://dor.myflorida.com/dor/property/legislation/rules/>.

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: Mike Cotton, Senior Tax Specialist, Property Tax Oversight Program, telephone: (850)617-8870, email: CottonM@dor.state.fl.us If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Larry Green, Tax Law Specialist, Property Tax Oversight Program, Department of Revenue, 2450 Shumard Oak Boulevard, Tallahassee, Florida 32315-3000, telephone: (850)617-8871, email: greenlar@dor.state.fl.us

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

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.: RULE TITLE:

12D-16.002 Index to Forms

PURPOSE AND EFFECT: The purpose of holding a second rule development workshop for these proposed amendments to Rule 12D-16.002, F.A.C., is to provide the public an opportunity to provide suggestions and ask questions regarding the revised drafts. Changes have been made to the proposed form revisions that were discussed at the May 28, 2015 workshop based on comments received from interested parties. The purpose of the proposed amendments to Rule 12D-16.002, F.A.C., is to implement changes the Legislature adopted from 2007 through 2014 that affect the current forms. The proposed amendments also modernize and streamline the procedures and forms the property appraisers, tax collectors, and clerks of court use to administer, enforce, and collect local property taxes and non-ad valorem assessments. These proposed amendments adopt changes to forms DR-453, Notice of Tax Lien for Homestead Exemption and/or Limitation Exclusion; DR-453B, Notice of Tax Lien for Assessment of Escaped Taxes; DR-505, List of Errors, Insolvencies, Double Assessments, and Discounts; DR-506, Tax Deed; DR-506E, Escheatment Tax Deed; DR-509, Tax Sale Certificate (Continuous); DR-509D, Deferred Payment Tax Sale Certificate; DR-512, Notice to Tax Collector of Application for Tax Deed; DR-513, Tax Collector's Certification; DR-514, Notice of Sale of Tangible Personal Property for Delinquent Taxes; DR-517, Tax Collector's Warrant for Collecting Personal Property Taxes; DR-517L, Execution and Warrant for Collection of Delinquent Ad Valorem Leasehold Taxes; DR-518, Cut Out Request. These proposed amendments also repeal two forms: DR-507C, List of Certificates Sold for Taxes; and DR-517C, Warrant Register (Continuous).

The effect of these proposed amendments is to provide taxpayers and tax collectors with legally supported and more efficient procedures for paying and collecting property taxes and non-ad valorem assessments. These parties will have forms available that will comply with current law. These proposed amendments to this rule and the proposed revision to the forms will be posted on the Department's Internet web site at: <http://dor.myflorida.com/dor/property/legislation/rules/>.

SUBJECT AREA TO BE ADDRESSED: The subject of these proposed amended and repealed forms is the procedures that property appraisers, tax collectors, and clerks of court use to collect and distribute ad valorem taxes and non-ad valorem assessments and the forms that taxpayers can use to participate in the tax deed sale process.

RULEMAKING AUTHORITY: 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: 92.525, 95.18, 136.03, 192.001(18), 192.0105, 193.052, 193.077, 193.085, 193.092, 193.114, 193.122, 193.155, 193.1554, 193.1555, 193.1556, 193.461, 193.501, 193.503, 193.625, 193.703, 194.011, 194.032, 194.034, 194.035, 194.037, 195.002, 195.022, 195.087, 196.011, 196.015, 196.031, 196.075, 196.095, 196.101, 196.121, 196.141, 196.151, 196.173, 196.183, 196.193, 196.1961, 196.1983, 196.1995, 196.202, 196.24, 196.26, 197.182, 197.222, 197.2423, 197.2425, 197.3632, 197.3635, 197.414, 197.432, 197.472, 197.502, 197.512, 197.552, 200.065, 200.069, 213.05, 218.12, 218.125, 218.66, 218.67 FS.

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

DATE AND TIME: August 27, 2015, 10:00 a.m.

PLACE: Conference Room 1220, Building 2, Capital Circle Office Complex, 2450 Shumard Oak Blvd., Tallahassee, Florida. The public can also participate in this workshop through our teleconference system using instructions that will be included with the agenda for this workshop. The agenda and supporting information for the workshop will be posted on the Department's Internet web site at: <http://dor.myflorida.com/dor/property/legislation/rules/>.

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: Mike Cotton at (850)617-8870 or email: CottonM@dor.state.fl.us If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Larry Green, Tax Law Specialist, Property Tax Oversight Program, Department of Revenue, 2450 Shumard Oak Boulevard, Tallahassee, Florida 32315-3000, telephone: (850)617-8871, email: greenlar@dor.state.fl.us

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

COMMISSION ON ETHICS

RULE NOS.	:RULE TITLES:
34-8.002	General Rules for Filing the CE Form 6 - Full and Public Disclosure of Financial Interests
34-8.003	Persons Required to File Full and Public Disclosure
34-8.007	Choosing to File Copy of Income Tax Return
34-8.008	Final Filing Using the CE Form 6F
34-8.009	Amended Filing Using the CE Form 6X
34-8.011	Penalties for Late Filing
34-8.015	Appeal of Statutory Fines: Hearings, Unusual Circumstances
34-8.202	General Rules for Filing the CE Form 1 - Statement of Financial Interests
34-8.208	Final Filing Using the CE Form 1F
34-8.209	Amended Filing Using the CE Form 1X
34-8.210	Penalties for Late Filing
34-8.215	Appeal of Statutory Fines: Hearings, Unusual Circumstances

PURPOSE AND EFFECT: The purpose of the proposed amendment is to update and clarify the rules related to the forms adopted by reference in Chapter 34-8, F.A.C., to address changes required by law, and to clarify and re-adopt the forms and their instructions. Rule 34-8.002, F.A.C. is amended to update the filing year and to clarify that a candidate who files a CE Form 6 with a qualifying officer need not also file the form with a Supervisor of Elections or the Commission on Ethics. Rule 34-8.003, F.A.C. contains a deletion to clarify that judges are not required by law to file financial disclosure (requirement is imposed by the Code of Judicial Conduct) and substitutes "superintendents" of schools for "wardens" to reflect current usage. Rule 34-8.007, F.A.C. contains a deletion of "most recent" in order to clarify attachment of an income tax return to a CE Form 6. Rule 34-8.008, F.A.C. is amended to update the filing year. Rule 34-8.009, F.A.C. is amended to update the filing year and to

reflect a legislative change providing that amendments submitted on CE Form 6X prior to September 1 are treated as part of the original filing. Rule 34-8.011, F.A.C. is amended, reflecting a legislative change, to provide procedures for collecting automatic fines for failure to file CE Form 6 financial disclosure forms. Rule 34-8.015, F.A.C. is amended to clarify that the full Commission votes on orders as to waivers by CE Form 6 filers of appeals of financial disclosure fines. Rule 34-8.202, F.A.C. is amended to update the filing year and to clarify that a candidate who files a CE Form 1 with a qualifying officer need not also file with a Supervisor of Elections or the Commission on Ethics. Rule 34-8.208, F.A.C. is amended to update the filing year. Rule 34-8.209, F.A.C. is amended to update the filing year, to clarify that CE Form 1X may be used to correct either CE Form 1 or CE Form 1F, and to clarify that amendments on CE Form 1X received before September 1 are treated as part of the original filing. Rule 34-8.210, F.A.C. is amended, reflecting a legislative change, to provide procedures for collection of automatic fines for failure to file CE Form 1 financial disclosure. Rule 34-8.215, F.A.C. is amended to reflect that the full Commission votes on orders as to waivers of appeals of fines for failure to file CE Form 1 financial disclosure. All of the forms and instructions will reference the 2016 filing year. As a result of a legislative change, a signature line is being added to CE Form 1 and CE Form 1X for a filer to certify completion of ethics training. CE Form 1X is amended to add the option of correcting a CE Form 1F. CE Form 1 and CE Form 1F instructions are amended, as a result of a legislative change, to add board members of Career Source Florida and community redevelopment agencies to the list of appointees required to file CE Form 1. CE Form 6 and CE Form 6F instructions are amended to add "bridge authority" members to the list of officials required to file. CE Form 6 instructions are amended to reflect that CE Form 6 and its attachments are public records and, as such, are required by law to be posted on the Commission's website. CE Form 6X is amended to add the option of correcting a CE Form 6F.

SUBJECT AREA TO BE ADDRESSED: The subject area is financial disclosure.

RULEMAKING AUTHORITY: Art. II, Section 8, Fla. Const., 112.3144, 112.3147, 112.322(9) FS.

LAW IMPLEMENTED: Art. II, Section 8, Fla. Const., 112.3144, 112.3145, 112.322 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.

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: Lindsey Smith, Executive Secretary, Florida Commission on Ethics. 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: Betsy Daley, Senior Attorney, Florida Commission on Ethics
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

Section II Proposed Rules

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
1S-2.031 Recount Procedures

PURPOSE AND EFFECT: The amendments substantially rewrite the recount procedures to conform to statutory changes, simplify language, reorganize requirements, and clarify procedures.

SUMMARY: This rule will be amended to conform to statutory changes, simplify language, reorganize requirements, and clarify procedures.

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: Legislative ratification will not be required pursuant to Section 120.541(3), F.S. Based on a SERC checklist prepared by the agency, this rule will not have an adverse effect on businesses or private-sector economic growth, job-creation, employment or investment; nor will it increase regulatory costs in excess of the threshold mandating legislative ratification. No other statute requires legislative ratification for this rule.

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: 20.10(3), 97.012(1), 102.141, 102.166 FS.

LAW IMPLEMENTED: 102.141, 102.166 FS.

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

DATE AND TIME: Wednesday, September 2, 2015, 1:00 p.m.

PLACE: Room 307, R.A. Gray Building, 500 S. Bronough St., Tallahassee, FL 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Brandy Hedges at brandy.hedges@dos.myflorida.com or (850)245-6536. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lydia Strom, Assistant General Counsel, at Lydia.Strom@dos.myflorida.com or (850)245-6536

THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 1S-2.031 follows. See Florida Administrative Code for present text.

1S-2.031 Recount Procedures.

(1) Definitions. As used in this rule, the term:

(a) "Ballot text image" means an electronic text record of the content of a touchscreen ballot cast by a voter and recorded by the voting device.

(b) "Ballot text image report" means the printout of touchscreen ballot text images for each machine or precinct generated pursuant to paragraph (5)(e) of this rule.

(c) "Canvassing board" means the county canvassing board or the local board responsible for certifying the election results for the race undergoing a recount.

(d) "Hybrid voting system" means an electronic or electromechanical device by which a voter with disabilities interacts with an electronic visual display to produce a paper output that contains the contest titles and the voter's selections, and may also contain, but not be limited to, a

barcode or other machine-readable optical label containing the voter's selections. A hybrid voting system may be designed to read the vote targets or selections or the machine-readable optical label on the paper output.

(e) "Outstack" refers to the act of segregating, sorting or setting aside ballots either manually, digitally, or by a high-speed tabulator.

(f) "Overvote" means that the elector marks or designates more names than there are persons to be elected to an office or designates more than one answer to a ballot question and the tabulator records no vote for the office or question.

(g) "Overvote ballot" means a ballot with a recount race that has an overvote.

(h) "Race" means any contest for office (including judicial retention), ballot question, or other public measure.

(i) "Representative" refers to a person designated pursuant to paragraph (3)(b) of this rule.

(j) "Undervote" means that the elector does not properly designate any choice for an office or ballot question, and the tabulator records no vote for the office or question or that the elector designated less than the number of choices allowed for the office and the tabulator records those choices. This definition may be altered based upon the individual characteristics of each voting system and how the system accounts for blank ballots.

(k) "Undervote ballot" means a ballot with a recount race that has one or more undervotes.

(2) General applicability. This rule applies to recounts involving federal, statewide, multi-county, county, and municipal elections conducted using any county voting system. The following procedures apply to both machine and manual recounts:

(a) Presence of canvassing board. All three members of the canvassing board shall be present for the determination or decision to resolve a discrepancy during a recount; otherwise, at least two members of the canvassing board shall be present during all times a recount is being conducted. Any canvassing board determination or decision must be by majority vote.

(b) Security of ballots. The Supervisor of Elections shall ensure the security of the ballots at all times of a recount including recess and adjournment of the canvassing board.

(c) Timeliness. All recounts conducted pursuant to this rule must be completed in such a manner as to provide the canvassing board sufficient time to comply with the provisions of Section 102.112, F.S. After the completion of a recount, the results from the machine recount and manual recount shall be used to certify the second set of unofficial returns and official returns, respectively.

(d) Testing of tabulating equipment. The tabulating equipment being used in the recount must be tested pursuant to the provisions of Section 101.5612, F.S., and each time the election parameters are changed during a recount. The same test deck used for the election may be used for the recount. The canvassing board may, but is not required to, use the same tabulating equipment on which ballots were originally tabulated. If the test shows no error, the canvassing board shall proceed with the recount. If the test indicates an error, the canvassing board shall first correct the error, retest the equipment pursuant to Section 101.5612, F.S., and then proceed with the recount.

(e) Open to public. All procedures relating to recounts shall be open to the public.

(f) Location. Recounts shall be conducted in a room large enough to accommodate, as applicable, the necessary number of counting teams, the canvassing board members and representatives of each candidate, political party or political committee entitled to have representatives. Members of the public, including the media, shall be allowed to observe the recount from a separate area designated by the canvassing board. The area may be outside of the actual recount area but must still allow the observers to view the activities.

(g) Recording and minutes. The activities of the canvassing board in making determinations of ballots to be counted shall be recorded by either audio or audio/video tape. In addition, the minutes of a manual recount shall be made and approved by the canvassing board. All tapes and minutes are public record.

(3) Recount initiation, notice and representatives. The following procedures apply to both machine and manual recounts:

(a) Initiation of recount. A recount shall not begin until after the recount is ordered and notice has been provided as set forth in this section.

(b) Ordering of recount.

1. If the Secretary of State orders a machine or manual recount, the Division of Elections shall notify:

a. Each supervisor of elections within the county where the recount will occur.

b. The candidates in the race that is the subject of the recount.

c. The respective chairperson of the state executive committee of a political party if the party has a candidate who is entitled to one or more representatives pursuant to paragraph (3)(d)2.

d. The respective chairperson of the political committee in support of or in opposition to the ballot issue or judicial retention issue that is the subject of the recount.

e. The candidate or chairperson that they will have to contact the supervisor of elections in each county involved in the recount to find out the date, time, and location of the recount in that county.

2. If the canvassing board orders a machine or manual recount, the supervisor of elections or responsible officer of the municipality, as applicable, shall notify:

a. Each municipality whose race is the subject of the recount.

b. The candidates in the race that is the subject of the recount.

c. The respective chairperson of the county executive committee of a political party if the party has a candidate who is entitled to one or more representatives pursuant to paragraph (3)(d)2.

d. The respective chairperson of the political committee in support of or in opposition to the ballot issue or judicial retention issue that is the subject of the recount.

e. The candidate or chairperson of the date, time, and location of the recount and whether he or she is entitled to one or more representatives at the recount pursuant to paragraph (3)(d).

(c) Notice of recount.

1. The canvassing board shall publish advance public notice of any recount immediately after the recount is ordered or the notice may be published before a recount is ordered as a conditional notice that, if a recount is ordered, the recount will occur on a certain date, time, and location.

2. The notice shall be posted directly on the homepage of the county supervisor of elections' website or through a link to the notice on the supervisor's homepage.

3. The notice shall also be published in a newspaper of general circulation in the county or displayed in at least four conspicuous locations in the county including on the door of the public entrance to the building where the office of the supervisor of elections is housed. Any displayed notice must be accessible to the public 24 hours a day.

4. If the recount involves only a municipal election, the notice also shall be posted on the municipal clerk's website or through a link to the notice on the clerk's homepage, at the public entrance to the building where the city clerk's office is located, and in at least three other conspicuous locations in the municipality such as at a community center, public library, city park, and city hall

(d) Permissible representatives. The following persons or entities are entitled to have representatives present during a recount:

1. In a race for office including judicial retention, each candidate whose ultimate success or failure in the race could be adversely or favorably impacted by the recount is entitled to have:

a. One representative for the county canvassing board.

b. One additional representative per counting team during a manual recount.

2. In a partisan race that is the subject of a recount, each political party with a candidate whose ultimate success or failure in the race could be adversely or favorably impacted by the recount is entitled to have:

a. One representative for the canvassing board.

b. One additional representative per counting team during a manual recount.

3. In a recount race involving a ballot issue or judicial retention race, any political committee who registered before an election in specific support of or opposition to the ballot issue or a judicial retention race is entitled to have:

1. One representative for the county canvassing board.

2. One additional representative per counting team during a manual recount; however, if more than one registered committee supports or opposes an issue, only one representative per counting team is allowed for each side of a ballot issue, regardless of the number of committees in support of or in opposition to the ballot issue.

(e) Names of representatives to be provided. The persons or entities entitled to have representatives present during a recount must provide the names of their designated representatives in writing as soon as is practicable under the circumstances to the Supervisors of Election or the municipal clerk, whichever is applicable, before the recount begins. Failure to provide the names of their representatives shall negate the opportunity of the persons or entity to have the representative present during the recount, except on the same conditions as a member of the public.

(f) Review of law and procedures. The canvassing board, the members of the counting teams, and the representatives entitled to be present shall jointly review the rules and statutes governing recount procedures. Before a manual recount begins, the review shall also include the rules and statutes as to what constitutes a clear indication that the voter has made a definite choice.

(g) Public order. Representatives and observers must not interfere with or disturb the recount in any way, except a representative may object to a counting team's decision during a manual recount as provided in this rule. The canvassing board may by majority vote have any person or persons removed from the premises by a law enforcement officer charged with maintaining order at the recount if such person or persons interfere or disturb the recount process and the situation cannot be corrected.

(4) Machine Recounts.

(a) Initial requirements. Each canvassing board responsible for conducting a recount shall put each optical scan ballot through automatic tabulating equipment and determine whether the returns correctly reflect the votes cast. If any optical scan ballot has become physically damaged so that it cannot be properly counted in the recount by the automatic tabulating equipment, a true duplicate of the damaged ballot shall be made pursuant to Sections 101.5614(5) and 102.141(7), F.S. The following procedures shall apply to machine recounts:

(b) Optical scan ballots when only one race is being machine recounted.

1. The supervisor of elections shall change the election parameters so that all the ballots for the recounted race can be tabulated and all the ballots containing overvotes and undervotes in the recounted race can be outstacked from the other ballots. If a race involves a contest where a voter may properly vote for more than one candidate, the overvotes and undervotes must be manually counted if the voting system's election results report does not permit a determination of the number of overvotes and undervotes.

2. The canvassing board or its representatives shall then put each ballot through the tabulating equipment and determine the votes in the recounted race. For purposes of tabulating, the ballot is the page on which the race to be recounted appears. During this process, the ballot pages with the overvotes and undervotes in the recounted race must be outstacked.

3. The outstacked ballots shall be placed in a sealed container or containers until it is determined whether a manual recount will need to be conducted. Seal numbers shall be recorded at the time the ballots are placed in the containers.

4. If the percentage threshold for a manual recount in Section 102.166, F.S. is met, the canvassing board shall determine the total combined number of overvote and undervote ballots. If the race is a statewide or multicounty race, each canvassing board shall notify the Secretary of State of the total combined number of overvote and undervote ballots in the county for the affected race.

(c) Optical scan ballots for recount when more than one race is to be recounted and the voting system can outstack the overvotes and undervotes in more than one race at the same time.

1. The supervisor of elections shall change the election parameters so that all the ballots for the recounted race or races can be tabulated and all the ballots containing overvotes and undervotes in the recounted race or races can be outstacked from the other ballots. If a race involves a contest where a voter may properly vote for more than one candidate, the overvotes and undervotes must be manually counted if the voting system's election results report does not permit a determination of the number of overvotes and undervotes.

2. The canvassing board or its representatives shall then put each ballot through the tabulating equipment and determine the votes in the recounted race or races. For purposes of tabulating, the ballot is the page on which the race or races to be recounted appears. During this process, the ballot pages with the overvotes and undervotes in the recounted race or races should be outstacked.

3. The outstacked ballots shall be placed in a sealed container or containers until it is determined whether a manual recount will need to be conducted. Seal numbers shall be recorded at the time the ballots are placed in the containers.

4. If the percentage threshold for a manual recount in Section 102.166, F.S. is met, the canvassing board shall determine the total combined number of overvote and undervote ballots. If the race is a statewide or multicounty race, each canvassing board shall notify the Secretary of State of the total combined number of overvote and undervote ballots in the county for the affected race.

(d) Optical scan ballot when more than one race is being recounted and the voting system cannot outstack overvotes and undervotes in more than one race at a time.

1. The supervisor of elections shall change the election parameters so that all the ballots for the recounted races can be tabulated.

2. The canvassing board or its representatives shall put each ballot through the tabulating equipment and determine the votes in the affected races. For purposes of tabulating, the ballot is the page on which the races to be recounted appears. During this process, the ballot pages with the overvotes and undervotes in the recounted races shall be reported.

3. The canvassing board shall determine the total combined number of overvote and undervote ballots for each race. If the race is a statewide or multicounty race, each canvassing board shall notify the Secretary of State of the number of overvotes and undervotes in the county for the affected race.

(e) Touchscreen ballot machine recounts.

1. The supervisor of elections shall provide the canvassing board the votes directly from each of the machines where the affected race or races for each precinct and early voting site appeared on the ballot. The supervisor may obtain the votes from the machines before the convening of the canvassing board for the recount, but the reporting of the results shall be done at a canvassing board meeting.

2. The total number of the votes from the touchscreen ballots shall then be added to the total number of the votes from the optical scan ballots. That total shall then be compared to the total number of voters who signed in to vote at each precinct and early voting site.

3. If an error is detected, the cause therefore shall be ascertained and corrected. The corrected vote totals shall then be used as set forth in subparagraph 4, below.

4. The canvassing board shall verify that the total votes for the recounted race or races taken from the vote totals for each precinct and early voting site are the same as the total votes shown on the county totals from the first unofficial results. If there is a discrepancy, the canvassing board shall investigate and resolve the discrepancy.

(f) Machine recount of hybrid voting system's paper outputs. The procedures for a machine recount of the paper output from a hybrid voting system are identical to those as specified in subparagraphs (b), (c), and (d), above, as applicable. If the hybrid voting system's paper output is identical to the optical scan ballot mentioned in this paragraph, the paper output may be treated as an optical scan ballot for the recount.

(5) Manual Recount. In addition to the requirements in subsections (2) and (3), the following procedures apply to a manual recount:

(a) Review of ballots. Only the overvotes and undervotes from the machine recount shall be reviewed.

(b) Outstacking of overvotes and undervotes.

1. If the ballots were outstacked for either only one recounted race or for more than one recounted race during the machine recount, all ballots with overvotes and undervotes shall be transported to the location of the manual recount by two members of the canvassing board and a sworn law enforcement officer.

2. If the ballots were not outstacked for more than one recounted race during the machine recount, all ballots shall be transported to the location of the manual recount by two members of the canvassing board and a sworn law enforcement officer.

(c) Optical scan ballot manual recount when the ballots were outstacked only for one race during the machine recount.

1. The seal numbers on the containers shall be announced as they are broken and compared to the numbers previously recorded.

2. Each counting team shall review the ballots before them to determine if there is a clear indication that the voter has made a definite choice, according to standards set forth in law or adopted by rule as mandated in sections 102.166(4), and 101.6952(2), F.S.

3. Each counting team shall sort the ballots into the following stacks:

a. Votes for which the team determines the voter made a definite choice for each candidate or a stack of ballots that have allowable choices in that race;

b. Ballots which the counting team determines there is no clear indication that the voter made a definite choice for an office or ballot question; and

c. Ballots to be set aside for the canvassing board's determination because the team is unable to make such determination or a representative objects to the team's determination. Each ballot set aside because the team is unable to determine that there is a clear indication that the voter has made a definite choice must be placed in one or more envelopes designated for undetermined ballots or ballots for which there is an objection. The designated envelope may each contain one or more ballots at the canvassing board's discretion; however, the envelope or a separate paper contained in the envelope for each ballot therein must include the precinct number, why the team is unable to make the determination, and the names of the counting team's members. If a ballot is set aside because a representative objected to the counting team's decision, the envelope or the separate paper contained in the envelope for each ballot therein must include the precinct number, the names of the counting team's members, the counting team's initial determination, the reasoning behind the challenge and the name and representative capacity of the person bringing the challenge.

4. The counting team shall then count and record the votes from each candidate or issue stack or from the one stack that have allowable candidate choices in that race in subparagraph 3.

5. The canvassing board shall review each ballot set aside by a counting team and shall determine if there is a clear indication that the voter has made a definite choice, according to standards set forth in law or adopted by rule as mandated in Sections 102.166(4), and 101.6952(2), F.S.

6. The records of the manual recount shall detail the number of votes each candidate or issue choice received and the number of ballots not allocated to any candidate or issue choice.

7. The canvassing board shall re-examine the outstacked ballots for which a determination of a voter's choice could not be made. Based on that re-examination, the board shall notify the Division of Elections to determine if the standards for determining a voter's choice as set forth in law or adopted by rule as mandated in Sections 102.166(4), and 101.6952(2), F.S., should be revised to better determine the voter's choice on those outstacked ballots.

(d) Optical scan ballot manual recount for when the ballots for more than one race during the machine recount.

1. The election parameters shall be changed so that only the overvoted and the undervoted ballots for one recounted race will be outstacked.

2. All ballots previously outstacked pursuant to subparagraph (4)(c), the seal numbers on the containers shall be announced as they are broken and compared to the numbers previously recorded.

3. The tabulating equipment being used for the recount shall be tested as stated in paragraph (2)(d).

4. All ballots previously outstacked pursuant to subparagraph (4)(c) or not outstacked pursuant to subparagraph (4)(d) shall be put back through the tabulating equipment to outstack the ballots for the first manually recounted race.

5. Each counting team shall review the ballots before them to determine if there is a clear indication that the voter has made a definite choice, according to standards set forth in law or adopted by rule as mandated in Sections 102.166(4), and 101.6952(2), F.S.

6. Each counting team shall sort the ballots into the following stacks:

a. Votes for which the team determines the voter made a definite choice for each candidate or issue choice or a stack of ballots that have allowable choices in that race;

b. Ballots which the counting team determines there is no clear indication that the voter made a definite choice for an office or ballot question; and

c. Ballots to be set aside for the canvassing board's determination because the team is unable to make such determination or a representative objects to the team's determination. Each ballot set aside because the team is unable to determine that there is a clear indication that the voter has made a definite choice must be placed in one or more envelopes designated for undetermined ballots or ballots for which there is an objection. The designated envelope may each contain one or more ballots at the canvassing board's discretion; however, the envelope or a separate paper contained in the envelope for each ballot therein must include

the precinct number, why the team is unable to make the determination, and the names of the counting team's members. If a ballot is set aside because a representative objected to the counting team's decision, the envelope or the separate paper contained in the envelope for each ballot therein must include the precinct number, the names of the counting team's members, the counting team's initial determination, the reasoning behind the challenge and the name and representative capacity of the person bringing the challenge.

7. The counting team shall then count and record the votes from each candidate or issue stack or from the one stack that have allowable candidate choices in that race in subparagraph 4.

8. The canvassing board shall review each ballot set aside by a counting team and shall determine if there is a clear indication that the voter has made a definite choice, according to standards set forth in law or adopted by rule as mandated in sections 102.166(4), and 101.6952(2), F.S.

9. The records of the manual recount shall detail the number of votes each candidate or issue choice received and the number of ballots not allocated to any candidate or issue choice.

10. If there is another race to be manually recounted, following the first manual recount:

a. The canvassing board or its representatives shall stamp or make an identifying mark or color next to the ballot title (in an area that will not interfere with the counting of the ballot) on each sorted ballot from the first manual recount to indicate that the ballot was manually recounted for a particular race.

b. The outstacked ballots from the first manually recounted race will be combined with the other outstacked ballots.

c. The election parameters shall be changed to outstack the overvoted and the undervoted ballots for the next manually recounted race.

d. All previously outstacked ballots shall be put back through the tabulating equipment to sort the ballots for the next manually recounted race.

e. The procedures set forth in subparagraphs (d)4.-9., above, shall be repeated for each subsequent race subject to a manual recount.

11. The canvassing board shall re-examine the outstacked ballots for which a determination of a voter's choice could not be made. Based on that re-examination, the board shall notify the Division of Elections to determine if the standards for determining a voter's choice as set forth in law or adopted by rule as mandated in Sections 102.166(4), and 101.6952(2), F.S., should be revised to better determine the voter's choice on those outstacked ballots.

(e) Touchscreen ballot manual recounts.

1. The canvassing board shall apply the following standards to determine whether there is a clear indication on the ballot text image report that the voter has made a definite choice to overvote or undervote:

a. A definite choice not to cast an overvote is clearly indicated either by the presence on the ballot text image of a selection in the race or issue, or of an indication of an undervote in the manner prescribed by subparagraph b. Since touchscreen voting systems do not permit a voter to cast an overvote, the canvassing board shall accept the machine recount as conclusive that no overvotes were cast in the manually recounted race.

b. A definite choice to undervote is clearly indicated by reference to the manufacturer's specifications for what constitutes a clear indication of an undervote on its certified voting system. The following represents the manufacturer indicated markings of an undervote for each respective certified voting system:

(i) iVotronic DRE touchscreen's ballot image is a clear indication of each voter's textual selections as indicated by its RECORD OF VOTE. The record of vote is a candidate code along with its content in each contest within the voter's ballot style. The content is either the candidate's name, a question's YES or NO response, a WRITE-IN where applicable, or an UNDERVOTE. At the end of each DRE's ballot image is a list of precinct totals by candidate code and the total voter ballot images.

(ii) AVC EDGE DRE touchscreen's ballot image is a clear indication that the voter made a definite choice to undervote by the absence on the ballot image of any numeric codes designated for the candidates or choices for the affected race or issue, or by the presence on the ballot image of less than the maximum number of numeric codes that may be present for any affected race in which the voter is permitted to select more than one candidate.

(iii) AccuVote TSx DRE touchscreen's ballot image is a representative ballot with a clear indication that the voter made a definite choice to undervote by the absence of an "X" within the brackets ([]) located next to the candidates or choices for the affected race or issue, or by the presence on the ballot image of Xs within the brackets located next to the candidates for the affected race which total a number less than the number of candidates for which the voter is permitted to cast a vote.

c. If a voter marks fewer candidates than there are positions to be elected for those offices, the votes for all of those marked candidates shall count. For example, if the voter is allowed to vote for 5 candidates in a special district election ("Vote for up to 5") and the voter marks 2 candidates, the votes for those two marked candidates shall count.

2. The following specific procedures apply to the manual recount of undervotes:

a. The canvassing board shall order the printing of one official copy of the ballot text image report from each touchscreen voting machine that has recorded undervotes for the affected race. If the certified system does not permit the printing of a ballot text image report by touchscreen voting machine, then the canvassing board shall order the printing of the ballot text image report for each precinct and early voting site that has recorded undervotes for the affected race. If the certified voting system is capable of electronically sorting and identifying undervotes, the canvassing board must order the printing of the ballot text image report using such capabilities. The county supervisor of elections shall maintain a custody log for each ballot text image report and otherwise assure that the ballot text image report remains secure and free of tampering at all times.

b. The counting teams for the race being recounted shall examine the ballot text image report to identify and highlight ballot text images containing undervotes for the affected race and to determine if there is a clear indication on the ballot text image containing the undervote that the voter made a definite choice. A certified voting system that includes a means for electronically sorting and identifying undervotes must be used to identify and highlight ballot text images with undervotes in place of the counting team process.

c. If a representative objects to a counting team's decision, the names of the counting team's members, the counting team's initial determination, basis for the objection, and name and representative capacity of the person making the objection shall be attached to the ballot text image report. An objection must be based solely on departures from the procedures outlined in this rule for determining the clear indication on the ballot that the voter has made a definite choice to undervote.

d. The canvassing board must resolve all objections pursuant to this subsection. If the canvassing board determines that the counting team departed from the procedures outlined in this rule for determining the clear indication on the ballot that the voter has made a definite choice to undervote, then the canvassing board shall correct such departure by applying the applicable standard.

e. The counting teams shall maintain a running tally of the number of undervotes totaled per touchscreen voting machine in each precinct. After a review of ballot text image reports containing undervotes from the voting machine or the precinct, the counting team shall tabulate the total number of undervotes for such precinct. The counting teams shall compare the total number of undervotes manually recounted for each precinct to the total number of undervotes reported by the voting system in the complete canvass report for each precinct.

f. If the comparison of the undervotes in the manual recount matches the total number of undervotes reported for such precinct in the complete canvass report, then the counting team shall certify the results of the manual recount to the canvassing board. If there is a discrepancy between the number of undervotes in the manual recount and the machine recount, then the counting teams shall total the number of undervotes for such precinct up to two additional times to resolve such discrepancy. If, after re-tabulating the number of undervotes for each such precinct, the discrepancy remains, then the canvassing board shall investigate and resolve the discrepancy with respect only to such precinct. In resolving the discrepancy, the canvassing board shall review the records produced by the voting system and may request the verification of the tabulation software as provided in Section 102.141(6)(b), F.S., and conduct any necessary diagnostic examinations. However the canvassing board shall not order or conduct any diagnostic examination that may result in the clearing of any vote total or in any way affecting the memory of the machine.

g. The canvassing board shall then certify the number of votes for each candidate or issue choice by combining the totals on the machine during the sorting process with the totals of the manual recount.

(f) Manual recount of hybrid voting system's paper outputs. The procedures for a manual recount of the paper output from a hybrid voting system are identical to those specified in subparagraphs (b), (c), and (d), above, as applicable. If the hybrid voting system's paper output is identical to the optical scan ballot mentioned in this paragraph, the paper output may be treated as an optical scan ballot for the recount.

(6) Unexpected circumstances. If issues or circumstances arise involving a recount or its procedures which neither this rule nor any other law or rule covers, the canvassing board will decide the issue by a majority vote.

Rulemaking Specific Authority 20.10(3), 97.012(1), 102.141, 102.166(5) FS. Law Implemented 102.141, 102.166 FS. History—New 5-30-02, Amended 4-13-04, 11-3-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Lydia Strom

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kenneth W. Detzner

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 19, 2015

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:

1S-2.035 Polling Place Accessibility Survey

PURPOSE AND EFFECT: The purpose and effect of this repeal is to avoid unnecessary repetition with section 101.715, Fla. Stat. and the Federal ADA Polling Place Survey Checklist.

SUMMARY: To avoid repetition with federal law and Section 101.715, Fla. Stat.

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: Legislative ratification will not be required pursuant to Section 120.541(3), F.S. Based on a SERC checklist prepared by the agency, this rule will not have an adverse effect on businesses or private-sector economic growth, job-creation, employment or investment; nor will it increase regulatory costs in excess of the threshold mandating legislative ratification. No other statute requires legislative ratification for this rule.

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: 101.715 FS.
LAW IMPLEMENTED: 101.715 FS.

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

DATE AND TIME: September 2, 2015, 2:00 p.m.
 PLACE: Room 307, R.A. Gray Building, 500 S. Bronough St., Tallahassee, FL 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Brandy Hedges at brandy.hedges@dos.myflorida.com or (850)245-6536. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lydia Strom, Assistant General Counsel, at Lydia.Strom@dos.myflorida.com or (850)245-6536

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.035 Polling Place Accessibility Survey.

Rulemaking Specific Authority 101.715 FS. Law Implemented 101.715 FS. History –New 3-9-03, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lydia Strom

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kenneth W. Detzner

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 31, 2015

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE NO.: 60Y-2.007
 RULE TITLE: Public Information and Inspection and Copying of Documents

PURPOSE AND EFFECT: The proposed rule amendment seeks to delete outdated and incorrect information from the rule while clarifying and updating other phrases within the rule.

SUMMARY: The rule chapter language is amended to delete any requirement that a person requesting public records must make a written request, in accordance with Section 119.07, F.S. Additionally, all outdated charges for copies of public records is deleted, while designating that the Commission only accepts payment by check, money order, or Journal Transfer. Finally, the location of the Commission's final orders online is updated. All of Section 119.07, F.S. applies to this rule, and Section 760.10(14), F.S. does not exist, therefore, the law implemented section is updated to include Section 760.11(12), F.S. instead.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule amendment is to a procedural rule and will have no economic impact and, therefore, will not require ratification. There are no applicable federal standards that relate to Rule 60Y-2.007, F.A.C.

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: 760.06(12) FS.

LAW IMPLEMENTED: 119.07, 120.54, 760.06, 760.11(12) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cheyanne Costilla, General Counsel, Florida Commission on Human Relations, 4075 Esplanade Way, Suite 110, Tallahassee, FL 32399-7020

THE FULL TEXT OF THE PROPOSED RULE IS:

60Y-2.007 Public Information and Inspection and Copying of Documents.

(1) All public records within the meaning of Chapter 119, F.S., and not otherwise restricted by law, are available for personal inspection and copying by any person ~~may be inspected upon approval of a written request. Any written request must specifically identify the requested material.~~ Requests for information may be directed to the Commission's Records Management Liaison Officer (RMLO) Office of Customer Service.

(2) All complaints filed pursuant to Rule 60Y-5.001, F.A.C., and all related records and documents in the custody of the Commission which relate to and identify a person shall be confidential, unless the record or document is made part of the record of any hearing or court proceeding. Access to confidential records and documents, by the parties to a complaint or proceeding, is provided in subsections ~~60Y-5.001(9), 60Y-5.003(9) and 60Y-5.004(6)(7),~~ F.A.C.

(3) Copies of public records maintained by the Commission are available on the following basis:

~~(a) Two dollars (\$2.00) per instrument for preparation and transmittal of original records on appeal with no charge for postage or certification;~~

~~(b) One dollar (\$1.00) for the first page copied and certified from a Commission file; fifteen cents (\$0.15) per page for any additional page from the same file;~~

~~(a)(e)~~ Actual postage costs are charged for mailing copies other than original records on appeal; provided that no charge will be made for mailing one ounce by first class mail;

~~(b)(d)~~ Transcripts of Commission proceedings may be obtained by independent contract of a court reporter at the ordering party's expense;

~~(c)(e)~~ Payment must be made in advance by ~~cash~~, check or money order made payable to the Florida Commission on Human Relations; state agencies may pay by Journal Transfer; and

~~(d)(e)~~ The Commission's final Commission orders are available for viewing on the Commission's website, <http://fchr.state.fl.us>, and the website of the Division of Administrative Hearings, www.doah.state.fl.us and subject matter indices thereto are published by Florida Administrative Law Reports and by The Florida Bar, Labor and Employment Law Section.

Rulemaking Specific Authority 760.06(132) FS. Law Implemented 119.07(1)(a), 120.54, 760.06, 760.101(142) FS. History--New 11-2-78, Amended 2-10-80, 8-12-85, Formerly 22T-6.07, Amended 4-20-87, Formerly 22T-6.007, Amended 12-31-03, xx-xx-xx.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cheyanne Costilla

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michelle Wilson

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 5, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 10, 2015

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics

RULE NO.: RULE TITLE:

61N-1.012 Records of Drugs, Cosmetics and Devices

PURPOSE AND EFFECT: The Division proposes the rule amendment to specify record keeping requirements.

SUMMARY: The proposed amendment sets forth the records which must be created and maintained by entities in Florida engaging in the possession of limited quantities of prescription drugs, obtained from non-Florida licensed sources, for the purpose of research and development.

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

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

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

RULEMAKING AUTHORITY: 499.05, 499.0121 FS.

LAW IMPLEMENTED: 499.01, 499.012, 499.0121, 499.01212, 499.028, 499.04, 499.041, 499.05, 499.051, 499.052, 499.06, 499.066, 499.067 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dinah Greene, Operations Review Specialist, Division of Drugs, Devices and Cosmetics, Department of Business and Professional Regulation, 1940 North Monroe Street Suite 26A, Tallahassee, Florida 32399-1047, (850)717-1802, Dinah.Greene@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61N-1.012 Records of Drugs, Cosmetics and Devices.
(1) through (16) No change.

(17) For purposes of prescription drugs obtained in "limited quantities" for research and development ("R&D") purposes under Section 499.01(3) and (4)(b), F.S. and Rule 61N-1.001(2)(n), F.A.C., the records required pursuant to Section 499.0121(6), F.S., must identify the R&D requirements, acquisition schedule and use of each drug acquired relative to anticipated and ongoing R&D activities. These records must be created in advance of or within 30 calendar days of the particular R&D activities, and are subject to inspection under 499.051, F.S. Non-clinical/pre-clinical R&D quantities must be updated annually, and clinical quantities must be updated semiannually. The researcher must maintain all other records required under Chapter 499, including, without limitations, Section 499.01(3) or (4)(b), and applicable federal laws.

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

NAME OF PERSON ORIGINATING PROPOSED RULE:
Reginald D. Dixon, Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 31, 2015
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 17, 2013

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-14.064 College Credit Dual Enrollment

NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 41 No. 147, July 30, 2015 Florida Administrative Register has been continued from August 26, 2015 to September 21, 2015.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

NONE

Section VI
Notice of Meetings, Workshops and Public Hearings

EXECUTIVE OFFICE OF THE GOVERNOR

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

- State Board of Administration
- Division of Bond Finance
- Financial Services Commission
- Office of Insurance Regulation
- Office of Financial Regulation
- Department of Veterans' Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement
- Department of Revenue
- Administration Commission
- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

DATE AND TIME: August 25, 2015, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular scheduled meeting of the Governor and Cabinet to act on all executive branch matters provided by law and to act on any agendas submitted for their consideration. The Governor and Cabinet will proceed through each agenda, item by item.

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; reports on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968.

The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to; matters relating to rulemaking for all activities of the Office of Insurance Regulation concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and matters related to rulemaking for all activities of the Office of Financial Regulation relating to the regulation of banks, credit unions, other financial institutions, finance companies, retail installment sales providers, title loan lenders, collection agencies, mortgage brokers, mortgage lenders, certified capital companies, money services businesses, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, administrative procedure matters, and consideration of other matters within its authority.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to various statutes including Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters for which it is responsible pursuant to law (including duties pursuant to Title 18 of the Florida Statutes and Title 18 of the Florida Administrative Code) and that are duly presented on its agenda, which may include such matters as aquacultural issues as presented by the Division of Aquaculture in the Department of Agriculture and Consumer Services; mineral leases or sales; state or sovereign land leases, sales, exchanges, dedications, and easements; conservation and preservation lands and other land purchases; land planning matters and other matters within its authority.

The Department of Environmental Protection will present for consideration those matters required by law to be reviewed by the Governor and Cabinet, sitting as the Siting Board, which may include, but are not limited to siting of power plants and electric and natural gas transmission lines.

A copy of any of the above agendas submitted to the Governor and Cabinet for this meeting may be obtained by viewing the website of the Governor and Cabinet at <http://www.myflorida.com/myflorida/cabinet/> or by contacting each individual agency.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to provide at least 48 hours' notification before the meeting by contacting the Governor's Cabinet Affairs Office, (850)488-5152.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee.

SPACE FLORIDA

Space Florida announces a public meeting to which all persons are invited.

DATE AND TIME: August 19, 2015, 2:30 p.m. – 4:30 p.m., ET

PLACE: Sawgrass Marriott Golf Resort & Spa, Ponte Vedra Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Space Florida Board of Directors meeting.

A copy of the agenda may be obtained by contacting: Emma Newsham at enewsham@spaceflorida.gov, (321)730-5301, ext. 231.

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: Emma Newsham at enewsham@spaceflorida.gov, (321)730-5301, ext. 231. 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: Emma Newsham, enewsham@spaceflorida.gov, (321)730-5301, ext. 231.

DEPARTMENT OF MANAGEMENT SERVICES

State Retirement Commission

The State Retirement Commission announces a hearing to which all persons are invited.

DATE AND TIME: August 24, 2015, 9:00 a.m.; August 25, 2015, 9:00 a.m.

PLACE: The Embassy Suites Tampa Downtown - Convention Center, 513 South Florida Avenue, Tampa, Florida 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Ste. 160, Tallahassee, Florida 32399-0950, (850)487-2410.

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 15 days before the workshop/meeting by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Ste. 160, Tallahassee, Florida 32399-0950, (850)487-2410. 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: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Ste. 160, Tallahassee, Florida 32399-0950, (850)487-2410.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers' Board

The Florida Barbers' Board announces a public meeting to which all persons are invited.

DATE AND TIME: November 2, 2015, 9:00 a.m.

PLACE: Hilton Sandestin Beach Resort, 4000 Sandestin Boulevard South, Destin, Florida 32550, (850)267-9600

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General board business.

A copy of the agenda may be obtained by contacting: Florida Barbers' Board, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Florida Barbers' Board, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Barbers' Board, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Bureau of Emergency Medical Oversight/Injury Prevention Section announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 17, 2015, 10:00 a.m. – 11:00 a.m., Eastern Time

PLACE: Bureau of Emergency Medical Oversight/Injury Prevention Section, 4042 Bald Cypress Way, Second Floor, Tallahassee, Florida 32399, conference call: United States toll-free: 1(888)670-3525, access code: 6082454114

GENERAL SUBJECT MATTER TO BE CONSIDERED: News from PREVCON Conference, renewal of mini grants RFA, upcoming shipment of distracted driving prevention materials and Safe Kids coalition updates.

A copy of the agenda may be obtained by contacting: Mary Crew, mary.crew@flhealth.gov, (850)245-4982.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support The Bureau of Emergency Medical Oversight/Injury Prevention Section announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, August 18, 2015, 2:00 p.m. – 3:00 p.m., Eastern Time

PLACE: Bureau of Emergency Medical Oversight/Injury Prevention Section, 4042 Bald Cypress Way, Second Floor, Tallahassee, Florida 32399, conference call: United States toll-free: 1(888)670-3525, access code: 6082454114

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Injury Prevention Section as it looks now, renewal of the mini grants RFA, upcoming shipment of distracted driving prevention materials, recruitment of new team members, where do we go from here: discussion of policy focus.

A copy of the agenda may be obtained by contacting: Mary Crew, mary.crew@flhealth.gov, (850)245-4982.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NOS.:RULE TITLES:

- 65C-43.001 Initial Screening Instrument
- 65C-43.002 Reporting
- 65C-43.003 Criteria for Certification of Safe Foster Homes and Safe Houses
- 65C-43.004 Training for Foster Parents of Safe Foster Homes and Staff of Safe Houses
- 65C-43.005 Specialized Training in Serving Sexually Exploited Children
- 65C-43.006 Administrative Actions

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

DATE AND TIME: August 25, 2015, 9:00 a.m. – 11:00 a.m.

PLACE: In person: Department of Children and Families, 1317 Winewood Blvd., Building 1, Room 132, Tallahassee, FL 32399; by conference call: 1(888)670-3525, participant code: 3126149586#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public hearing to discuss proposed rule 65C-43, Placement and Services for Sexually Exploited Children.

A copy of the agenda may be obtained by contacting: Jodi Abramowitz, (850)717-4189, Jodi.Abramowitz@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jodi Abramowitz, (850)717-4189, Jodi.Abramowitz@myflfamilies.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).

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: Thursday, October 1, 2015, 2:00 p.m.

PLACE: Rick Seltzer Conference Room, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Review Committee meeting will be to discuss the responses received from qualified Offerors in response to RFQ 2015-05 for Technical Assistance Providers for the Predevelopment Loan Program, Demonstration Loans and Other Florida Housing Programs, answer any questions the Review Committee may have regarding the Qualifications, give the scores, and submit a recommendation to Florida Housing’s Board of Directors.

A copy of the agenda may be obtained by contacting: Jenny Marshall, (850)488-4197 or Jenny.Marshall@floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jenny Marshall at Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: Monday, September 21, 2015, 10:00 a.m.; Thursday, September 24, 2015, 3:00 p.m.

PLACE: Rick Seltzer Conference Room, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The first Review Committee meeting will be to discuss the proposals received from qualified Respondents for Special Counsel services and to answer any questions the review committee may have regarding the proposals submitted in response to Florida Housing Finance Corporation's RFQ 2015-04. The second Review Committee meeting will be to give the scores, rank the proposals and submit a recommendation to Florida Housing's Board of Directors.

A copy of the agenda may be obtained by contacting: Jenny Marshall, (850)488-4197 or Jenny.Marshall@floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jenny Marshall at Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If 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 FINANCIAL SERVICES

OIR – Insurance Regulation

The Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: August 25, 2015, 9:00 a.m.

PLACE: Senate Office Building, Room 401, Florida State Capitol, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Citizens Property Insurance Corporation ("Citizens") has requested statewide average rate changes for Coastal Account ("CA"), Commercial Lines Account ("CLA") and the Personal Lines Account ("PLA"). These accounts include, but are not limited to: commercial property, homeowners, mobile home, and dwelling/fire. The below chart identifies the proposed rate changes that have already been filed with the Office:

- 15-15843: +1.3% to Homeowners Multi-Peril (PLA)
- 15-15848: +9.0% to Homeowners Multi-Peril Wind Only (CA)
- 15-16013: +9.5% to Property/Personal (Dwelling Fire) Wind Only (CA)
- 15-16016: -0.9% to Property/Personal (Dwelling Fire) (PLA)
- 15-16391: +10.4% to Mobile Home Multi-Peril Wind Only (CA)
- 15-16392: -5.3% to Mobile Home Multi-Peril (PLA)
- 15-16470: -4.1% to Mobile Home Physical Damage (PLA)
- 15-16471: +9.8% to Mobile Home Physical Damage (CA)
- 15-17008: +5.2% to Commercial Property Residential Multi-Peril (Ex. Condo Association) (CLA)
- 15-17009: +5.0% to Commercial Property Residential Multi-Peril Condo Association (CLA)

(There are no proposed rate changes for sinkhole coverage. Additional filings received prior to the hearing may be discussed.)

The effective date for the Coastal Account ("CA"), Commercial Lines Account ("CLA") and Personal Lines Account ("PLA") is February 1, 2016, for new and renewal business.

An agenda listing the rate filings subject to this hearing will be posted on the Office's website at <http://www.floir.com>.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from the insurer as well as interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to the Office of Insurance Regulation at ratehearings@floir.com; the subject line of your e-mail should read "Citizens."

Any comments or concerns not addressed at the public hearing may be forwarded to ratehearings@floir.com; the subject line of your e-mail should read "Citizens." The record will be open for public comment until September 1, 2015, for all filings.

A copy of the agenda may be obtained by contacting: Lacy End-Of-Horn, Esquire, (850)413-4292 or Gloria Merritt, (850)413-5356.

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: Gloria Merritt at (850)413-5356 or gloria.merritt@flair.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: Lacy End-Of-Horn, Esquire, (850)413-4292 or Gloria Merritt, (850)413-5356.

FLORIDA COMMISSION ON ACCESS TO CIVIL JUSTICE

The Florida Commission on Access to Civil Justice; Continuum Subcommittee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, August 18, 2015, 12:00 Noon Eastern Time

PLACE: Dial 1(888)376-5050, enter participant pin 6755005576#

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The agenda focuses on discussing the scope of the Florida Commission on Access to Civil Justice Funding Subcommittee's charge as well as a general overview and discussion of funding issues related to access to civil justice.

A copy of the agenda may be obtained by contacting: Francisco-Javier Digon-Greer at 1(800)342-8060, ext. 5793, or email flaccessjustice@flabar.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Francisco-Javier Digon-Greer at 1(800)342-8060, ext. 5793, or email flaccessjustice@flabar.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The FWCJUA Rates & Forms Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 26, 2015, 12:00 Noon, Eastern Time

PLACE: Contact Kathy Coyne at (941)378-7408 to participate in the teleconference meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include a legislative update; 2016 premium level indication; actuarial services engagement; Subplan D; Operations Manual; and review of rates, rating plans & policy forms and associated matters to include application forms.

A copy of the agenda may be obtained by contacting Kathy Coyne or www.fwcjua.com.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The FWCJUA Operations Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 27, 2015, 2:00 p.m., Eastern Time

PLACE: Contact Kathy Coyne at (941)378-7408 to participate in the teleconference meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Agenda topics may include the preliminary 2016 Business Plan & Forecast, Travelers' performance audit, disaster recovery matters, and report on operations.

A copy of the agenda may be obtained by contacting: Kathy Coyne or www.fwcjua.com.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The FWCJUA Reinsurance Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 28, 2015, 11:00 a.m., Eastern Time

PLACE: Contact Kathy Coyne at (941)378-7408 to participate in the teleconference meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Agenda topics may include the 2016 reinsurance goals & market strategy, reinsurer intermediary engagement, reinsurer ratings, and commutation matters.

A copy of the agenda may be obtained by contacting: Kathy Coyne or www.fwcjua.com.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Steven A. Weinberg, Esq., In Re: Cristelle Condominium Association of Broward County, Inc., Docket No. 2015034455, filed on August 5, 2015. The petition seeks the agency’s opinion as to the applicability of Section 718.113, Florida Statutes, as it applies to the petitioner.

Whether the replacement of the wallpaper with textured paint and the carpeting with terracotta marble are material alterations of, or substantial additions to, the common elements under Section 718.113, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rikki Anderson, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217, (850)717-1415, Rikki.Anderson@myfloridalicense.com.

Please refer all comments to: Robin E. Smith, Senior Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of Accounting and Auditing, Bureau of Unclaimed Property (the “Department”), has received the petition for declaratory statement from Aspen Exchange, Inc., d/b/a Harris Eckland Associates, Inc. on August 3, 2015. The petition seeks the agency’s opinion as to the applicability of (1) the Department’s definition or understanding of the word “established” as used in Section 717.1241, Florida Statutes; (2) the Department’s definition or understanding of the phrase “is complete or made complete” as used in Section 717.1241, Florida Statutes; (3) the Department’s understanding of notifying claim purchasers of their APA rights where a claim purchaser and former owner both file claims and the Department intends to disburse to the former owner; and (4) the Department’s definition or understanding of the phrase “when entitlement to the unclaimed property has been established” as used in Section 717.1241, Florida Statutes, as it applies to the petitioner.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Dustin William Metz, Assistant General Counsel, Division of Legal Services, 612 Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, (850)413-3110, email: dustin.metz@myfloridacfo.com. Please refer all comments to: Dustin William Metz.

Responses, motions to intervene, or requests for an agency hearing pursuant to Section 120.57(2), Florida Statutes, must be filed within 21 days of this Notice.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI Notices Regarding Bids, Proposals and Purchasing

FLORIDA HOUSING FINANCE CORPORATION

Request for Proposals 2015-02, Enterprise Payroll/Human
Resources System

The Florida Housing Finance Corporation invites all qualified Respondents to submit proposals for consideration in accordance with the terms and conditions set forth in this Request for Proposals (RFP) 2015-02, relating to a Human Resources/Payroll System. Florida Housing expects to select one Respondent that proposes to provide these services as specified in this Request for Proposal.

Proposals shall be accepted until 2:00 p.m. (Eastern Time), September 3, 2015, to the attention of Contracts Manager, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

For questions or additional information, please contact: Jenny Marshall at (850)488-4197 or Jenny.Marshall@floridahousing.org. To obtain a copy of the Request for Proposals, which outlines selection criteria and applicant's responsibilities, please submit your request to the attention of Jenny Marshall, or you can download the Request for Proposals from the Florida Housing Finance Corporation website at: <http://www.floridahousing.org/BusinessAndLegal/Solicitations/RequestForProposals>. Any modifications that occur to the Request for Proposals will be posted at the website and may result in an extension of the deadline.

FLORIDA HOUSING FINANCE CORPORATION

Request for Qualifications 2015-04, Special Counsel Services

The Florida Housing Finance Corporation invites all qualified Respondents to submit proposals for consideration in accordance with the terms and conditions set forth in this Request for Qualifications (RFQ) 2015-04, relating to Special Counsel services. Florida Housing expects to select multiple Respondents that propose to provide these services as specified in this RFQ.

Responses shall be accepted until 2:00 p.m. (Eastern Time), September 9, 2015, to the attention of Contracts Manager, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

For questions or additional information, please contact: Jenny Marshall at (850)488-4197 or Jenny.Marshall@floridahousing.org. To obtain a copy of the Request for Qualifications, which outlines selection criteria and applicant's responsibilities, please submit your request to the attention of Jenny Marshall, or you can download the Request for Qualifications from the Florida Housing Finance Corporation website at: <http://www.floridahousing.org/BusinessAndLegal/Solicitations/RequestForQualifications>. Any modifications that occur to the Request for Qualifications will be posted at the website and may result in an extension of the deadline.

FLORIDA HOUSING FINANCE CORPORATION

Request for Qualifications 2015-05, Technical Assistance
Providers for the Predevelopment Loan Program,

Demonstration Loans and Other Florida Housing Programs

The Florida Housing Finance Corporation invites all qualified Respondents to submit proposals for consideration in accordance with the terms and conditions set forth in this Request for Qualifications (RFQ) 2015-05, relating to the procurement of Technical Assistance Providers for the Predevelopment Loan Program, Demonstration Loans and Other Florida Housing Programs. Florida Housing expects to select one or more Respondents who propose to provide these services as specified in this RFQ.

Responses shall be accepted until 2:00 p.m. (Eastern Time), September 10, 2015, to the attention of Contracts Manager, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

For questions or additional information, please contact: Jenny Marshall at (850)488-4197 or Jenny.Marshall@floridahousing.org. To obtain a copy of the Request for Qualifications, which outlines selection criteria and applicant's responsibilities, please submit your request to the attention of Jenny Marshall, or you can download the Request for Qualification from the Florida Housing Finance Corporation website at: <http://www.floridahousing.org/BusinessAndLegal/Solicitations/RequestForQualifications>. Any modifications that occur to the Request for Qualification will be posted at the website and may result in an extension of the deadline.

Section XII
Miscellaneous

NONE

Section XIII
Index to Rules Filed During Preceding
Week

LIST OF RULES AWAITING LEGISLATIVE
APPROVAL PURSUANT TO SECTION 120.541(3),
FLORIDA STATUTES

DEPARTMENT OF FINANCIAL SERVICES
Division of Worker's Compensation
69L-7.020 7/20/2015*****41/21 41/72

INDEX TO RULES FILED BETWEEN AUGUST 3, 2015
AND AUGUST 7, 2015

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

DEPARTMENT OF STATE

Division of Elections

1S-2.051	8/3/2015	8/23/2015	41/128	
----------	----------	-----------	--------	--

DEPARTMENT OF EDUCATION

State Board of Education

6A-10.040	8/6/2015	8/26/2015	41/120	
6A-14.095	8/6/2015	8/26/2015	41/125	

DEPARTMENT OF THE LOTTERY

53ER15-39	8/6/2015	8/6/2015	41/154	
53ER15-40	8/6/2015	8/6/2015	41/154	
53ER15-41	8/6/2015	8/6/2015	41/154	
53ER15-42	8/6/2015	8/6/2015	41/154	
53ER15-43	8/6/2015	8/6/2015	41/154	
53ER15-44	8/6/2015	8/6/2015	41/154	
53ER15-45	8/6/2015	8/6/2015	41/154	
53ER15-46	8/6/2015	8/6/2015	41/154	
53ER15-47	8/6/2015	8/6/2015	41/154	
53ER15-48	8/6/2015	8/6/2015	41/154	

DEPARTMENT OF HEALTH

Board of Pharmacy

64B16-28.450	8/7/2015	8/27/2015	40/134	41/134
--------------	----------	-----------	--------	--------

Board of Podiatric Medicine

64B18-24.002	8/6/2015	8/26/2015	41/96	41/132
--------------	----------	-----------	-------	--------